

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, MARCH 15, 1973
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

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

Absent--Councilman Morrow.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:46 a.m.

(Item 1)

Mayor Wilson welcomed sixty students from Bishop's School of
La Jolla, accompanied by Nina and Sandra Gustafson.
Councilman Johnson addressed the group.

Councilman Morrow entered the Chamber.

The Council at this time considered requests for continuances:
Items 2 and 8a.

(Item 2)

CONTINUED HEARINGS - (Continued from the Meeting of December 21, 1972.)
Matters of: (a) Appeal of Lawrence Construction Company, Inc., by
C.B. Lawrence, president, from the decision of the Planning Commission
in failing to approve his application to rezone a portion of Lot 13,
Rancho Mission of San Diego, and portions of Lots 36 and 37, Sonka
Urban Heights, located on the north side of Mallard Street, between
69th Street (extended) and Laconia Street, from Zone A-1-1 to Zone
R-1-5 (Case No. 29-72-1); and (b) Appeal of Lawrence Construction
Company, Inc., by C.B. Lawrence, president, from the decision of the
Planning Commission in denying its application, under Planned Resi-
dential Development Permit No. 71, to construct and operate a 154-unit
planned residential development, located on the north side of Mallard
Street, between 69th Street (extended) and Laconia Street, on a portion
of Lot 13, Rancho Mission of San Diego and portions of Lots 36 and 37,
Sonka Urban Heights, in the A-1-1 (proposed R-1-5) Zone.

City Manager Moore, City Clerk Nielsen, Planning Director Goff,
City Attorney Witt, and Chief Deputy City Attorney Conrad answered
questions directed by the Council.

Item 2 - Continued

The Council directed the Planning Department to add into Notice of Public Hearing on Planned Residential Developments that the Council may consider lesser density and to explore other methods of adding additional information to the notices.

On motion of Councilman Landt, said matter was continued indefinitely for E.I.R.

(Item 8a)

RESOLUTIONS - PURCHASING: Resolution awarding contract as follows: Geo. Taylor Constr. Co. for improvements of City Testing Laboratory at Alvarado Filtration Plant, including Additive Alternates Two and Three for \$14,763; authorizing the expenditure of \$16,000 out of Capital Outlay Fund 245 for said construction and related costs.

On motion of Councilman Hitch, said matter was returned to the City Manager, at his request.

The Council considered the Consent Agenda, which consisted of Items 5, 8b, 8c, 9, 10, 100, 101, 102, 105, and 106.

The following Ordinance was introduced at the Meeting of March 1, 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 Ordinance.

The Ordinance was 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 5 - Case No. 61-72-6.)

ORDINANCE 11026 (New Series), incorporating a portion of Lot 4, Scripps Mesa Center Unit 2, into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Code, and repealing Ordinance No. 10351 (New Series), adopted July 23, 1970, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 8b and c)

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

RESOLUTION 207515, Perry Electric for improvements for Colina del Sol Tennis Center for \$12,139; authorizing the expenditure of \$16,000 out of Park & Recreation Bond Fund 725 for said construction and related costs; and

Item 8b and c - Continued

RESOLUTION 207516, G. Spikes and W. Love Masonry and Cement Contractors for improvement of sidewalks, curbs and gutters in the area bounded by Boundary Street, Franklin Avenue, San Miguel Avenue, Los Pinos Avenue, San Pasqual Street and Ocean View Boulevard for \$11,368.50; authorizing the expenditure of \$14,500 from Special Fund No. 2714 for said construction and related costs.

(Item 9)

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

RESOLUTION 207517, R. D. Stevens Construction, Inc. for building modifications at 70th Street and El Cajon Boulevard for the sum of \$2,899;

RESOLUTION 207518, Center City Ford for the purchase of sixteen ambulance vans for a total cost of \$44,731.54, including tax, terms, and trade-in;

RESOLUTION 207519, Aquamarine Corporation for the purchase of one aquatic weed cutter and trailer for an estimated cost of \$15,904.45, including tax, terms, and estimated freight;

RESOLUTION 207520, Worthington Service Corporation, Western Customer Service Division for service and repair of Worthington pumps, as may be required for a period of one year ending June 30, 1974, for estimated cost of \$8,000, including applicable sales tax;

RESOLUTION 207521, Industrial Parts Depot for the purchase of various undercarriage parts for a total cost of \$2,736.41, including tax and terms; and

RESOLUTION 207522, San Diego Terminix for fumigation of six golf course greens at Torrey Pines Golf Course for an actual cost of \$1,800.

(Item 10)

RESOLUTION 207523, inviting bids for furnishing greens mixture in accordance with Specifications Document No. 742857, was adopted on motion of Councilman Landt.

