

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, MAY 9, 1974
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

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

Mayor Wilson called the Regular Meeting to order at 8:48 a.m.

(Item 1)

Roll call was taken.

(Item 2)

Mayor Wilson introduced Reverend Albert Hutchinson, Moderator of San Diego Association of United Church of Christ, who gave the Invocation.

(Item 3)

Councilman Hubbard led the Pledge of Allegiance.

Councilman Bates entered the Chambers.

By common consent, the Council trailed Item 4.

(Item 5)

Mayor Wilson introduced Patricia Cazares and Richard Brown, students from Kate Sessions Elementary School, winners of an essay contest and congratulated them on their efforts.

(Item 6)

Mr. Ken Jenson reported on the A. D. Little Study of the Economic and Environmental Impact of Tourism.

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

Mr. Don Tessmann appeared to speak on the matter.

On motion of Councilwoman O'Connor, the matter was referred to the City Manager and Rules Committee for a report back to the Council.

(Item 7)

Mayor Wilson introduced thirty-five students from Hoover High School, accompanied by Mrs. Jo Persley. Councilman Hubbard addressed the group.

By common consent, the Council trailed items 8 and 9.

(Item 10)

Minutes of the Special Meeting of Wednesday, February 6 and the Regular Meeting of Thursday, March 28, 1974, were presented by the City Clerk.

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

(Item 11)

A communication from Edward R. Scott, representing property owners, Theatre Square, Block 63, Horton's Addition, requesting permission to address the Council regarding a Planned District to be called "Theatre Square," and present petitions, was presented.

Robert Lesh, Attorney for Edward R. Scott appeared to speak regarding said communication.

On motion of Councilman Johnson the matter was referred to the City Manager and Planning Department for a report back to Council.

(Item 12)

A communication from the San Diego Community College District, requesting City participation, on a 50-50 basis, in the construction and lighting of eight tennis courts and related toilet facilities at an estimated total cost of \$206,000 (\$103,000 each) at the Miramar College Site, to serve the residential areas of Mira Mesa and Miramar Scripps Ranch, was presented.

Dale Parnell, Chancellor of San Diego Community College District appeared to speak regarding said communication.

A motion by Councilman Morrow to file the communication died for lack of a second.

On motion of Councilman Morrow, the matter was referred to the City Attorney, City Manager and Rules Committee for referral to the appropriate committee.

By Unanimous Consent, granted to Councilman Bates, a communication from Mary Jessop regarding traffic problems on Friars Road was presented.

Mary Jessop appeared to speak regarding said communication.

City Manager Moore answered questions directed by the Council.

On motion of Councilman Bates, the matter was referred to the City Manager and City Attorney for a report back to Council and Mary Jessop.

By common consent, the Council considered item 104 out of order.

(Item 104)

NOTICED HEARINGS: Appeal of Norman R. Atkins, attorney representing Charles Long, from the decision of the Chief of Police in suspending the license to operate the Gaiety Theatre at 818 Fifth Avenue, under the provisions of Section 33.0401 of the San Diego Municipal Code.

City Manager Moore answered questions directed by the Council.

Steven M. Sobo, attorney, appeared to speak in favor of a continuance of the matter.

On motion of Councilman Morrow, the matter was continued to May 16, 1974, at appellants request, with the condition that the owner take steps that no more than 10 people are admitted in the theatre at one time.

The Council considered the Consent Agenda, which consisted of Items 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 33.

The following Ordinances were introduced at the Meeting of April 25, 1974.

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, a written or printed copy of each Ordinance.

The following Ordinances were adopted on motion of Councilman Martinet by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Morrow, Ellis, Bates and Mayor Wilson. Nays-None. Absent-None.

(Item 13 - CASE NO. 60-74-4.)

ORDINANCE 11315 (New Series), incorporating a portion of the Southwest $\frac{1}{4}$, Section 12, Township 15 South, Range 3 West, S.B.B.M., 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 15, 1972, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 14 - CASE NO. 45-74-1 - City-Initiated.)

ORDINANCE 11316 (New Series), incorporating that property in the Rancho Bernardo area located southerly of Matinal Road and easterly of Poblado Road and consisting of Westwood Townhouses Unit Nos. 1 and 2 into R-2 Zone, as defined by Section 101.0409 of the San Diego Municipal Code, and repealing Ordinance No. 10260 (New Series), adopted April 7, 1970, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 15 - CASE NO. 45-74-1 - City-Initiated.)

ORDINANCE 11317 (New Series), incorporating that property in the Rancho Bernardo area located on the east side of West Bernardo Drive, southerly of Duenda Road and consisting of Westwood Townhouses Unit No. 3, into R-2A Zone, as defined by Section 101.0410, of the San Diego Municipal Code, and repealing Ordinance No. 9827 (New Series), adopted June 20, 1968 and Ordinance No. 10713 (New Series), adopted October 14, 1971, of the Ordinances of The City of San Diego insofar as the same conflict herewith.

(Item 16 - CASE NO. 45-74-2 - City-Initiated.)

