

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - THURSDAY, JULY 26, 1973  
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING  
COMMUNITY CONCOURSE

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

Absent--Councilmen O'Connor and Williams.

Clerk---Edward Nielsen.

Mayor Wilson called the regular meeting to order at 9:41 a.m.

(Item 1)

Mayor Wilson welcomed sixteen students from Montgomery Junior High School, accompanied by Mr. John Harris. Councilman Morrow addressed the group.

(Item 2)

The thirty students from Hoover High School were unable to attend this meeting.

Mayor Wilson welcomed thirty-three students from Morse High School, accompanied by Mr. Art Patoff. Councilman Bates addressed the group.

(Item 3)

Mayor Wilson welcomed thirty-five students from Grossmont High School, accompanied by Mr. Jim Clouse.

The Council considered requests for continuances: Items 8 and 10.

(Item 8 - CASE NO. 48-72-11)

ORDINANCES TO BE INTRODUCED: Continued from the Meetings of March 8, April 5, and May 31, 1973, at applicant's request, incorporating Lot 255, Pacifica Hills Unit 6; Lot 260, Pacifica Hills Unit 9; Lot 261, Pacifica Hills Unit 10; and Lot 1, Diamond Park, into R-2 Zone, located on both sides of Beyer Way, south of Palm Avenue, north of Arey Drive.

On motion of Councilman Bates, the matter was continued for four months to November 29, 1973, at applicant's request, with the stipulation that applicant will seek no building permits during this time.

(Item 10)

ORDINANCES TO BE INTRODUCED: Requiring an annual financial disclosure by certain elected and appointed officials and employees of The City of San Diego.

Councilman Johnson requested a cost analysis from the City Clerk and City Attorney on the implementation of Item 10.

The matter was referred to a Council Conference on August 21, 1973, at the conclusion of the docket, on motion of Councilman Landt.

On motion of Councilman Johnson, the matter was continued to August 28, 1973 at a time certain of 11:00 a.m.

The Council considered the Consent Agenda, which consisted of Items 7, 12, 13, 100, 101, 102, 104, 105, 106, 107, 108, 109, 110, and 111.

The following Ordinance was introduced at the Meeting of July 12, 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, Landt, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilmen O'Connor and Williams.

(Item 7 - CASE NO. 42-73-2)

ORDINANCE 11101 (New Series), incorporating a portion of Pueblo Lot 1110, into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Code, and repealing Ordinance No. 1947 (New Series), adopted October 1, 1940 of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 12)

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

RESOLUTION 208466, Daniels Tire Service and B. F. Goodrich Tire Company for the purchase of tires and tubes for trucks and passenger cars as may be required for a period of one year ending July 31, 1974, for an actual estimated cost of \$98,642.90, including tax and terms; and

(Item 12 - Continued)

RESOLUTION 208467, Crosthwaite Athletic Supply, Berry's Sporting Goods, Bill Smith Sporting Goods, and Stanley Andrews Sporting Goods for the purchase of 60 items of miscellaneous athletic supplies, as may be required for a period of one year ending July 20, 1974, for an actual contract estimate for the City's portion of \$17,119.68, including tax and terms.

(Item 13)

RESOLUTION 208468, inviting bids for Bay Bridge Community Center improvements in accordance with Specifications Document No. 744161, was adopted on motion of Councilman Martinet.

(Item 100)

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

- RESOLUTION 208469, Friar's Village Unit 1;
- RESOLUTION 208470, Villa Portofino Unit 2;
- RESOLUTION 208471, Villa Portofino Unit 3; and
- RESOLUTION 208472, Villa Portofino Unit 4.

(Item 101)

RESOLUTION 208473, authorizing an agreement with Brink & Roberts for professional services for various proposed improvements to City's Central Police Station; authorizing the expenditure of \$7,000 out of Capital Outlay Fund 245 and \$5,000 out of General Fund 100 for said purpose, was adopted on motion of Councilman Martinet.

