

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, APRIL 5, 1973
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present--Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Hitch,
and Mayor Wilson.
Absent--Councilmen Martinet and Bates.
Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:35 a.m.

(Item 1)

Mayor Wilson welcomed thirty-five students from San Diego High School, accompanied by Mrs. Frances Lamb. Councilman Williams addressed the group.

Councilman Martinet entered the Chamber.

Councilman Bates entered the Chamber.

(Item 2)

A communication from a representative of the Union of Pan Asian Communities requesting permission to address the Council regarding the purposes and objectives of the Organization was presented. Vernon Yoshioka and Jose Untalan appeared to speak regarding said communication.

On motion of Councilman Williams, said communication was referred to the City Manager for report back to Council and UPAC.

The Council at this time considered requests for continuances: Item 107, Item 5 and first part of Item 7.

(Item 107)

A proposed Resolution, amending Council Policy No. 300-1 regarding Salary Setting Policy, was presented.

Barry Hammitt, Municipal Employees Association, Jim Grogan, Local 127, and John Lewis, San Diego Police Officers Association, appeared to speak in favor of a continuance.

On motion of Councilman Johnson, the Management Team was directed to meet with employee organization representatives for the purpose of outlining the purpose of the policy before the item is dealt with. This item was considered at the end of the Meeting.

(Item 5)

CONTINUED HEARINGS - (Continued from the Meetings of July 6 and October 5, 1972 and January 4, 1973.)

Appeal of Southern California Terraces, Inc., by Morgan G. Gilman, Vice President, from the decision of the Planning Commission denying its appeal from the decision of the Subdivision Review Board denying the tentative maps on various Bay Terrace Subdivisions.

Ken Klein, Planning Department, answered questions directed by the Council.

Edward Gabrielson appeared to speak regarding a continuance.

On motion of Councilman Hitch, said hearing was continued for one week, to Thursday, April 12, 1973, for further review.

(Item 7 - CASE NO. 48-72-11, portion - Drawing No. C-379.1.)

A proposed Ordinance, continued from the Meeting of March 8, 1973, at developer's request for review of plans, introduced February 22, 1973, incorporating Lot 255, Pacifica Hills Unit 6; Lot 260, Pacifica Hills Unit 9; Lot 261, Pacifica Hills Unit 10; Lots 161-166, Royal Park Unit 2; and Lot 1, Diamond Park, into R-2 Zone, located on both sides of Beyer Way, south of Palm Avenue, north of Arey Drive. (Area 19)

Attorney Donald Worley appeared to speak regarding a continuance of the property owned by Saratoga Development.

On motion of Councilman Hitch, the portion of the Ordinance pertaining to the area owned by Saratoga Development was continued for eight weeks, to Thursday, May 31, 1973, for further review. The portion regarding Lots 161-166, Royal Park Unit 2, was considered later in the Meeting.

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

The following Ordinances were introduced at the Meeting of March 22, 1973 (Item 8) and reintroduced March 22, 1973 (Item 9).

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 8)

ORDINANCE 11032 (New Series), effectuating rezoning of a portion of Lot 4, Eureka Lemon Tract, into C-1S Zone, as provided in Ordinance No. 10695 (New Series), adopted September 30, 1971.

(Item 9 - CASE NO. 48-72-11, portion - Drawing No. C-379.5.)

ORDINANCE 11033 (New Series), incorporating Lots 4 and 5, Coronado Highlands Unit No. 1, into R-2 Zone, as defined by Section 101.0409 of the San Diego Municipal Code, and repealing Ordinance No. 10490 (New Series), adopted January 21, 1971, and Ordinance No.

11032 - 11033 N.S.

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(Item 9 Continued)

10486 (New Series), adopted January 21, 1971, of the Ordinances of The City of San Diego insofar as the same conflict herewith.

(Item 10)

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

RESOLUTION 207674, George Taylor Construction Company for the Community Concourse Plaza Hall improvements, Schedule II, for the sum of \$7,525; authorizing the expenditure of \$8,600 out of Community Concourse Fund (254) for said purpose and related costs;

RESOLUTION 207675, T. B. Penick & Sons, Inc. for the irrigation pump for Golden Hill Area (Balboa Park), for the sum of \$6,435;

RESOLUTION 207676, R. J. Communication Products, Inc. for the purchase of eight isolators, for a total cost of \$5,535.60, including tax and terms, with an option to buy additional equipment at the same bid prices within one year; and

RESOLUTION 207677, T. Melsheimer Co. Inc. for the purchase of re-activated carbon as may be required, for the period of one year ending March 31, 1974, for an actual estimated cost of \$5,516.28, including tax and terms, with option to renew the contract for one additional year.