ORDINANCE 11318, (New Series), incorporating that property in the Rancho Bernardo area located on the north side of Rancho Bernardo Road, easterly of Bernardo Center Drive, into R-2A Zone, as defined by Section 101.0410 of the San Diego Municipal Code, and repealing Ordinance No. 9442 (New Series), adopted May 26, 1966, of the Ordinances of The City of San Diego insofar as it conflicts herewith.

(Item 17 - CASE NO. 45-74-2 - City-Initiated.)

ORDINANCE 11319, (New Series), incorporating that property in the Rancho Bernardo area bounded on the south by Rancho Bernardo Road and on the east by Bernardo Oaks Drive, into R-2A Zone, as defined by Section 101.0410 of the San Diego Municipal Code, and repealing Ordinance No. 8796 (New Series), adopted March 7, 1963, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 18)

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

RESOLUTION 210532, Custom Drapery Service, for improvements to Community Concourse, Plaza Hall and South Lobby, for an actual cost of \$6,732.09;

RESOLUTION 210533, Westinghouse Electric Supply Company for the purchase of approximately 137,500 ft. of traffic signal wire for an actual estimated cost, including tax and terms of \$9,870.15;

RESOLUTION 210534, San Diego Wiping Materials for the purchase of cotton wiping rags as may be required for a period of one year ending April 30, 1975, prices subject to escalation not to exceed 10% for an actual estimated cost, including tax and terms, of \$6,519;

RESOLUTION 210535, Bowman Industries, Inc. for the purchase of reflectorized sheeting highway signs as may be required for a period of one year ending April 30, 1975, subject to price escalation not to exceed 5% of bid price, for an actual estimated cost, including tax and terms, of \$13,036.91;

(Item 18 - Continued)

RESOLUTION 210536, American Glass Company for the purchase of auto safety glass as may be required for a period of one year ending April 30, 1975, with an option to renew for an additional one year period, for an actual estimated cost, including tax and terms, of \$10,000;

RESOLUTION 210537, Associated Concrete Products for the purchase of concrete utility boxes as may be required for a period of one year ending April 30, 1975, prices subject to escalation not to exceed 20% for an actual estimated cost, including tax and terms, of \$69,973.99;

RESOLUTION 210538, Moxon Electronics Corporation for the purchase of noise loading test set and eleven filters, for an actual cost, including tax and freight charge of \$4,729.90; and

RESOLUTION 210539, Toro Pacific Distributing, Pacific Products, Inc., and Contractor Supply for the purchase of lawn sprinklers and parts as may be required for a period of one year ending April 30, 1975, for an actual estimated cost, including tax and terms of \$20,000 per supplier. Prices of Toro Pacific Distributing subject to escalation not to exceed 10%, Pacific Products, Inc. prices subject to escalation not to exceed 25% for contract year and 25% for option year, and Contractor Supply prices subject to escalation not to exceed 30%.

(Item 19)

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

RESOLUTION 210540, Worthington Service Corporation for service and repair of Worthington pumps as may be required for a period of one year ending June 30, 1975, for an actual estimated cost, including tax and terms, of \$13,000;

RESOLUTION 210541, H. W. Wilson Co. for renewal subscriptions as may be required for the period of one year ending March 31, 1975, for an actual estimated cost of \$4,631; and

RESOLUTION 210542, General Electric Company for the purchase of seven receiver selector systems, with an option to purchase additional equipment at the same price and conditions through July 31, 1975, for an actual cost, including tax and terms, of \$12,521.25.

(Item 20)

RESOLUTION 210543, authorizing the Purchasing Agent to purchase on the open market miscellaneous food supplies, as may be required, for feeding prisoners at the City Jail, for an estimated annual cost of \$170,000, was adopted on motion of Councilman Johnson.

(Item 21)

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

RESOLUTION 210544, furnishing 4,000 1" bronze curb stops in accordance with Specifications Document No. 747140; and

RESOLUTION 210545, construction of improvements to Federal building and gymnasium, Balboa Park in accordance with Specifications Document No. 747141.

(Item 22)

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

RESOLUTION 210546, authorizing an agreement with Avco Community Developers, Inc., for completion of improvements in Bernardo Industrial Park Unit No. 14, a 1-lot subdivision located south of Rancho Bernardo Drive and west of I-15;

RESOLUTION 210547, approving the final map of Bernardo Industrial Park Unit No. 14 Subdivision;

RESOLUTION 210548, authorizing an agreement with Alpha Beta Company for completion of improvements in Coronado Square, a 5-lot subdivision located between 18th and 19th Streets, north of Coronado Avenue; and

RESOLUTION 210549, approving the final map of Coronado Square Subdivision.

(Item 23)

RESOLUTION 210550, authorizing an agreement with American Housing Guild - San Diego, for completion of improvements in Montgomery Park Estates, guaranteed by Bond No. B-013253, issued by Leatherby Insurance Company; terminating the subdivision agreement heretofore executed with J. R. and Deborah Shattuck, and releasing Bond Nos. 2062865 and 2062867, issued by Safeco Insurance Company of America, was adopted on motion of Councilman Johnson.

