

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - TUESDAY, APRIL 3, 1973  
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING  
COMMUNITY CONCOURSE

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

Absent--Councilman Williams.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:38 a.m.

(Item 1)

Mayor Wilson introduced Reverend Calvin Duncan, retired Presby-  
terian Minister, who gave the Invocation.

Councilman Williams entered the Chamber.

(Item 2)

Councilman Williams led the Pledge of Allegiance.

(Item 3)

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

Councilman Bates addressed the group.

(Item 4)

Minutes of the Regular Council Meeting of Thursday, March 15,  
1973 were presented by the City Clerk. On motion of Councilman  
Williams, said Minutes were approved without reading, after which  
they were signed.

(Item 5)

A communication from Mrs. Eleanor Katz inviting the Mayor and  
City Council to attend opening ceremonies for the Head Start Third  
Annual Art Show on Wednesday, April 4, 1973, at 3:30 p.m. at the  
Head Start Workshop, 3955 Fourth Avenue, San Diego, was presented.

Mrs. Eleanor Katz appeared to speak regarding said communication.

On motion of Councilman Hitch, said communication was noted and  
filed.

There were no requests for continuances.

The Council considered the Consent Agenda, which consisted of Items 12, 13, 14, 15, 100, 101, 104, 107, 108, 109, 110, 111, 112, and 113.

(Item 12)

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

RESOLUTION 207648, Guy F. Atkinson Company for site grading and construction of storm drains in the Morley Field area of Balboa Park, for the sum of \$160,820; authorizing the expenditure of \$125,000 from Park and Recreation Bond Fund No. 725, and \$75,000 from Flood Control and Storm Drain Bond Fund No. 727 for said purpose and related costs;

RESOLUTION 207649, Environmental Care, Inc., for the irrigation and maintenance of approximately 2,273 trees located on major streets for a 12-month period for an estimated cost of \$29,730.84, with an option to renew for an additional twelve months with an escalation not to exceed 5% for the second year; and

RESOLUTION 207650, T. B. Penick & Sons, Inc. for the improvement of sidewalks, curbs and gutters in the area bounded by 31st Street, Highway 94, 34th Street, "K" Street, 32nd Street, and "G" Street (Contract 22), for the sum of \$14,625; authorizing the expenditure of \$17,300 from Special Fund No. 2714 for said purpose and related costs.

(Item 13)

RESOLUTION 207651, awarding contracts to Metro U.S. Services, Inc.; F. E. Young Construction Co., Inc.; Tony Sampo Equipment Rental, Inc.; and Bob Hatch Crane and Rigging, Inc. for rental of construction machinery and equipment as may be required for a period of one year ending February 28, 1974 for an actual estimated cost of \$28,467.50, including tax and terms, was adopted on motion of Councilman Johnson.

(Item 14)

The following Resolutions authorizing the Purchasing Agent to advertise for sale and sell the following equipment and material no longer needed or desirable for use by the City, were adopted on motion of Councilman Johnson:

RESOLUTION 207652, approximately two tons of scrap brass; and  
RESOLUTION 207653, 16 motorcycles and 7 motorscooters from the Police Department; 1 sedan and 2 station wagons from the Fire Department; 2 buses and 35 vehicles from Public Works Department, Equipment Division.

(Item 15)

RESOLUTION 207654, inviting bids for furnishing diesel fuel as may be required for a period of three months ending August 15, 1973, with alternate proposals for a six-month and a twelve-month contract - Specifications Document No. 743014, was adopted on motion of Councilman Johnson.

(Item 100)

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

RESOLUTION 207655, authorizing an agreement with A and F Land Investment Company, Inc. and Surf View Development Co. for completion of improvements to Dairy Mart International, a one-lot subdivision located on the southwest corner of Montgomery Freeway and Dairy Mart Road, in the A-1-10 Interim Zone (Proposed R-5);

RESOLUTION 207656, approving the final map of Dairy Mart International;

RESOLUTION 207657, authorizing an agreement with Princess Park Estates, Inc. for completion of improvements to Princess Del Cerro Unit 6, a 91-lot subdivision located northeasterly of College Avenue and southerly of Lance Street; and

RESOLUTION 207658, approving the final map of Princess Del Cerro Unit 6.

(Item 101)

The following Resolutions accepting the work done and authorizing a Notice of Completion in the following subdivisions, were adopted on motion of Councilman Johnson:

RESOLUTION 207659, Iris Manor; and

RESOLUTION 207660, Vista Del Cerro Unit 2.

(Item 104)

RESOLUTION 207661, authorizing the acceptance by the City Manager of a deed of Frank E. Naso (street purposes) - Scott Street, was adopted on motion of Councilman Johnson.