(Item 11)

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

RESOLUTION 207678, furnishing small tools as may be required, for a period of one year ending June 30, 1974, in accordance with Specifications Document No. 743054; and

RESOLUTION 207679, Montgomery Field Entrance Road Improvements - Phase I, in accordance with Specifications Document No. 743055.

(Item 101)

RESOLUTION 207680, authorizing the City Manager to execute an agreement with the United States of America, by and through the Federal Aviation Administration to provide certain electronics equipment to the Federal Aviation Administration for their use in air traffic control towers of any City-owned airport, was adopted on motion of Councilman Landt.

(Item 102)

RESOLUTION 207681, authorizing the City Manager to execute Utilities Agreement No. 19559 with the State Division of Highways for the relocation of sewer facilities on Highway 163, between 0.2 mile north of Aero Drive Overcrossing and 0.5 mile north of Clairemont Mesa Boulevard Overcrossing, to accommodate freeway construction, was adopted on motion of Councilman Landt.

(Item 103)

RESOLUTION 207682, authorizing the City Manager to issue a Letter to Proceed to St. Stephen's Church of God in Christ for continuation of the Meals on Wheels Project for the month of April, expenditures not to exceed \$2,250; and The Senior Citizens Federation, Inc. for continuation of the Senior Citizens Project for the month of April, expenditures not to exceed \$4,075, was adopted on motion of Councilman Landt.

(Item 3 - CASE NO. 60-72-10)

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 Meetings of October 19, November 16, 1972 and January 11, 1973, for E.I.R., on the matter of rezoning a portion of the Northwest $\frac{1}{4}$ of Section 12, Township 15 South, Range 3 West, located on the north side of Miramar Road, easterly of Empire Street, from Interim Zone A-1-10 to Zone M-1A. It was reported that no written protests had been received.

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

Beryl Phelps and Lewis Dowdy appeared to speak regarding the proposed rezoning.

Councilwoman O'Connor left the Chamber.

Councilwoman O'Connor entered the Chamber.

(Item 3 Continued)

A motion made by Councilman Johnson to amend the Ordinance by changing the rezoning to M-1B passed unanimously.

The hearing was closed on motion of Councilman Johnson.

A proposed Ordinance, incorporating a portion of the Northwest $\frac{1}{4}$ of Section 12, Township 15 South, Range 3 West, into M-1B Zone, as defined by Section 101.0435.2 of the San Diego Municipal Code, and repealing Ordinance No. 8018 (New Series), adopted December 9, 1958, of the Ordinances of The City of San Diego, insofar as the same conflicts herewith was introduced, as amended, 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 3 Continued)

Additionally, the following Resolution was adopted on motion of Councilman Johnson:

RESOLUTION 207683, directing the Planning Commission to hold public hearings on rezoning, from the M-1A Zone to the M-1B Zone, all vacant land adjacent to Miramar Road.

Mayor Wilson recessed the Meeting at 10:35 a.m. Upon reconvening at 10:56 a.m., the roll call showed Councilmen O'Connor and Martinet absent.

(Item 4 - CASE NO. 21-72-1)

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 Meetings of December 7, 1972 and January 4, 1973, for E.I.R., on the matter of rezoning a portion of Lot 5, Pueblo Lot 255, located on the east side of Morena Boulevard, between Asher and Lieta Streets, from Zones R-1-5 and CS to Zone R-2A. It was reported that written protests had been received.

Councilmen Martinet and O'Connor entered the Chamber.

(Item 4 Continued)

Ken Klein, Planning Department, answered questions directed by the Council.

Harry Smith appeared to speak in favor of the proposed rezoning.

Owen King and Marian Bear appeared to speak in opposition to the proposed rezoning.

The hearing was closed on motion of Councilman Martinet.

A proposed Ordinance, incorporating a portion of Lot 5, Pueblo Lot 255, into R-2A Zone, as defined by Section 101.0410 of the San Diego Municipal Code, and repealing Ordinance No. 85 (New Series), adopted November 21, 1932, and Ordinance No. 7055 (New Series), adopted July 6, 1956, of the Ordinances of The City of San Diego, insofar as the same conflict herewith was introduced on motion of Councilman Martinet, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, and Mayor Wilson. Nays-Councilman Bates. Absent-None.

