

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, MARCH 6, 1973
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

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

Absent--Councilwoman O'Connor and Mayor Wilson.

Clerk---Edward Nielsen.

Deputy Mayor Martinet called the Regular Meeting to order
at 9:42 a.m.

(Item 1)

Deputy Mayor Martinet introduced Reverend Joseph M. Sandven,
Minister at Mission Hills Congregational Church, who gave the Invocation.

(Item 2)

Councilman Johnson led the Pledge of Allegiance.

(Item 3)

Deputy Mayor Martinet welcomed fifty-five students from O'Farrell
Junior High School, accompanied by Mr. David LeMay.

Councilman Williams addressed the group.

(Item 4)

A communication from Arlene Van de Wetering, The Mission Hills
Committee, requesting permission to address the Council relative to
the Mission Hills Height Limitation Ordinance which will expire on
April 1, 1973, was presented.

Planning Director Goff answered questions directed by the Council.

Arlene Van de Wetering appeared to speak regarding said communication.

On motion of Councilman Bates, said communication was referred to
the Planning Commission to hold public hearings on the Height
Limitation Ordinance. (Mission Hills)

The Council considered requests for continuances:
Items 106, 107, and 5.

(Item 106)

A proposed Resolution, authorizing the City Manager to hire personnel on a contract basis and otherwise carry out the purposes of the Southeast Involvement Project, was returned to the City Manager, at his request, on motion of Councilman Johnson.

(Item 107)

A proposed Resolution, making a finding that the construction of a commercial driveway which will ingress and egress onto Balboa Avenue as proposed by De Anza View Medical-Dental Center is in the public interest, and recommending that the State Division of Highways approve the proposed change in access control on Balboa Avenue (State Route 274), was continued indefinitely for E.I.R., on motion of Councilman Johnson.

(Item 5 - CASE NO. 42-72-14)

CONTINUED HEARINGS - (Continued from the Meeting of December 21, 1972.)
Appeal of Norman E. Kay, from the decision of the Planning Commission in denying his application to rezone Parcel "B" of Parcel Map 497, (said Parcel Map being a portion of Lot 1, Resub. No. 1 Belwood, and portion Lot 2, Pueblo Lot 1105, and portion of Unnumbered Pueblo Lot lying northerly thereof), located south of Friars Road and west of Fashion Valley Road, from Zone R-4 to Zone CO.

Norman Kay appeared to speak regarding the continuance of said appeal.

On motion of Councilman Hitch, the matter was referred to the Planning Commission to hold a hearing on the Planned Commercial Development, at applicant's request.

The Council considered the Consent Agenda, which consisted of Items 8, 9, 10, 11, 100, 101, 102, 103, 104, and 108.

(Item 8)

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

RESOLUTION 207448, Larry Montoya, General Building Contractor, for the site development and remodeling of San Diego Transit Central Operating Facility Parking Area improvements, for the sum of \$326,462, including Additive Alternates 1 and 2; authorizing the expenditure of \$370,000 out of Transit Central Operating Facility Fund (Fund No. 2572) for said purpose and related costs;

RESOLUTION 207449, Greenwood Memorial Park for the purchase of burial enclosures as may be required, for a period of one year ending March 31, 1974, for an actual estimated cost of \$12,408.38, including tax and terms;

RESOLUTION 207450, Hallowell Division, Standard Pressed Steel Co. for the purchase of desks and tables as may be required, for a period of one year ending February 28, 1974, for an actual estimated cost of \$4,550.18, including tax and terms;

(Item 8 Continued)

RESOLUTION 207451, Jackson Co. for the purchase of 100 aluminum waste receptacles, for an actual cost of \$7,838.25, including tax and terms; and

RESOLUTION 207452, W. F. DeMarco Co. for the purchase of 100 cast iron manhole covers and 80 frames, for an actual cost of \$3,653.75, including tax and terms.

(Item 9)

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

RESOLUTION 207453, Hansons Water Works Supply Co. for the purchase of one sluice gate, for an actual cost of \$2,558.09, including tax and terms; and

RESOLUTION 207454, R. T. Crossman, Inc. for the purchase of one radar speedmeter, for a total estimated cost of \$1,109.35, including tax, terms, and trade-in, with option to purchase additional radar units within one year of initial purchase order.