(Item 107)

RESOLUTION 207662, authorizing a lease agreement with Edward G. Rodriguez' whereby the City leases Senior Citizens' Project facilities for a term of two months, at a monthly rental of \$150 plus utilities, was adopted on motion of Councilman Johnson.

(Item 108)

RESOLUTION 207663, authorizing an amendment to agreement with the State for the construction of traffic signal and safety lighting systems at Hancock Street and Kurtz Street with Camino Del Rio; authorizing the expenditure of \$15,000 out of Gas Tax Fund 220 for said purpose and related costs; supplementing Resolution No. 204907 in said amount, was adopted on motion of Councilman Johnson.

(Item 109)

RESOLUTION 207664, authorizing an agreement with Kelley & Associates for professional services in connection with the Civic Theatre lighting control system; authorizing the expenditure of \$4,000 and \$3,500 out of Community Concourse Operation Fund 254 and Construction Department General Fund 100, respectively, for said purpose, was adopted on motion of Councilman Johnson.

(Item 110)

RESOLUTION 207665, establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the east side of 55th Street, from El Cajon Boulevard to the alley north, was adopted on motion of Councilman Johnson.

(Item 111)

RESOLUTION 207666, establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the east side of 59th Street, between El Cajon Boulevard and Madison Avenue, was adopted on motion of Councilman Johnson.

(Item 112)

RESOLUTION 207667, establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the east side of Esther Street, between Madison Avenue and Adams Avenue, was adopted on motion of Councilman Johnson.

(Item 113)

RESOLUTION 207668, authorizing the City Treasurer to attend a board of directors meeting and the annual seminar of California Municipal Treasurers Association at Fresno, California, on April 24-27, 1973, and to incur all necessary expenses, was adopted on motion of Councilman Johnson.

(Item 6)

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 March 27, 1973 to accomplish proper publication, on the matter of paving and otherwise improving Genesee Avenue, Marlesta Drive, Linda Vista Road, and improving Mount Alifan Drive, on Assessment Roll 3839.

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

Edward Cornett appeared to speak in opposition to the proposed assessment.

RESOLUTION 207669, continuing the hearing on the Street Superintendent's assessment No. 3839, made to cover the costs and expenses of paving and otherwise improving Genesee Avenue, Marlesta Drive, Linda Vista Road and Mount Alifan Drive, under Resolution of Intention No. 203414, adopted August 12, 1971, amended by Resolution No. 203994, adopted October 19, 1971 and Resolution No. 207508, adopted March 13, 1973, continued from the meeting of March 27, 1973, to accomplish proper publication, to the hour of 9:30 a.m., Tuesday, April 17, 1973, was adopted on motion of Councilman Landt.

The following Ordinance was introduced at the Meeting of March 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 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, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 7)

ORDINANCE 11031 (New Series), amending Chapter VI, Article 9, Divisions 1, 2 and 3 of the San Diego Municipal Code by adding Section 69.0108 and amending Sections 69.0101, 69.0103, 69.0104, 69.0201, 69.0202, 69.0301, 69.0302, 69.0303, 69.0304, 69.0305, 69.0307, 69.0308, 69.0309, 69.0310, 69.0311, 69.0312 and 69.0313 relating to Environmental Impact Report procedures.

City Manager Moore and Deputy City Attorney Detisch answered questions directed by the Council.

David Diehl appeared to speak in opposition to the section relating to issuance of building permits.

In addition, the City Attorney and City Manager were directed to pursue amendments to Ordinances that presently characterize ministerial acts.

Mayor Wilson recessed the Meeting at 10:31 a.m. Upon reconvening at 10:44 a.m., the roll call showed all present.

(Item 8)

A proposed Ordinance, amending Chapter IX, Article 1, of the San Diego Municipal Code by amending Section 91.02.2314, and by adding Sections 91.02.2418, 91.02.2608, 91.02.2612, 91.02.2617, 91.02.2630, 91.02.2632 and 91.02 Table 26-D, relating to the Uniform Building Code, was introduced on motion of Councilman Hitch, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

Ed Johnson and Mel Mark appeared to speak in favor of the proposed Ordinance.

(Item 9)

A proposed Ordinance, amending Chapter III, Article 3, Division 15 of the San Diego Municipal Code by repealing Sections 33.1501.6 and 33.1501.7 relating to female employees in cabarets, was introduced on motion of Councilman Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

City Manager Moore and City Attorney Witt answered questions directed by the Council.

Attorney Judith McConnell appeared to speak in favor of the proposed Ordinance.

