

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, MARCH 29, 1973
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

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

Absent--Councilmen Landt and Morrow.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:43 a.m.

(Item 1)

Mayor Wilson welcomed thirty-five students from San Diego
High School, accompanied by Mrs. Frances Lamb.

Councilman Morrow entered the Chamber.

Item 1 - Continued

Councilman Bates addressed the group.

Martha Shaw, Student Body President, addressed the Council
relative to the relocation of San Diego High School.

(Item 2)

A communication from Edward T. Butler, representing the Academic
Senate of San Diego City College, requesting permission to present
to the Council the conclusions of a report conducted by the Academic
Senate to the effect that San Diego High School should not be recon-
structed in its present location and should be abandoned on or before
June 30, 1975 and in the event a replacement for the High School is
required, the same should be reconstructed elsewhere, was presented.

Edward T. Butler appeared to speak regarding said communication.

On motion of Councilman Johnson, said communication was referred
to the City Manager and City Attorney for a report back to Mr. Butler
and also referred to a Council Conference.

Councilman Bates left the Chamber.

(Item 3)

A communication from Stanley H. Simpson, requesting permission to address the Council regarding "permanent tourists" and their value to the City, and ways that might be employed to attract them to this area, was presented.

Stanley H. Simpson appeared to speak regarding said communication.

On motion of Councilman Johnson, said communication was referred to the City Manager, for him to also give to Oscar Kaplan, Economic Behavior Analyst, and for a report back to the Council and Mr. Simpson.

Councilman Bates entered the Chamber.

There were no requests for continuances.

(Item 7)

A proposed Resolution, awarding contract to Harp Salon for a Lyon-Healy Harp - Style 100, for a total estimated cost of \$3,396.51, including tax, terms and estimated freight charge, was returned to the City Manager, at his request.

The Council considered the Consent Agenda, which consisted of Items 9, 10, 11, 102, and 103.

(Item 9)

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

RESOLUTION 207636, International Harvester Company for one cab and chassis, truck mounted loader and dump body, for a total cost of \$26,680.74, including tax and terms; and

RESOLUTION 207637, R. W. Kurtz Contractor for improvements of City Testing Laboratory at Alvarado Filtration Plant, including Additive Alternates One, Two and Three, for the sum of \$16,375; authorizing the expenditure of \$17,700 from Capital Outlay Fund (245) for said purpose and related costs.

(Item 10)

RESOLUTION 207638, awarding contracts for renewing group health insurance as follows: (1) Renewing the contract with Blue Cross of Southern California for a period of 52 weeks commencing March 30, 1973, for estimated cost of \$775,152; and (2) Renewing the contract with Kaiser Foundation Health Plan, Inc. for a period of one year commencing April 1, 1973 for estimated cost of \$401,328, was adopted on motion of Councilman Martinet.

(Item 11)

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

RESOLUTION 207639, furnishing bulk quicklime as may be required for a period of one year ending June 30, 1974 in accordance with Specifications Document No. 742987; and

RESOLUTION 207640, furnishing porcelain enamel on aluminum high-way signs as may be required for a period of one year ending May 31, 1974 in accordance with Specifications Document No. 742988.

(Item 102)

RESOLUTION 207641, authorizing John C. Tsiknas, a representative of the Public Works Department, to attend a seminar on New Developments in Optical Instrumentation in Washington, D.C., on April 11-12, 1973, was adopted on motion of Councilman Martinet.

(Item 103)

A proposed Resolution, declaring the months of April, May, June and July, 1973 "Balboa Park Pedestrian Months;" authorizing the City Manager to extend the current temporary closure of the section of El Prado from the east side of Plaza De Panama to Plaza De Balboa to vehicular traffic for said months, was presented.

The following revised Resolution was adopted on motion of Councilman Martinet.

RESOLUTION 207642, declaring the months of April, May, June and July, 1973 "Balboa Park Pedestrian Months," authorizing the City Manager to temporarily close the section of El Prado from the east side of Plaza De Panama to Plaza De Balboa to motor vehicles between the hours of 6:00 a.m. and 7:00 p.m. for said months.

(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 application of deTouring Company by B. Scott Beemer and Harry A. Cook, Jr., for Certificates of Public Convenience and Necessity to operate three automobiles for hire, providing sightseeing tours within the limits of the City of San Diego.

City Manager Moore and Ray Hall, Staff Assistant to the City Manager, answered questions directed by the Council.

B. Scott Beemer appeared to speak in favor of the proposed Resolution.

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

RESOLUTION 207643, granting a Certificate of Public Convenience and Necessity to B. Scott Beemer and Harry A. Cook, Jr., doing business as deTouring Company, to operate three vehicles for hire.

Mayor Wilson recessed the Meeting at 10:22 a.m. Upon reconvening at 10:45 a.m., the roll call showed Councilmen Landt and Morrow absent.

(Item 5)

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 appeal of Hal G. Hanke, by Lawrence Kuerbis, Jr., attorney, from the decision of the Planning Commission which failed to approve his appeal from the decision of the Planning Director in denying the preliminary parcel map of a two-parcel division of Lots 1 and 2, Block 1, Ironton, and a portion of Bessemer Street Closed, located on the north-westerly side of Harbor View Drive, between Harbor View Place and Talbot Street, in the R-1-5 Zone.

