

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - TUESDAY, JULY 17, 1973  
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING  
COMMUNITY CONCOURSE

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

Absent--Councilmen O'Connor, Williams, Bates, and Mayor Wilson.  
Clerk---Edward Nielsen.

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

(Item 1)

In the absence of a Clergyman, City Attorney Witt gave the  
Invocation.

(Item 2)

Councilman Morrow led the Pledge of Allegiance.

Councilman Bates entered the Chamber.

(Item 3)

Deputy Mayor Martinet welcomed and addressed twenty-five students  
from Clairemont Adult School (Clairemont High School), accompanied  
by Marilyn Smith.

(Item 4)

Deputy Mayor Martinet welcomed thirty-five students from El Cajon  
Valley High School, accompanied by Mr. Edward Young.  
Councilman Johnson addressed the group.

(Item 5)

Minutes of the regular Council Meeting of Tuesday, July 3, 1973,  
were presented by the City Clerk.

On motion of Councilman Landt, said Minutes were approved without  
reading, after which they were signed.

There were no requests for continuances.

The Council considered the Consent Agenda, which consisted of  
Items 7, 100, 101, 102, 103, 104, and 105.

(Item 7)

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

RESOLUTION 208422, Bayly Martin & Fay, Inc. for excess public liability insurance in the amount of \$9,500,000 for a period of three years beginning August 1, 1973, for a cost of \$41,180 per year, and \$10 million general airport liability insurance for a period of two years beginning August 1, 1973, for a cost of \$15,500 per year; and

RESOLUTION 208423, State of California, Department of Public Works, Division of Highways, for the purchase of 1,500 units of highway barrier rail for an actual cost of \$23,214, including tax and terms.

(Item 100)

The following Resolutions, relative to the final subdivision map of Penasquitos Bluffs Unit 1, were adopted on motion of Councilman Landt:

RESOLUTION 208424, authorizing an agreement with Penasquitos, Inc. for completion of improvements in Penasquitos Bluffs Unit 1, a 115-lot subdivision located northerly of Highway 56, westerly of Black Mountain Road; and

RESOLUTION 208425, approving the final map of Penasquitos Bluffs Unit 1.

(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 Landt:

RESOLUTION 208426, Bay Terraces Unit 3; and

RESOLUTION 208427, North Miramar Ranch Unit 2.

(Item 102)

The following Resolutions, relative to the improvement of Mission Boulevard, were adopted on motion of Councilman Landt:

RESOLUTION 208428, approving a report prepared to the Municipal Improvement Act of 1913 for the improvement of Mission Boulevard, between Pacific Beach Drive and San Diego Place, and fixing the time and place for hearing protests and objections to the improvements, diagram and assessment described and contained in the report; and

RESOLUTION 208429, directing the City Clerk to give notice inviting sealed bids for construction Contract No. 1 and the purchase of all improvement bonds for said project.

(Item 103)

The following Resolutions, relative to the exchange of real property interests between the City and Baylor Construction Company, were adopted on motion of Councilman Landt:

RESOLUTION 208430, authorizing the execution of a Grant Deed

(Item 103 Continued)

conveying to Baylor Construction Company, portion of Lots 1 in Block 4, and Lot 9 in Block 3 of Rosedale; and

RESOLUTION 208431, approving the acceptance by the City Manager of a deed of Baylor Construction Company, conveying to the City portion of Lots 2 and 5 in Block 4 of Rosedale.

(Item 104)

RESOLUTION 208432, authorizing a First Amendment to Agreement with F. Beach Leighton and Associates, to extend the termination date from June 30, 1973 to June 30, 1974 for geotechnical services, was adopted on motion of Councilman Landt.

(Item 105)

RESOLUTION 208433, authorizing the expenditure of \$4,200 from Gas Tax Fund 220 for the construction of an eight-foot bicycle lane within the Federal Boulevard right of way from State Route 94 to 60th Street; authorizing the use of City Forces for all necessary work in conjunction with the above referenced project, was adopted on motion of Councilman Landt.