(Item 10)

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

RESOLUTION 207455, furnishing automotive equipment, in accordance with Specifications Document No. 742775;

RESOLUTION 207456, furnishing fire hydrants, in accordance with Specifications Document No. 742776;

RESOLUTION 207457, furnishing weed and litter abatement, in accordance with Specifications Document No. 742777; and

RESOLUTION 207458, furnishing gutter broom wire, in accordance with Specifications Document No. 742778.

(Item 11)

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

RESOLUTION 207459, grading for Mountain View Community Center, in accordance with Specifications Document No. 742779; and

RESOLUTION 207460, construction of the Mission Gorge Pump Plant, in accordance with Specifications Document No. 741763.

(Item 100)

A proposed Resolution, awarding a contract to Griffith Company to pave and otherwise improve California Street between Vine and Chalmers Streets, and Bean Street between Kurtz and California Streets, was presented.

A revised Resolution was presented.

RESOLUTION 207461, awarding a contract to Griffith Company to pave and otherwise improve California Street between Vine and Chalmers Streets and Bean Street between Kurtz and California Streets; authorizing the expenditure of \$6,400 out of Gas Tax Fund 219 for said purpose and related costs, was adopted on motion of Councilman Williams.

(Item 101)

RESOLUTION 207462, setting aside and dedicating for the purpose of a public street a portion of Lot 1 of Rancho Caster, and naming the same MAJESTIC DRIVE, was adopted on motion of Councilman Williams.

(Item 102)

RESOLUTION 207463, accepting the bid of \$5,000 submitted by George Artiaga for the sale at public auction of Lot A, North Bonita Hills Unit No. 3, and authorizing the execution of a Grant Deed, conveying said property to George Artiaga and Maria D. Artiaga, was adopted on motion of Councilman Williams.

(Item 103)

RESOLUTION 207464, authorizing the sale by negotiation of portions of Lots 26 and 27 in Block 56 of Park Villas for the sum of \$725 to John Thomas and Verna Jean Huber; authorizing the execution of a Grant Deed, granting said property to John Thomas and Verna Jean Huber, was adopted on motion of Councilman Williams.

(Item 104)

The following Resolutions, approving the acceptance by the City Manager of deeds, were adopted on motion of Councilman Williams:

RESOLUTION 207465, B. Carl and Dorothy Bossard (street purposes) - RICKERT ROAD;

RESOLUTION 207466, Mesa Shopping Center (street purposes) - RICKERT ROAD; and

RESOLUTION 207467, San Diego Trust and Savings Bank as Trustee for P.T. 707 (street purposes) - UNIVERSITY AVENUE.

(Item 108)

RESOLUTION 207468, confirming the appointments by the Mayor of the following representatives on the San Diego County Water Authority Board for six-year terms ending March 5, 1979: Reappointed is John Cranston; New appointments are: Dr. Charles Cooper, Henry Hoyt, and Ms. Judith McConnell, was adopted on motion of Councilman Williams.

(Item 6)

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 appeal of Le Baron Hotel, by Veronica Haase, controller, 250 Hotel Circle North, from the decision of the City Treasurer with respect to interest and penalties imposed on the payment of Transient Occupancy Tax (Room Tax); payment did not reach the City Treasurer in the required time. It was reported that no written protests had been received.

City Treasurer Feeley 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 Johnson:

(Item 6 Continued)

RESOLUTION 207469, denying the appeal of Le Baron Hotels,
by Veronica M. Haase, controller.

The following Ordinances were introduced at the Meeting of
February 20, 1973.

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

(Item 7)

7 (a)

ORDINANCE 11000 (New Series), amending the San Diego Municipal
Code by amending Chapter X, Article 1, by adding Division 11,
City-wide On-Premises Sign Regulations for Commercial and Industrial
Zones and adding thereto certain sections; and by amending Chapter IX,
Article 5, by repealing Sections 95.0101 through 95.0136 and adding
certain other sections, all relating to Signs;

7 (b)

ORDINANCE 11001 (New Series), amending Chapter X, Article 1,
Division 4 of the San Diego Municipal Code by amending Section
101.0418 relating to the CP Zone;

7 (c)

ORDINANCE 11002 (New Series), amending Chapter X, Article 1,
Division 4 of the San Diego Municipal Code by amending Section
101.0421.1 relating to the CR Zone;

7 (d)

ORDINANCE 11003 (New Series), amending Chapter X, Article 1,
Division 4 of the San Diego Municipal Code by amending Section
101.0428.1 relating to the CA Zone;