(Item 24)

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 210551, Holly Hills Vista Unit 5;

RESOLUTION 210552, La Jolla Alta Unit 3;

RESOLUTION 210553, La Jolla Alta Unit 4;

RESOLUTION 210554, Larwin Mesa View Unit 11;

RESOLUTION 210555, Mesa Village Unit 3; and

RESOLUTION 210556, Peninsula Ocean View Estates.

(Item 25)

RESOLUTION 210557, authorizing the execution of a Deed, conveying to the San Diego Gas & Electric Company, an easement affecting a portion of Lot 3, Block 66, Arnold & Choate's Addition for underground electrical facilities, was adopted on motion of Councilman Johnson.

(Item 26)

RESOLUTION 210558, authorizing the execution of a Quitclaim Deed, quitclaiming to The Owners In Fee Simple of Record, drain easements affecting portions of Lot 255, Pacifica Hills Unit No. 6; a portion of Lot 258, Pacifica Hills Unit No. 8; a portion of Lot 260, Pacifica Hills Unit No. 9; and a portion of Lot 257, Pacifica Hills Unit No. 7, no longer needed by the City, was adopted on motion of Councilman Johnson.

(Item 27)

The following Resolutions, relative to authorizing the divestment of City's easement interest by Negotiated Sale of the following sewer, slope and drainage easements no longer needed by the City, were adopted on motion of Councilman Johnson:

RESOLUTION 210559, a portion of Lot 2, G-W Industrial Park Annex, for the sum of \$55; authorizing the execution of a Quitclaim Deed, quitclaiming to Gentry and Watts Industrial Park said interest;

RESOLUTION 210560, affecting Lot 3, G-W Industrial Park Annex, for the sum of \$55; authorizing the execution of a Quitclaim Deed; quitclaiming to Miramar Business Park said interest;

RESOLUTION 210561, affecting Lot 6, G-W Industrial Park Annex, for the sum of \$110; authorizing the execution of a Quitclaim Deed, quitclaiming to E. F. Brady Company, Inc., said interest; and

RESOLUTION 210562, a portion of Lot 1, Fed-Mart Industrial Park, for the sum of \$55; authorizing the execution of a Quitclaim Deed; quitclaiming to Kim Realty, Inc., said interest.

(Item 28)

RESOLUTION 210563, authorizing two Agreements with San Diego Gas & Electric Company for the installation of underground electric service to the Morley Field area of Balboa Park, was adopted on motion of Councilman Johnson.

(Item 29)

RESOLUTION 210564, excusing Councilman Jim Ellis from City Council and Committee Meetings during the period May 14 to 18, 1974, was adopted on motion of Councilman Johnson.

(Item 30)

RESOLUTION 210565, authorizing a representative of the Police Department to travel to Los Angeles, California, during the period May 15-17, 1974, for the purpose of attending the "Career Development in Police Agencies" Workshop; authorizing the expenditure of \$263 from General Purpose Revolving Fund (535) for said purpose; total cost of said travel, including 60% of representative's salary, shall be reimbursed by Peace Officers' Standards and Training (POST), was adopted on motion of Councilman Johnson.

(Item 31)

RESOLUTION 210566, authorizing one Supervising Planner to attend a jointly sponsored American Law Institute/American Bar Association/Urban Land Institute Course of Study on "Land Use Litigation: Critical Issues for Attorneys, Developers and Public Officials," in Chicago, Illinois, June 7-9, 1974, and to incur all necessary expenses, was adopted on motion of Councilman Johnson.

(Item 33)

A proposed Resolution temporarily closing that portion of San Diego Avenue from Twiggs Street to Harney Street from 9:00 a.m. May 17th to 7:00 p.m. May 19th for the Fiesta De La Primavera; authorizing the City Manager to post all necessary signs, to effectuate said closing, was presented.

Dick Dale appeared to speak on the proposed Resolution.

On motion of Councilwoman O'Connor, the City Attorney was directed to amend the proposed Resolution by adding the words "and barricades" after the words "all necessary signs."

RESOLUTION 210567, temporarily closing that portion of San Diego Avenue from Twiggs Street to Harney Street from 9:00 a.m. May 17th to 7:00 p.m. May 19th for the Fiesta De La Primavera; authorizing the City Manager to post all necessary signs and barricades to effectuate said closing, was adopted as amended on motion of Councilman Johnson.

(Item 9)

Mayor Wilson introduced fifteen students from Beyer Elementary School, accompanied by Vivian Weand and Marilyn Elliot.

Councilman Bates addressed the group.

Mayor Wilson recessed the Meeting at 10:12 a.m. Upon reconvening at 10:28 a.m., the roll call showed Councilman Bates absent.

(Item 4)

This being the time and place fixed for the opening of bids for a steam franchise for a period of approximately forty years to install, construct, maintain and operate steam and/or steam condensate for heating and all other purposes in certain streets within the City of San Diego, the following bid was publicly opened, examined and read: San Diego Gas & Electric Company in the amount of \$500.

The Mayor asked if there was anyone present who wished to submit a bid for either franchise in a sum not less than 10% above the bid that had been received. No other bids were presented.