Councilman Morrow entered the Chamber.

Item 5 - Continued

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

Attorney Lawrence Kuerbis and Hal G. Hanke appeared to speak in favor of granting the appeal.

Attorney Robert Copeland and Pat Fulton appeared to speak in opposition to granting the appeal.

Councilwoman O'Connor moved that the hearing be closed, the decision of the Planning Commission be overruled and the appeal be granted. No vote was taken on the motion.

Councilman Bates moved to continue the hearing for four weeks in order to allow the owners to sign a covenant, which motion was deemed to have failed for lack of five affirmative votes, by the following vote: Yeas-Councilman Morrow and Bates. Nays-Councilmen Johnson, O'Connor, Williams, Martinet, Hitch, and Mayor Wilson. Absent-Councilman Landt.

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

RESOLUTION 207644, granting the appeal of Hal G. Hanke, by Lawrence Kuerbis, Jr., attorney, from the decision of the Planning Commission in denying the preliminary parcel map of a two-parcel division of Lots 1 and 2, Block 1, Ironton, and a portion of Bessemer Street closed; approving said preliminary parcel map.

(Item 6)

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 proposed amendments to Chapter X, Article 1, Division 4, San Diego Municipal Code by repealing Section 101.0403 -- FP-Floodplain Zone--Purpose and Intent; Section 101.0403.1 -- FP-Floodplain Zone--Permitted Uses; Section 101.0101.20.1 -- Floodplain (definition); Section 101.0101.20.2 -- Floodproof Structure (definition); and by adding new sections as follows: Section 101.0403 -- FW (Floodway) Zone; Section 101.0403.1 -- FPF (Floodplain Fringe) Zone; Section 101.0101.57 -- Floodplain (definition); Section 101.0101.58 -- Floodway (definition); Section 101.0101.59 -- Floodplain Fringe (definition); Section 101.0101.60 -- 100 Year Frequency Flood (definition); and Section 101.0101.61 -- Standard Project Flood (definition).

Ken Klein, Planning Department, Assistant Community Development Director Fowler and City Manager Moore answered questions directed by the Council.

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

Upon reconvening at 2:41 p.m., the roll call showed Councilmen O'Connor, Landt, and Martinet absent.

Item 6 - Continued

Attorneys Paul Peterson, Russell B. Grant and Al Walkoe appeared to speak in opposition to the proposed Ordinances.

Dan Leadlay and Bob Fowble appeared to speak in favor of the proposed Ordinances.

On motion of Councilman Johnson the matter was continued for three weeks to April 19, 1973 to allow the Planning Department and City Manager to prepare a report back to Council on the questions raised by Attorneys Grant and Walkoe, and Mr. Fowble.

(Item 8)

The following Resolutions relative to paving and otherwise improving Averil Road, between San Ysidro Boulevard and South Vista Avenue and Sunset Avenue, between Averil Road and Vista Avenue, were adopted on motion of Councilman Williams:

RESOLUTION 207645, awarding a contract to R. E. Hazard Co., for the sum of \$124,971, Schedule I and including Additive Alternate A; authorizing the expenditure of \$129,809 from Model Cities Fund (2542) for said purpose and related costs; and

RESOLUTION 207646, authorizing the use of City Forces to relocate the fire hydrants and water services where required.

(Item 100)

A proposed Resolution, continued from the Meeting of March 22, 1973, for further review, amending the consultant agreement between the City and Michael Babunakis by extending the term and expiration thereof from April 16, 1973 through June 30, 1973, under the same terms and conditions as contained in said agreement; authorizing the City Auditor and Comptroller to transfer the sum of \$5,112 within the 100 Fund from Unallocated Reserve (53.30) to City Council Fiscal Analyst (44.14) for said purpose, was presented.

On motion of Councilman Johnson, the matter was filed.

(Item 101)

RESOLUTION 207647, authorizing the City Manager to extend the existing Model Cities Projects for a period of ninety days from April 1, 1973 to June 30, 1973, which were approved for Third Action Year funding, was adopted on motion of Councilman Johnson.

(Item 104)

A proposed Resolution authorizing moratorium on development in the South Bay Area was presented.

Councilman Morrow left the Chamber.

Item 104 - Continued

Councilman Bates moved to adopt a resolution that would require a hearing necessary for the finding of an emergency. No vote was taken on the motion.

Councilman Williams left the Chamber.

Item 104 - Continued

Marilyn Eckert appeared to speak in favor of the proposed resolution.

Councilman Williams entered the Chamber.

Item 104 - Continued

Chief Warrant Officer Dreiling appeared to speak in favor of the proposed resolution.

J. R. Shattuck answered questions directed by the Council.

On motion of Councilman Bates, the matter was continued for one week to April 5, 1973 to allow for an examination of the tape from the meeting of October 3, 1972 for any misrepresentations by the applicant or his representative.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Hitch at 4:40 p.m.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward Wilson

City Clerk of The City of San Diego, California