(Item 102)

RESOLUTION 208474, authorizing an agreement with Benton Engineering, Inc. for soils engineering services in connection with the construction of a new North Harbor Drive Bridge and approach roads in the City across the Navy Estuary in San Diego Bay; authorizing the expenditure of \$8,000 out of Gas Tax Fund 220 for said purpose, was adopted on motion of Councilman Martinet.

(Item 104)

RESOLUTION 208475, authorizing an agreement with the League of Cities - Conference of Mayors, Inc. for services in connection with the City's Washington D.C. legislative representative for the period July 1, 1973 through June 30, 1974 (existing agreement expired on June 30, 1973; funds budgeted in fiscal 1974 budget for this purpose - \$33,652), was adopted on motion of Councilman Martinet.

(Item 105)

RESOLUTION 208476, authorizing the use of City Forces to do all the work of installation of a 10" water meter and service to an existing side outlet on the 30-inch Del Mar Heights Pipeline, for an estimated cost of \$8,785, was adopted on motion of Councilman Martinet.

(Item 106)

RESOLUTION 208477, approving Change Order No. 1 issued in connection with the contract with V. E Posey for the improvement of Cypress Drive, between San Ysidro Boulevard and the railroad tracks, and Sellsway Street, between Cypress Drive and Cottonwood Road, Model Cities Area VI-I, amounting to an increase of \$9,500, was adopted on motion of Councilman Martinet.

(Item 107)

RESOLUTION 208478, authorizing the expenditure of \$40,000 out of Gas Tax Fund 219 to provide funds for resurfacing of Pomerado Road, from Route 15 to the East City Limits (Sycamore Test Site Road); incorporating this resolution by reference into the contract with V. R. Dennis Company to perform same, was adopted on motion of Councilman Martinet.

(Item 108)

RESOLUTION 208479, 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 south side of Kline Street, between Eads Avenue and alley west, was adopted on motion of Councilman Martinet.

(Item 109)

RESOLUTION 208480, 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 westerly side of La Jolla Shores Drive, between El Paseo Grande and Scripps' Vaughan Museum entrance; and northerly side of El Paseo Grande, between La Jolla Shores Drive and west entrance to University of California's parking lot, was adopted on motion of Councilman Martinet.

(Item 110)

RESOLUTION 208481, authorizing the City Manager to submit an application to the Federal Government for a grant of 16.72 acres of surplus property located on 45th Street, just south of Logan Avenue, for park and recreation purposes, was adopted on motion of Councilman Martinet.

(Item 111)

RESOLUTION 208482, adopting the revised "Map of the Select System of City Streets;" petitioning The State of California, Department of Public Works to approve same; prior to construction of any streets located within area on map, appropriate clearance through the City's Environmental Quality Department shall be accomplished, was adopted on motion of Councilman Martinet.

(Item 4 - CASE NO. 60-70-4 E.o.T. (2).)

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 rezoning a portion of Section 11, Township 15 South, Range 3 West, located on the north side of Carroll Road and south of El Camino Memorial Park, from Zone A-1-10 to Zone M-1A.

Byrl Phelps appeared to speak in favor of the proposed Ordinance.

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

The hearing was closed on motion of Councilman Johnson.

A proposed Ordinance, incorporating a portion of Section 11, 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. 10936 (New Series), adopted October 5, 1972, of the Ordinances of The City of San Diego insofar as the same conflicts herewith was introduced on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, Landt, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilmen O'Connor and Williams.

(Item 5 - CASE NO. 43-73-5.)

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 rezoning a portion of Lot 43, The Highlands, located on the south side of Ronson Road, between Convoy and Ruffner Streets, from Zone R-1-20 to Zone M-1B.

Ken Klein, Planning Department, and Floyd Moore, Community Development Department, answered questions directed by the Council.

The hearing was closed on motion of Councilman Morrow.

A proposed Ordinance, incorporating a portion of Lot 43, The Highlands, into M-1B Zone, as defined by Section 101.0435.2 of the San Diego Municipal Code, and repealing Ordinance No. 10936 (New Series), adopted October 5, 1972, of the Ordinances of The City of San Diego insofar as the same conflicts herewith, was introduced on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, Landt, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilmen O'Connor and Williams.