On motion of Councilman Johnson the bid was referred to the City Attorney for a report and completion of the Environmental Impact Report, and the proposed Ordinance granting the franchise and the Environmental Impact Report were continued to June 13, 1974.

(Item 32)

A proposed Resolution, authorizing two Planning Department staff members to attend a Federal Department of Transportation training seminar in Scottsdale, Arizona, May 14-17, 1974, and to incur all necessary expenses was presented.

Planning Director Goff and Deputy City Attorney Shaffran answered questions directed by the Council.

Councilwoman O'Connor left the Chambers.

RESOLUTION 210568, authorizing two Planning Department staff members to attend a Federal Department of Transportation Training Seminar in Scottsdale, Arizona, May 14-17, 1974, and to incur all necessary expenses, was adopted on motion of Councilman Johnson.

(Item 34)

A proposed Resolution, assuming full responsibility, through the Parks and Recreation Department, under the direction of the City Manager, for the implementation and operation of the Senior Citizens Building Project of the San Diego Model Cities Program; operation of said project and costs incurred thereto to be no more liberal than policies, procedures and practices applied uniformly to both federally assisted and other activities of the City; authorizing the City Manager to initiate appropriate revisions to the budget in the event said project is not being reasonably maintained in accordance with its work schedule and budget, was presented.

Councilwoman O'Connor entered the Chambers.

Councilman Bates entered the Chambers.

(Item 34 - Continued)

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

RESOLUTION 210569, assuming full responsibility, through the Parks and Recreation Department, under the direction of the City Manager, for the implementation and operation of the Senior Citizens Building Project of the San Diego Model Cities Program; operation of said project and costs incurred thereto to be no more liberal than policies, procedures and practices applied uniformly to both Federally assisted and other activities of the City; authorizing the City Manager to initiate appropriate revisions to the budget in the event said Project is not being reasonably maintained in accordance with its work schedule and budget, was adopted on motion of Councilman Bates by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-Councilman Hubbard. Absent-None.

(Item 100)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on paving and otherwise improving the Alley, Block 26, Loma Alta No. 2 - on Assessment Roll No. 3866. It was reported that no written appeals had been received.

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

The hearing was closed and the following Resolution adopted on motion of Councilwoman O'Connor:

RESOLUTION 210570, confirming and approving the Street Superintendent's Assessment No. 3866, covering the cost of paving and otherwise improving the Alley, Block 26, Loma Alta No. 2; authorizing said Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; said warrant, diagram, and assessment to be recorded in the office of the said Street Superintendent, and in the office of the County Recorder.

(Item 101)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on paving and otherwise improving the Alley contiguous to Lots 1, 2, and 3, Block 23, Linda Vista Subdivision Unit No. 8 - on Assessment Roll No. 3870. It was reported that no written appeals had been received.

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

The hearing was closed and the following Resolution adopted on motion of Councilman Morrow.

(Item 101 - Continued)

RESOLUTION 210571, confirming and approving the Street Superintendent's Assessment No. 3870, covering the cost of paving and otherwise improving the Alley, contiguous to Lots 1, 2, and 3, Block 23, Linda Vista Subdivision Unit No. 8; authorizing said Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; said warrant, diagram, and assessment to be recorded in the office of the said Street Superintendent, and in the office of the County Recorder.

(Item 102)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on a proposed Ordinance amending Chapter X, Article 1 of the San Diego Municipal Code as follows: a - Revise Section 101.0452 Height Limitation Zones - Establishment of, to include certain building appurtenances in the determination of building height and to redefine grade, or the starting point from which building height will be measured; b - Revise Section 101.0101.21 floor area ratio to include building floor areas less than three feet below finished grade in the determination of floor area ratio and to incorporate the proposed new definition of grade; c - Add Section 101.0101.62 height (building) to clarify the method of determining building height and grade for those zones containing height limits. It was reported that no written protests had been received.

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

The motion of Councilman Morrow to refer the matter to the Transportation and Land Use Committee received no vote at this time.

Councilman Johnson withdrew his second to Councilman Morrow's motion.

On motion of Councilwoman O'Connor, the matter was referred to the Rules Committee for referral to the Transportation and Land Use Committee and the City Attorney was instructed to review the present Committee Ordinance and determine the need for noticing hearings on legislative matters and also to determine the cost of renoticing.

(Item 103)

The hour of 8:30 having arrived, the Mayor announced this was the time and place set for the hearing on a proposed Ordinance amending Chapter X, Article 1, Division 5 of the San Diego Municipal Code by amending Section 101.0507 Conditional Use Permit Granted by City Council to permit Mobile Home Parks to locate in the R-1 (residential) Zones and Camping Parks in the A-1 (agricultural) and FW (Floodway) Zones under Conditional Use Permit.

(Item 103 - Continued)

Presently mobile home parks are permitted in any multiple family zone except the R-4 and R-4C Zones by Conditional Use Permit. Camping parks are permitted in any commercial or industrial zone except the SR Zone by Conditional Use Permit. It was reported that one letter was received in opposition.

Planning Director Goff answered questions directed by the Council.