(Item 7 Continued)

7 (e)

ORDINANCE 11004 (New Series), amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0430.1 relating to the C-1 Zone;

7 (f)

ORDINANCE 11005 (New Series), amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0432.1 relating to the C Zone;

7 (g)

ORDINANCE 11006 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0435 relating to the M-1D Zone;

7 (h)

ORDINANCE 11007 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0437 relating to the M-1 Zone;

7 (i)

ORDINANCE 11008 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0440 relating to the M-2A Zone;

7 (j)

ORDINANCE 11009 (New Series), amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0441 relating to the M-2 Zone;

7 (k)

ORDINANCE 11010 (New Series), amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0423 relating to the CO Zone;

7 (l)

ORDINANCE 11011 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0426 relating to the CN Zone;

7 (m)

ORDINANCE 11012 (New Series), amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0434, relating to the SR Zone; and

(Item 7 Continued)

7 (n)

ORDINANCE 11013 (New Series), amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0435.1 relating to the M-IP Zone.

Abe Kalatsky and Robert Reyburn appeared to speak regarding said Ordinances.

Joseph Schmitt and E. Kemper Nelson appeared to speak in opposition to the Ordinances.

(Item 105)

A proposed Resolution, authorizing a Fourth Amendment to Option to Purchase Agreement with the Fed-Mart Corporation, covering certain parcels of City-owned land, which amendment will revise the boundaries of development Phases II and III and release Phase III from reversionary provisions of the agreement, was presented.

City Attorney Witt answered questions directed by the Council.

On motion of Councilman Johnson, said proposed Resolution was continued for one week, to Tuesday, March 13, 1973, for further review.

(Item 109)

A proposed Resolution, confirming the reappointment by the City Council of Councilman Leon L. Williams to the Board of Directors of the Palm City Sanitation District, for the term prescribed by law, was presented.

A motion made by Councilman Hitch to amend the Resolution by changing the word reappointment to appointment and by changing the name of the Councilman to James Bates passed unanimously.

RESOLUTION 207470, confirming the appointment by the City Council of Councilman James Bates, as the alternate representative to the Board of Directors of the Palm City Sanitation District for the term prescribed by law was adopted, as amended, on motion of Councilman Hitch.

(Item 112)

A proposed Resolution, confirming the reappointment of Mayor Pete Wilson and Councilman Floyd L. Morrow to the Policy Coordinating Committee of the San Diego County Comprehensive Planning Organization (CPO) as representative and alternate representative, respectively, was filed on motion of Councilman Bates.

(Items 110 and 111)

(110) A proposed Resolution, confirming the reappointment of the following Councilmen to serve as Council Liaison to the following organizations for one-year periods commencing on the second day of January, 1973: Park and Recreation Board: Councilman Henry L. Landt - Councilwoman Maureen F. O'Connor, Alternate; San Diego Planetarium

(Items 110 and 111 Continued)

Authority: Councilman Bob Martinet - Councilman Jim Bates, Alternate; San Diego Transit Corporation, Board of Directors: Councilman Jim Bates - Councilman Leon L. Williams, Alternate; San Diego Unified Port District, Board of Directors: Councilman Henry L. Landt - Councilman Bob Martinet, Alternate; Stadium Authority Governing Board: Councilman Gil Johnson - Councilwoman Maureen F. O'Connor, Alternate; and (111) A proposed Resolution, confirming the reappointment of Councilwoman Maureen O'Connor to the Committee on Legislation and Intergovernmental Affairs for a period ending December 14, 1973, was presented.

After some discussion, Deputy Mayor Martinet recessed the Meeting into Executive Session to discuss Items 110 and 111, at 10:36 a. m.

Upon reconvening at 11:34 a.m., the roll call showed Councilwoman O'Connor and Mayor Wilson absent.

(Items 110 and 111 Continued)

On motion of Councilman Bates, Items 110 and 111 were continued to Thursday, March 15, 1973, for further review.

By Unanimous Consent granted to Councilman Bates, a proposed Resolution, urging the California State Highway Commission to give consideration to the inclusion of bikeways along all freeways within the City of San Diego, was presented.

RESOLUTION 207471, urging the California State Highway Commission to give consideration to the inclusion of bikeways along all freeways within the City of San Diego, was adopted on motion of Councilman Bates.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Bates, at 11:35 a.m.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward Wilson

City Clerk of The City of San Diego, California