(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 22, 1973, for preparation of amended Ordinances, on the matter of proposed amendments to Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0432.1 - C Zone, Section 101.0437 - M-1 Zone, Section 101.0440 - M-2A Zone, and Section 101.0441 - M-2 Zone, to add regulations controlling the display

(Item 6 Continued)

of merchandise and storage of equipment, materials and supplies outdoors. It was reported that no written protests had been received.

Ken Klein, Planning Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilman Martinet.

Four proposed Ordinances, amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0437 relating to the M-1 Zone; amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0441 relating to the M-2 Zone; amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0440 relating to the M-2A Zone; and amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by amending Section 101.0432.1 relating to the C Zone were introduced 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)

The Council at this time considered Lots 161-166, Royal Park Unit 2.

Attorney Gerald Dawson and J. R. Shattuck appeared to speak regarding said property.

A motion made by Councilman Bates to continue the matter for one week, to Thursday, April 12, 1973, and to direct the City Attorney to prepare an Ordinance rezoning said property to R-2 passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilmen Landt and Hitch. Absent-None.

(Item 100)

A proposed Resolution, continued from the Meeting of March 29, 1973, to listen to tape of October 3, 1972, declaring that an emergency exists in that area west of Cochabamba Street, south of Satellite, and north of the Imperial Beach City Limits, because of high density development, directing the City Manager to withdraw or withhold all building permits within this area; calling for hearings to be held to determine the extent of the emergency in this and adjoining areas, was presented.

Attorney Gerald Dawson appeared to speak regarding said proposed Resolution.

On motion of Councilman Bates, said proposed Resolution was noted and filed.

Mayor Wilson recessed the Meeting at 11:58 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:17 p.m., the roll call showed Councilman Morrow absent.

(Item 104)

A proposed Resolution, directing the Planning Commission to hold public hearings on rezoning the commercial areas of Clairemont, from CA and C-1 Zones, to the CA-S, C-1S and CS Zones, was presented.

Councilman Morrow entered the Chamber.

(Item 104 Continued)

Ken Klein, Planning Department, answered questions directed by the Council.

Marian Bear appeared to speak in favor of the proposed Resolution. RESOLUTION 207684, directing the Planning Commission to hold public hearings on rezoning the commercial areas of Clairemont, from CA and C-1 Zones, to the CA-S, C-1S and CS Zones, was adopted on motion of Councilman Johnson.

(Item 105)

A proposed Resolution, directing the City Manager to implement recommendations for establishment of horse trails in San Diego, was presented.

Larry Van Wey, Community Development Department, and City Manager Moore answered questions directed by the Council.

The Council discussed the item at length.

Lucille Hedges, A. E. Hanley, Steven Sharp, Marian Bear, and Miles Kratka appeared to speak in favor of the proposed Resolution.

RESOLUTION 207685, directing the City Manager to implement recommendations for establishment of horse trails in San Diego, was adopted on motion of Councilman Bates.

(Item 106)

A proposed Resolution, authorizing the City Manager to execute an agreement with Michael Babunakis for consultant services; authorizing the City Auditor and Comptroller to transfer within Fund 100 the sum of \$20,828 from Unallocated Reserve (53.30) to Activity 44.14 for said purpose, covering the period from April 17, 1973 through June 30, 1973, was presented.

Legislative Analyst Babunakis and City Manager Moore answered questions directed by the Council.

The item was discussed at length.

On motion of Councilman Johnson, said proposed Resolution was continued for one week, to Thursday, April 12, 1973, for further review.

Mayor Wilson recessed the Meeting at 3:00 p.m. Upon reconvening at 3:23 p.m., the roll call showed Councilman Martinet absent.

(Item 107)

The Council resumed discussion of this item at this time.

Councilman Martinet entered the Chamber.

(Item 107 Continued)

Deputy City Manager Blair answered questions directed by the Council.

Mr. Neeper appeared to speak in favor of the proposed Resolution.

Joe Francis, San Diego Municipal Fire Fighters, Jim Grogan, Local 127, Barry Hammitt, Municipal Employees Association, Jerry Williams, San Diego Police Officers Association, John Lewis, San Diego Police Officers Association, and Sgt. Alberto Puente, retired police officer, appeared to speak in opposition to the proposed Resolution.

The Council resumed discussion of the item.

RESOLUTION 207686, amending Council Policy No. 300-1 regarding Salary Setting Policy, was adopted on motion of Councilman Morrow.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Hitch, at 4:08 p.m.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California