On motion of Councilwoman O'Connor, the matter was referred to the Rules Committee for referral to the Transportation and Land Use Committee by the following vote. Yeas-Councilmen Johnson, O'Connor, Williams, Hubbard, Martinet, Ellis, Bates and Mayor Wilson. Nays-Councilman Morrow. Absent-None.

(Item 105)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the appeal of James M. Gattey, attorney representing Mr. and Mrs. Leroy Patterson, from the decision of the Chief of Police in suspending the business license to operate an Antique and Second-hand Store at 3919 Adams Avenue, under the provisions of Section 33.0401 of the San Diego Municipal Code. It was reported that no written protests had been received.

Gene Gordon, Police Department, answered questions directed by the Council.

James Gattey, Attorney spoke in favor of granting the appeal.

Mayor Wilson recessed the Meeting at 12:03 p.m., to reconvene at 2:00 p.m.

Upon reconvening at 2:08 p.m., the roll call showed Councilmen Morrow, Martinet and Bates absent.

Councilmen Martinet and Bates entered the Chambers.

Councilman Morrow entered the Chambers.

(Item 105 - Continued)

City Manager Moore answered questions directed by the Council.

Attorney Gattey stated the Pattersons had abandoned their appeal and a letter would be forthcoming.

On motion of Councilman Martinet, the matter was filed by the following vote: Yeas-Councilmen Williams, Hubbard, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-Councilmen Johnson and O'Connor. Absent-None.

(Item 106)

A proposed Ordinance, effectuating the Rezoning of Lot 9, Block 2, Drucker's Subdivision, as provided in Ordinance No. 11070 (New Series), adopted May 24, 1973, was presented.

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

A proposed Ordinance, effectuating the Rezoning of Lot 9, Block 2, Drucker's Subdivision, as provided in Ordinance No. 11070 (New Series), adopted May 24, 1973, was introduced on motion of Councilman Martinet by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Hubbard, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-None. Absent-None.

(Item 107)

A proposed Ordinance, amending Chapter VI, Article 2, Division 2, of the San Diego Municipal Code by adding Section 62.0207 relating to Public Improvements Incidental to a Building or Structure, was presented.

City Manager Moore answered questions directed by the Council.

A proposed Ordinance, amending Chapter VI, Article 2, Division 2, of the San Diego Municipal Code by adding Section 62.0207 relating to Public Improvements Incidental to a Building or Structure, was introduced on motion of Councilman Williams by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Hubbard, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-None. Absent-None.

(Item 108)

Two proposed Resolutions, continued from the Meeting of May 2, 1974, relative to Sunset Cliffs Safety Fencing - Westerly Terminus of Coronado Avenue and Del Mar Avenue, were presented.

City Attorney Witt, City Manager Moore, Floyd Moore, Community Development and Armand Campillo, Public Works answered questions directed by the Council.

The following Resolutions, relative to Sunset Cliffs Safety Fencing - Westerly Terminus of Coronado Avenue and Del Mar Avenue, were adopted on motion of Councilman Martinet;

RESOLUTION 210572, inviting bids in accordance with Specifications Document No. 747072; and

RESOLUTION 210573, certifying that Environmental Impact Report No. 73-8-010C, as amended, has been considered and reviewed.

(Item 109)

RESOLUTION 210574, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate a portion of Clairemont Mesa Boulevard adjacent to Lot 78, Rancho Mission of San Diego and fixing a time and place for hearing thereof, was adopted on motion of Councilman Bates.

(Item 110)

RESOLUTION 210575, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate Kurtz Street between Bean Street and California Street and fixing a time and place for hearing thereof, was adopted on motion of Councilman Bates.

(Item 111)

RESOLUTION 210576, confirming the following reappointments by the Mayor to the Housing Advisory and Appeals Board for two-year terms expiring March 1, 1976: Mrs. Mary Christian Heising, Albert Willis McCain and Harold G. Sadler, Chairman, was adopted on motion of Councilman Bates.

(Item 112)

RESOLUTION 210577, confirming the following appointments by the Mayor to the Housing Advisory Board for two-year terms expiring March 1, 1976: George H. Lerg, Loch Crane, Chairman (reappointment), Wesley Harker (reappointment), Dave Snyder (reappointment), and Mrs. Beverly C. Yip (reappointment), was adopted on motion of Councilman Bates.

(Item 113)

RESOLUTION 210578, confirming the following appointments by the Mayor to the Historical Site Board for terms expiring as indicated:

	<u>Term Expires</u>
Mrs. Shirley Williams	3-1-1976
Mrs. Margaret Buckley (to replace Verna S. King who resigned)	3-1-1975
Dr. Clare Crane (reappointment)	3-1-1976
Martin C. Dickinson (reappointment)	3-1-1976
Gerald Fox (reappointment)	3-1-1976
John D. Henderson (reappointment)	3-1-1976
Mrs. Lucy Killea (reappointment)	3-1-1976
William B. Rick, Chairman (reappointment)	3-1-1976,

was adopted on motion of Councilman Bates.