(Item 100)

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

RESOLUTION 207524, authorizing an agreement with Division Highlands, Inc. for completion of improvements in Division Highlands Unit 1, a 44-lot subdivision located southerly of Pittsburg Avenue, northerly of Paradise Valley Road, and easterly of Ebbs Street;

RESOLUTION 207525, approving the final map of Division Highlands Unit 1;

RESOLUTION 207526, authorizing an agreement with Penasquitos, Inc. for completion of improvements in Penasquitos School Sites, a four-lot subdivision located easterly of Black Mountain Road;

RESOLUTION 207527, approving the final map of Penasquitos School Sites; and

Item 100 - Continued

RESOLUTION 207528, authorizing San Diego County Water Authority Encroachment Permit No. 73-1, allowing the construction of Carmel Mountain Road and Olviedo Street over the Authority's Second Aqueduct Pipeline.

(Item 101)

RESOLUTION 207529, designating June 1, 1973 as the date upon which all property in the College Avenue (El Cajon Boulevard to University Avenue) Underground Utility District must be ready to receive underground service and October 15, 1973 as the date for the removal of all overhead utility facilities, was adopted on motion of Councilman Landt.

(Item 102)

RESOLUTION 207530, approving the acceptance by the City Manager of a deed of United States of America conveying an easement and right of way for flood control purposes for Rose Creek Channel, affecting portions of Blocks 14 and 15 of Mission Bay Park Tract and Pueblo Lot 1788 of the Pueblo Lands, was adopted on motion of Councilman Landt.

(Item 105)

RESOLUTION 207531, authorizing the use of City forces to modify the traffic signals at Juan Street-Taylor Street, Garnet Avenue-Lamont Street, 43rd Street-El Cajon Boulevard, and 54th Street-El Cajon Boulevard; authorizing the expenditure of \$10,950 from Gas Tax fund 220 for said purpose and related costs, was adopted on motion of Councilman Landt.

(Item 106)

RESOLUTION 207532, authorizing the use of City forces to install two 6" meters, two backflow assemblies and two vaults for the Torrey Pines Golf Course, to be set, one each, on existing 6" services at 11580 and 10726 North Torrey Pines Road, was adopted on motion of Councilman Landt.

Mayor Wilson recessed the Meeting at 10:55 a.m. Upon reconvening at 11:14 a.m., the roll call showed Councilman Bates absent.

(Item 3)

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 February 13, 1973 to permit State law to become effective. on the matter of the appeal of Robert E. Gregoire from the decision of the Chief of Police in denying his application for a Private Street Patrolman License under the provisions of Section 33.0207 of the San Diego Municipal Code.

On motion of Councilman Landt, said matter was filed.

Councilman Bates entered the Chamber.

(Item 4)

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 the proposed amendment of the Trails for San Diego Report which was adopted May 4, 1967; said amendment will consist of the addition of seven City-wide corridor bicycle routes, two of which are generally north-south in direction and the other five are east-west.

Planning Director Goff answered questions directed by the Council.

Ed Curtis appeared to speak in favor of the proposed amendment.

On motion of Councilman Bates the hearing was closed and the following resolution was adopted:

RESOLUTION 207533, adopting that amendment entitled, "Proposed Addendum to the Report, Trails for San Diego," which would add seven City-wide corridor bicycle routes, two of which are generally north-south in direction and five, east-west.

The following Ordinance was introduced at the Meeting of March 1, 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 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, O'Connor, Landt, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilman Hitch. Absent-None.

(Item 6 - Case No. 20-72-4)

ORDINANCE 11027 (New Series), incorporating all CA and C Zoned property located within an area bounded by Bluffside Avenue and the intersection of Interstate 5 and Mission Bay Drive on the north, Interstate 5 on the East, Mission Bay Drive on the southwest, Grand Avenue on the south, and Rose Creek Flood Channel and Pico Street on the west, except that CA and C zoned property bounded by the following: Rose Creek Flood Channel on the north and west, Mission Bay Drive on the east, and Garnet Avenue on the south, into CA-S and C-1S Zones, as defined by Sections 101.0428 and 101.0430, respectively, of the San Diego Municipal Code, and repealing Ordinance No. 9361 (New Series), adopted February 3, 1966, and Ordinance No. 100 (New Series), adopted December 12, 1932, of the Ordinances of the City of San Diego insofar as the same conflict herewith.

(Item 7)

A proposed Ordinance entitled "An Ordinance amending Chapter II, Article 7 of the San Diego Municipal Code by adding Division 29, Sections 27.2901 through 27.2903, 27.2911 through 27.2913, 27.2921 through 27.2925, 27.2931 through 27.2938, 27.2941 through 27.2943, 27.2951 through 27.2955, 27.2961 through 27.2963, and 27.2971 through 27.2975 establishing a San Diego Municipal Election Campaign Contribution and Expenditure Control Ordinance," was presented.