(Item 10)

A proposed Ordinance, establishing a new parking meter Zone "B" on the north side of Date Street, between State Street and Union Street. A parking time limit of two hours shall be in effect at said location between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 11)

A proposed Ordinance, establishing a new parking meter Zone "B" on the south side of Market Street, between Pacific Highway and Kettner Boulevard; east side of Pacific Highway, between Market Street and Harbor Drive; and north side of Harbor Drive, between Pacific Highway and Kettner Boulevard. A parking time limit of one hour shall be in effect at said location between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted; rescinding Resolution No. 111228, adopted March 24, 1953, establishing a two-hour parking time limit on portions of Market Street, Pacific Highway, Harbor Drive and Kettner Boulevard was presented.

On motion of Councilman Hitch, the matter was continued for two weeks to April 17, 1973 for a report back from the City Manager regarding alternate solutions to the parking problem, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Hitch, Bates, and Mayor Wilson. Nays-Councilmen Landt and Martinet. Nays-None. City Manager Moore answered questions directed by the Council.

Councilman Morrow left the Chamber.

(Item 102)

RESOLUTION 207670, granting fifteen petitions for installation of sidewalks on Preece Street, westerly side between Osler Street and Comstock Street; Ulric Street, westerly side between Ulric Court and Orr Street; David Street, between Coolidge Street and Ulric Street; Ives Court, northerly side only; Lake Court, northerly side only; Comly Court; Comstock Street, easterly side between Comly Court and Ulric Court; Coolidge Street, from Glidden southerly; Burton Street, from Coolidge Street northerly to Glidden Street; Comly Street, westerly side between Preece Street and Comstock Street; Nye Street, easterly side between Osler Street and Comstock Street; Janney Court, northerly side only; Sperry Court, northerly side only; Fitch Court, southerly side only; Comstock Street, easterly side between Osler Street and Comly Court; Otis Court, northerly side only; Drescher Street, between Tait Street and W. Drescher Street; West Drescher Street between Drescher Street and Goodwin Street; North Elman Street; South Elman Street; Howe Court, northerly side only; located within the Linda Vista CHIRP area and known as the Linda Vista CHIRP Sidewalk Installation Project Phase II; directing the City Manager to furnish description and plat of the district, was adopted on motion of Councilman Martinet.

Councilman Morrow entered the Chamber.

(Item 103)

The following Resolutions relative to San Diego Park District No. 3 (Mission Hills Canyon), were adopted on motion of Councilman Morrow:

RESOLUTION 207671, approving the acceptance by the City Manager of a deed from Andrew and Elizabeth Muriel Matto conveying Lot 1 and 2 in Block 37 of Middletown Addition; and

RESOLUTION 207672, approving the acceptance by the City Manager of a deed from Andrew and Elizabeth M. Matto and Nicholas C. and June B. Altamura conveying Lots 22, 23 and 24 in Block 24 of Middletown Addition.

City Manager Moore and City Attorney Witt answered questions directed by the Council.

On motion of Councilman Morrow, the City Manager was directed to send a letter to the County Assessor pointing out specific instances over the last three years where there has been a discrepancy between the assessed value placed on property purchased by the City and the amount the City has had to pay for the land.

On motion of Councilman Morrow, the City Attorney was asked to research the question of whether the City can supplement the County Assessor's staff for the purpose of updating property assessments on vacant land. In addition, the City Manager was directed to report on the factors that would be involved in the City doing its own assessment.

(Item 106)

RESOLUTION 207673, approving and adopting the Director of Environmental Quality Department's "Guidelines for Implementation of the California Environmental Quality Act and for Processing Environmental Impact Reports and Negative Declarations;" rescinding Resolution Nos. 206816 and 207069, was adopted on motion of Councilman Martinet.

(Item 105)

A proposed Resolution, continued from the Meeting of March 27, 1973, for further review, confirming the following appointments by the Mayor to the Environmental Appeals Board for terms as indicated:

|                                | <u>Area Represented</u>                  | <u>Term Expires</u> |
|--------------------------------|--|---------------------|
| G. Wesley Harker<br>(Chairman) |  | 3-1-75              |
| Mrs. Janet E. Britt            | Citizens Groups                          | 3-1-75              |
| Glenn Flittner                 | Physical and Environ-<br>mental Sciences | 3-1-75              |
| William John Siembieda         | Social Sciences                          | 3-1-74              |
| Harrison Waite III             | Private Developers                       | 3-1-74              |

was presented. It was reported that letters of protest had been received.

Deputy City Attorney Detisch, City Attorney Witt, and City Manager Moore answered questions directed by the Council.

Attorney Rodger Hedgecock appeared to speak in opposition to the proposed Resolution.

On motion of Councilman Morrow, the matter was continued for one week to April 10, 1973 for further review.



There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Williams at 11:54 a.m.

*Pete Wilson*

Mayor of The City of San Diego, California

ATTEST:

*Edward Wilson*

City Clerk of The City of San Diego, California