(Item 114)

RESOLUTION 210579, confirming the following appointments by the Mayor to the International Affairs Board for two-year terms expiring March 1, 1976:

Mrs. Joan Walsh
Mrs. Pauline D'Agostino (reappointment)
James Wallace Higgins, Chairman (reappointment)
Mrs. Quincella Kimbrough (reappointment)
Pete Rios (reappointment)
Mrs. Mihoko Rodriguez (reappointment)
Dr. Dwight Twist,
was adopted on motion of Councilman Bates.

(Item 115)

RESOLUTION 210580, confirming the following reappointments by the Mayor to the Board of Library Commissioners for two-year terms expiring March 1, 1976:

Mrs. Barbara Shannon, Chairman

Mrs. Hope Speights Logan

John F. Borchers,

was adopted on motion of Councilman Bates.

(Item 116)

RESOLUTION 210581, confirming the following appointments by the Mayor to the Park and Recreation Board for two-year terms expiring March 1, 1976:

Tontia F. Dickinson

Jose C. Pena

Glen R. Brandenburg (reappointment)

Ray R. Butler (reappointment)

James S. Milch, Chairman (reappointment)

Joseph Y. Yamada (reappointment),

was adopted on motion of Councilman Bates.

(Item 117)

RESOLUTION 210582, confirming the following appointments by the Mayor to the San Diego Quality of Life Board for two-year terms expiring March 1, 1976:

Dr. Robert Ontell

Dr. Clarence E. Bergman, Chairman (reappointment)

Dr. Albert W. Johnson (reappointment),

was adopted on motion of Councilman Bates.

(Item 119)

RESOLUTION 210583, confirming the reappointments by the Mayor of Marian Reed Bear and Robert La Rosa to the Sign Code Board of Appeals for two-year terms expiring March 1, 1976, was adopted on motion of Councilman Bates.

(Item 120)

RESOLUTION 210584, confirming the following appointments by the Mayor to the San Diego County Water Authority Board for terms expiring as indicated:

Lois A. Brozey

George Kerrigan (reappointment)

was adopted on motion of Councilman Bates.

Term Expires

5-8-1980

3-7-1980,

(Item 121)

RESOLUTION 210585, confirming the following appointments by the Mayor to the Advisory Board on the Status of Women for two-year terms expiring March 1, 1976:

Carmen Tamayo

Mary E. Drake (reappointment)

Valleta H. Linnette (reappointment)

Lynn A. Schenk (reappointment),

was adopted on motion of Councilman Bates.

(Item 122)

RESOLUTION 210586, confirming the reappointments by the Mayor of Paul S. Bazler, Jr. and Alfonso Macy to the Board of Zoning Appeals for two-year terms expiring March 1, 1976, was adopted on motion of Councilman Bates.

(Item 118)

A proposed Resolution, confirming the following appointments by the Mayor to the Model Neighborhood Community Relations Board for two-year terms expiring March 1, 1976, was presented:

Residents:

Doretha Graham (reappointment)

Octavia Draper

Jose Villa (reappointment)

Capt. Robert Varner, Chairman

Javier Martinez

Rev. George McKinney (reappointment)

Area

1

3

4

5

6

Member at
large

Student:

Eric Stevens - Lincoln High School

San Diego Police Department:

Dennis Bishop - Patrolman

Law and Justice Related Services:

Paul O. Cossette (reappointment) - California

Department of Corrections

Mary Knoll - San Diego Bar Association

Michael D. Garvey - San Diego County Probation

Department

Mrs. McClure appeared to speak in opposition to the proposed Resolution.

On motion of Councilman Bates, the proposed Resolution confirming the appointments by the Mayor to the Model Neighborhood Community Relations Board for two-year terms expiring March 1, 1976, was continued for two weeks to May 23, 1974 for further review.

Mayor Wilson recessed the Meeting at 3:18 p.m. Upon reconvening at 3:35 p.m., the roll call showed Councilmen Martinet and Bates absent.

Councilman Martinet entered the Chambers.

Councilman Bates entered the Chambers.

(Item 129)

Three Resolutions relative to the I-15 Corridor were presented. Planning Director Goff answered questions directed by the Council.

Mrs. Schuman and Marian Bear appeared to speak on the proposed Resolutions.

Councilman Johnson's motion to adopt the proposed Resolutions received no vote at this time.

Councilman Morrow moved to adopt A and B and amend the proposed C by adding "What specific provisions are being taken to provide educational facilities within this rezoning within the I-15 Corridor?"

The following Resolutions relative to the I-15 Corridor, were adopted, as amended, on motion of Councilman Johnson by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-Councilman Hubbard. Absent-None.

RESOLUTION 210587, urging County Board of Supervisors and City Council of Escondido to recognize both the short-term and long-term problems related to traffic congestion, and urging these jurisdictions develop appropriate policies and procedures to insure that the efforts being considered by The City of San Diego are effective and not negated by development approvals outside the City's jurisdiction; and requesting they participate in a task force;

RESOLUTION 210588, authorizing the Mayor of The City of San Diego to appoint a task force representing the public and private sectors to develop the necessary phasing tools to assure that residential construction is related to the improvement of freeways and major street capacities within the I-15 Corridor; directing the task force to present its findings and recommendations to the City Council within six months after the appointment; and

RESOLUTION 210589, requesting the Planning Commission and Planning Department to report to the Council on the following factors when processing requests for new residential zoning within the I-15 Corridor: 1. Will the rate and timing of production of the dwelling units allowable under this new residential zoning request be compatible with the projected rate of total growth in the Corridor as determined by improvements in traffic capacity and is this residential production rate assured? 2. Is the new residential zoning request offset by the withholding of a comparable number of dwelling units from the current inventory within the particular community? 3. Is the new residential zoning within a community which has an approved phased growth plan which assures a construction rate of residential dwelling units?