City Attorney Witt answered questions directed by the Council.

Councilman Bates left the Chamber.

Councilman Bates entered the Chamber.

Mayor Wilson recessed the Meeting at 12:02 p.m., to reconvene at 2:00 p.m.

Upon reconvening at 2:13 p.m., the roll call showed Councilmen Williams, Morrow and Bates absent.

The Council then considered the following items before returning to Item 7.

Councilman Williams entered the Chamber.

(Item 109)

A proposed resolution excusing Councilman Allen Hitch from Council Meetings of March 20, 22 and 27, 1973 was presented.

On motion of Councilman Landt the proposed resolution was amended to change the dates to April 3, 5, 10, and 12, 1973.

The following amended resolution was adopted on motion of Councilman Johnson:

RESOLUTION 207534, excusing Councilman Allen Hitch from Council Meetings of April 3, 5, 10 and 12, 1973.

Councilman Morrow entered the Chamber.

Councilman Bates entered the Chamber.

(Item 110)

RESOLUTION 207535, reappointing Kenneth R. Cilch to the City-County Camp Authority for a four-year term ending December 31, 1975, was adopted on motion of Councilwoman O'Connor.

The Council then returned to consideration of Item 7.

Item 7 - Continued

Rev. Melvin Harter, Cdr. Ted Gavett, Jim Ellis, and Gary Smith appeared to speak in favor of the proposed Ordinance.

Jim Sills appeared to speak in opposition to the proposed Ordinance.

Mayor Wilson recessed the Meeting at 3:35 p.m. Upon reconvening at 3:58 p.m., the roll call showed all present.

Item 7 - Continued

Attorneys William McKenzie and David Stutz of the Task Force answered questions directed by the Council.

On motion of Councilman Landt, the City Attorney was instructed to bring an alternate Ordinance to the Workshop on Tuesday, March 20, 1973 to include full disclosure, no limits on amount of expenditure on a campaign but a limit for individual's expenditures, without campaign contribution trust fund section, but to include enforcement provisions, by the following vote: Yeas-Councilman Johnson, O'Connor, Landt, Williams, Morrow, Martinet, and Hitch. Nays-Councilman Bates and Mayor Wilson. Absent-None.

On motion of Councilman Morrow the City Attorney was instructed to amend the Ordinance then before the Council to alter provisions of the trust fund account section and make other changes suggested by Councilman Morrow.

On motion of Councilman Bates, the matter was continued to 2:00 p.m., Time Certain, on March 27, 1973 for further testimony.

(Item 103)

A proposed Resolution, continued from the Meeting of March 6, 1973, for further review, 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, was presented:

Park and Recreation Board:

Councilman Henry L. Landt

Councilwoman Maureen F. O'Connor, Alternate

San Diego Planetarium Authority:

Councilman Bob Martinet

Councilman Jim Bates, Alternate

San Diego Transit Corporation, Board of Directors:

Councilman Jim Bates

Councilman Leon L. Williams, Alternate

Item 103 - Continued

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.

On motion of Councilman Morrow, the matter was continued for one week to March 22, 1973 for further review, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, and Bates. Nays-Councilmen Landt, Martinet, Hitch and Mayor Wilson. Absent-None.

(Item 104)

A proposed Resolution, continued from the Meeting of March 6, 1973, for further review, confirming the reappointment of Councilwoman Maureen O'Connor to the Committee on Legislation and Intergovernmental Affairs for a period ending December 14, 1973, was continued for one week to March 22, 1973 for further review by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, and Bates. Nays-Councilmen Landt, Martinet, Hitch, and Mayor Wilson. Absent-None.

(Item 107)

RESOLUTION 207536, authorizing that Third Avenue, between A Street and Broadway, be converted to a two-way street, and the installation of the necessary signs and markings; authorizing the use of City forces to modify certain traffic signals at Third Avenue and B Street, Third Avenue and C Street and Third Avenue and Broadway; authorizing the expenditure of \$4,665 out of Gas Tax Fund 220 for said purpose; rescinding Resolution No. 140693 adopted July 18, 1957, was adopted on motion of Councilman Hitch.

(Item 108)

RESOLUTION 207537, declaring the following to be one-way streets; authorizing the installation of the necessary signs and markings on: (a) Balboa Drive between Juniper Street and Eighth Avenue, for one-way southbound traffic; and (b) Eighth Avenue between Juniper Street and Balboa Drive, for one-way northbound traffic, was adopted on motion of Councilman Martinet.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Hitch, the Regular Meeting was adjourned in memory of Mrs. Howard Russell, aunt of Councilman Martinet, at 5:29 p.m.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward T. Taylor
City Clerk of The City of San Diego, California