(Item 9)

A proposed Ordinance, amending Chapter VI, Article 2, Division 4, of the San Diego Municipal Code by adding Section 62.0404.5 relating to clearing and grubbing incidental to land development work, was presented.

City Manager Moore answered questions directed by the Council.

The following proposed Ordinance, amending Chapter VI, Article 2, Division 4, of the San Diego Municipal Code by adding Section 62.0404.5 relating to clearing and grubbing incidental to land development work, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, Landt, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilmen O'Connor and Williams.

(Item 11)

A proposed Ordinance, requiring the filing of Election Campaign Material, was presented.

City Clerk Nielsen spoke regarding the proposed Ordinance.

The Council discussed the item at length.

Councilman Bates asked for a report from the City Clerk regarding the space problems being generated by new ordinances being adopted, with possible solutions.

Councilman Johnson requested a cost analysis on the implementation of Item 11, from the City Attorney and City Clerk.

Councilman Martinet moved to amend Section 27.3003 of the proposed Ordinance to read that all material be submitted 10 days prior to the election and prior to distribution. No vote was taken on the motion.

The following proposed Ordinance, amending Chapter II, Article 7, of the San Diego Municipal Code by adding Division 30, Sections 27.3001 through 27.3005 establishing a Campaign Fairness Ordinance, was introduced on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, Landt, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilman Hitch. Absent-Councilmen O'Connor and Williams.

(Item 103)

A proposed Resolution authorizing an agreement with McDaniel Engineering Company for engineering services in connection with the construction of a new North Harbor Drive Bridge and approach roads in the City across the Navy Estuary in San Diego Bay; authorizing the expenditure of \$142,000 out of Gas Tax Fund 220 for said purpose, was presented.

City Manager Moore and Assistant Public Works Director Casey answered questions directed by the Council.

Mr. McDaniel spoke in favor of the proposed Resolution.

(Item 103 - Continued)

On motion of Councilman Bates, the following Resolution was adopted and the matter was also referred to the City Manager to provide a supplemental report dealing with a cost analysis for any additional lanes and future traffic projections that would affect this project:

RESOLUTION 208483, authorizing an agreement with McDaniel Engineering Company for engineering services in connection with the construction of a new North Harbor Drive Bridge and approach roads in the City across the Navy Estuary in San Diego Bay; authorizing the expenditure of \$142,000 out of Gas Tax Fund 200 for said purpose.

Mayor Wilson recessed the Meeting at 10:54 a.m. Upon reconvening at 11:12 a.m., the roll call showed Councilmen O'Connor and Williams absent.

(Item 6)

The hour of 11:00 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of using defoliant herbicides within the City of San Diego and surrounding environs.

Virginia Taylor, Laura Tallian, Bill Richardson, and Frances Feltes appeared to speak in favor of the proposed Resolution.

Paul G. Walker and Tosh Hashigowa appeared to speak in opposition to the proposed Resolution.

Konrad Reinke, Ernest Blake, and Steve Radosovich appeared to speak regarding defoliant herbicides.

By mutual agreement, the last paragraph of the proposed Resolution was corrected to read "local agencies, congressmen, and state legislators."

City Manager Moore and Eugene Crossley, Water Utilities Department, answered questions directed by the Council.

The hearing was closed and the following resolution adopted on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, Landt, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilmen O'Connor and Williams:

RESOLUTION 208484, regarding the use of defoliant herbicides within The City of San Diego and surrounding environs.

(Item 112)

A proposed Resolution, directing the City Clerk to prepare a standard format so that candidates' accounting procedures may anticipate the campaign financial reports which will reflect the new ordinance requirements, and to forward a copy of the format to all announced candidates, was presented.

City Attorney Witt answered questions directed by the Council.

On motion of Councilman Martinet, the matter was filed.

Mayor Wilson expressed the thanks of the Council to the Resource Panel for their assistance in the preparation of the Resolution presented as docket item 6.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Hitch at 12:38 p.m.

*Pete Wilson*

Mayor of The City of San Diego, California

ATTEST:

*Edward Melton*

City Clerk of The City of San Diego, California