(Item 129 - Continued)

4. Should the new residential zoning request be approved before Council has adopted coordinated phased growth plans for the various City communities? 5. What specific provisions are being taken to provide educational facilities within this rezoning within the I-15 Corridor?

On motion of Councilman Bates, the Planning Department was directed to request the School Board re-evaluate all communications relative to availability of schools that have been issued for all outstanding development projects in the I-15 Corridor area yet to be actually built.

(Item 125)

A proposed Resolution, endorsing Proposition W on June 4, 1974, ballot as the soundest and most equitable way to finance our Water Supply was presented.

City Manager Moore answered questions directed by the Council.

Jerry O'Brien appeared to speak on the proposed Resolution.

A motion by Councilman Hubbard to adopt the proposed Resolution died for lack of a second.

On motion of Councilman Martinet, the proposed Resolution was continued one week to May 16, 1974 for a report from the City Manager for a brief fact sheet, on the summary of the history of the bonds and what the projects were, who set the water rates, what control we have, history of increase in water rates and what these bonds would be used for.

(Item 128)

A proposed Resolution, authorizing City Manager to enter into the "Stipulation for Judgment" and lease with the San Diego Unified School District for San Diego High School Property and Balboa Stadium in settlement of the condemnation action filed by the School District with respect to the San Diego High School Site, was presented.

City Manager Moore answered questions directed by the Council.

Ralph Stern and Mr. Glenn appeared to speak on the proposed Resolution.

RESOLUTION 210590, authorizing City Manager to enter into the "Stipulation for Judgment" and lease with the San Diego Unified School District for San Diego High School Property and Balboa Stadium in settlement of the condemnation action filed by the School District with respect to the San Diego High School Site, was adopted on motion of Councilman Bates.

On motion of Councilman Bates, the City Manager was directed to prepare to report on the matter of tennis courts used jointly by the School District and City.

The Council recessed into Executive Session, for the purpose of meeting with the Management Team on the subject of Employer-Employee negotiation under the Meyer-Miliias-Brown Act, at 4:40 p.m. Upon reconvening at 6:18 p.m., the roll call showed Councilmen Williams and Bates absent.

(Item 124)

RESOLUTION 210591, directing the Management Team to present to the Council for legislative consideration and action its recommendations for changes to and establishment of a schedule of compensation for employees for fiscal year 1975, was adopted on motion of Councilwoman O'Connor.

Deputy City Manager Blair stated that the Management Team had performed its function within the guidelines set by the City Council and it was their recommendation that the Council incorporate in the 1975 Fiscal Year Salary Ordinance the content of a Memorandum of Understanding with the Municipal Employees Association which represents four units; the recommendations contained in the Memorandum of Understanding include 7½% salary increases for the technical unit, the professional unit, and the supervisory unit, and a 10% salary increase for the administrative support and field service unit, with the exception of stock clerk and storekeeper I and II classifications, which were recommended at 7½%.

Mr. Blair stated the Memorandum of Understanding contained two fringe benefit changes - one allowing employees, at their option, to enter the City's deferred compensation plan, and the second to allow, at the option of the employee, their ability to buy-in for the first six months of their service into the City Retirement System.

On motion of Councilman Morrow, the recommendation that the Council incorporate in the 1975 Fiscal Year Salary Ordinance the content of a Memorandum of Understanding with the Municipal Employees Association, was adopted and passed unanimously.

Mr. Blair reported the Management Team had also entered into a Memorandum of Understanding with the San Diego Police Officers Association and they recommended the Council's concurrence with the content of that memorandum which included a salary increase for police officer and sergeant rank and for the community relations assistant to the Chief of Police of 7½%, and for police lieutenant, police captain, police inspector, and assistant police chief, an increase of 10%, as well as the two fringe benefits, deferred compensation at the option of the employee and the retirement buy-in provision.

Councilwoman O'Connor moved adoption of the Memorandum of Understanding with the San Diego Police Officers Association, which passed unanimously.

Mr. Josiah Neep~~er~~ reported with respect to Local 127, which represents two units, they had reached an oral agreement and indicated that the salaries with respect to all classes in each of the units be increased by 7½%, including the deferred compensation and retirement buy-in benefits and certain noneconomic benefits which will be presented in writing in definitive form.

(Item 124 - Continued)

Councilman Morrow moved for adoption of the foregoing recommendation, which passed unanimously.

Mr. Blair announced that they did not reach a Memorandum of Understanding with the Firefighters Union, Local 145, but in the face of no agreement with the organization, they would recommend to the Council that they include in the Salary Ordinance a 7½% salary increase for all ranks in that represented unit and the provision for, at the option of those employees, their ability to buy-in to the retirement system for the first six months of their service.