(Item 106)

A proposed Resolution, approving the organization of Villa View Community Hospital, Incorporated, and members of its governing body, and its proposal to finance acquisition, remodeling and expansion of a hospital by issuance of tax-exempt obligations and accepting a hospital facility, was presented.

Mayor Wilson entered the Chamber and took the Chair.

(Item 106 Continued)

Deputy City Attorney Bulens answered questions directed by the Council.

Attorney Knox Bell appeared to speak in favor of the proposed Resolution.

A revised Resolution was presented, changing the wording on page 2.

RESOLUTION 208434, approving the organization of Villa View Community Hospital, Incorporated, and members of its governing body, and its proposal to finance acquisition, remodeling and expansion of a hospital by issuance of tax-exempt obligations and accepting a hospital facility was adopted, as amended, on motion of Councilman Hitch, by the following vote: Yeas-Councilmen Johnson, Landt, Morrow, Martinet, Hitch, and Mayor Wilson. Nays-Councilman Bates. Absent-Councilmen O'Connor and Williams.

Mayor Wilson recessed the Meeting at 9:50 a.m. into Executive Session to discuss pending litigation. Upon reconvening at 10:23 a.m. the roll call showed Councilmen O'Connor and Williams absent.

(Item 6)

This being the time and place fixed for the opening of bids for the purchase of Tax Anticipation Notes in the aggregate sum of \$6,300,000, the following bid received pursuant to the Notice Inviting Purchase thereof was publicly opened, examined and read:

Bank of America NT & SA and Bankers Trust Company - 99.675% par value - interest rate of 5.00% - 63 notes requested.

A cashier's check for \$50,000 accompanied the bid.

Deputy City Attorney Bulens, City Manager Moore, and City Treasurer Feeley answered questions directed by the Council.

The bids were referred to a Committee consisting of the City Treasurer and City Attorney for a report later in this meeting, on motion of Councilman Martinet.

On motion of Councilman Bates, the Council unanimously voted to hold a Council Conference on Tuesday, July 24, 1973, 11:00 a.m., together with IREM on the Environmental Protection Agency.

(Item 6 Continued)

The Committee directed to check and compute the bid on the Tax Anticipation Notes opened previously during this meeting, reported that the bid of Bank of America NT & SA and Bankers Trust Company appeared to be a fair and equitable bid.


RESOLUTION 208435, declaring that the City Council of The City of San Diego resolves, determines and orders as follows:

1. The bid of Bank of America NT & SA and Bankers Trust Company offering 99.675% of par and a net interest cost of \$282,975.00 is hereby accepted and the Notes are hereby awarded to the best bidder in accordance with the notice inviting bids and Resolution No. 208239.
2. All bids other than the one accepted herein are rejected and the checks accompanying them shall be returned to the respective unsuccessful bidders by the City Treasurer.
3. The interest on the Notes is hereby fixed at five percent (5%) per annum.
4. The City Treasurer is hereby directed to deliver the Notes to the successful bidder on receipt of Six Million Two Hundred Seventy-nine Thousand Five Hundred Twenty-five Dollars (\$6,279,525.00).
5. The total appropriations of the General Fund of City for the fiscal year 1973-74 are \$87,337,626.00. The amount of the Notes hereby authorized to be issued does not exceed twenty-five percent (25%) of the total appropriations of The City of San Diego for the fiscal year 1973-74. The City of San Diego has no other tax anticipation notes outstanding issued under Section 92 of the Charter or otherwise.
6. The City Clerk is hereby authorized and directed to publish this resolution once at least ten (10) days after its adoption in the City Official Newspaper, a newspaper of general circulation published in said City, was adopted on motion of Councilman Hitch.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Johnson, the Regular Meeting was adjourned in memory of Mr. Oliphant Hitch, father of Councilman Hitch, at 11:06 a.m.

  
DEPUTY Mayor of The City of San Diego, California

ATTEST:

  
City Clerk of The City of San Diego, California