Councilman Morrow moved to adopt the recommendation made for Local 145, which was seconded by Councilwoman O'Connor, but the roll was not called.

Joe Francis appeared to speak stating that they had submitted a request that the Council give consideration to invoking the impasse procedure.

Councilwoman O'Connor moved to direct the Management Team to have one further meeting with the Firefighter representatives at the earliest possible convenience, as recommended by Mr. Neeper, which passed unanimously.

Councilman Morrow moved to direct the City Attorney to include in the proposed Salary Ordinance, an increase of 7½% with respect to all classifications in the Firefighters Unit and the retirement buy-back option, as recommended by Mr. Neeper, which passed unanimously.

Councilman Morrow moved to direct the City Attorney to incorporate in the Salary Ordinance those new classifications, deletions of classifications, and title changes, which were recommended by the Civil Service Commission, which passed unanimously.

Councilman Johnson left the Chambers.

Councilwoman O'Connor moved to approve the Management Team's recommendation that the Assistant City Attorney position, which is now in Salary Range 4, be moved to Salary Range 5, and that the position of City Clerk, now in Salary Range 2, be moved to Salary Range 3; that the position of Assistant Retirement Officer in Salary Range 1 be added; that the upper limits of each of the six ranges be extended by \$200 each; the addition of a new class of Senior Chief Deputy City Attorney and inclusion in Salary Range 4; the inclusion of Chief Deputy City Attorneys in Salary Range 4; and that unclassified secretaries and interns move at the same percentage increase as their classified occupational groups; i.e., for unclassified secretaries 10% and for interns 7½%, which passed unanimously.

Councilwoman O'Connor moved to approve the recommendation of the City Attorney's office that the range of Deputy City Attorneys in the unclassified service, which presently exists as one range from Step 42 through Step 53, be changed and increased so that the range begins at Step 42 through Step 57, which passed unanimously.

(Item 124 - Continued)

Councilman Morrow moved to approve the Management Team's recommendation that the salaries for the Police Chief, the Fire Chief, and the Deputy Fire Chief be increased in an amount that most closely approximates 8% of their salaries, and that the Deputy Police Chief's salary be increased by 10%, which passed unanimously.

Councilwoman O'Connor moved that the City Attorney and the Personnel Director be instructed to prepare the Salary Ordinances for Fiscal 1975 and the necessary attachments to the Ordinance to reflect the motions which have been made on this matter and return to the Council, docket of May 16, 1974, which passed unanimously.

(Item 130)

RESOLUTION 210592, requesting City's legislative delegation in Sacramento to introduce legislation which would cause State license regulatory agencies to suspend a Contractor's State License upon notification by the local jurisdiction wherein the contractor carries out projects without a required Building Permit, was adopted on motion of Councilman Morrow.

(Item 131)

RESOLUTION 210593, requesting the State Legislature to take prompt action to reauthorize the Tia Juana River Valley Flood Control Project, as presently contained in Water Code Section 12744, to conform to the alternative plans approved by the Council of The City of San Diego and the International Boundary and Water Commission and identified as Alternative III-A; and requesting that funds for right-of-way acquisition and relocations be made available, was adopted on motion of Councilman Morrow.

(Item 123)

A proposed Resolution, supporting the passage of AB 2648, providing for the creation of the San Diego Metropolitan Transportation District in San Diego County, in substantially the form suggested by the Comprehensive Planning Organization (CPO) in its Agenda Report No. R-1-f with the exception of Items 1 and 4, was presented.

The Council discussed the item.

On motion of Councilman Ellis, the proposed Resolution was continued to Thursday, May 23, 1974, for a full Council.

(Item 126)

A proposed Resolution, endorsing Proposition 1, providing for a \$250,000,000.00 Bond Issue, on June 4, 1974 ballot for the preservation of the State's natural environment in the face of the current park crisis, was presented.

(Item 126 - Continued)

Deputy City Manager Lockwood answered questions directed by the Council.

RESOLUTION 210594, endorsing Proposition 1, providing for a \$250,000,000.00 Bond Issue, on June 4, 1974, ballot for the preservation of the State's natural environment in the face of the current park crisis, was adopted on motion of Councilman Morrow.

(Item 127)

RESOLUTION 210595, authorizing City Auditor to establish an Impound Taxes Trust Fund and to transfer \$446,755.24 from current year property tax revenue to said trust fund for the purpose of reserving taxes paid under protest during current fiscal year pending outcome of litigation against City; authorizing City Treasurer to invest such monies as permitted by law and to credit any interest earnings to said fund, was adopted on motion of Councilman Martinet by the following vote: Yeas-Councilmen O'Connor, Hubbard, Morrow, Martinet and Mayor Wilson. Nays-Councilman Ellis. Absent-Johnson, Williams and Bates.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Bates, the Regular Meeting was adjourned at 7:02 p.m. in memory of Dr. Leroy Pemberton, of San Diego State University, Judge Joe Shell, Dr. Roy Ledford, and James R. Webb, Attorney, who passed away recently.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California