

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, JUNE 13, 1974
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE

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

Mayor Wilson called the Regular Meeting to order at 8:40 a.m.

(Item 1)

Roll Call was taken.

(Item 2)

Mayor Wilson introduced Reverend Dale Burke, Pastor of Gethsemane Lutheran Church, who gave the Invocation.

(Item 3)

Councilman Ellis led the Pledge of Allegiance.

(Item 4)

Minutes of the Regular Council Meeting of Tuesday, January 22, 1974 were presented by the City Clerk. On motion of Councilman Johnson, said Minutes were adopted without reading, after which they were signed.

(Item 5)

A communication from Dorothy Leonard, representing Navajo Community Planners, Inc., requesting permission to address the Council regarding early implementation of zoning proposals in the Navajo Community Plan, was presented.

Dorothy Leonard appeared to speak regarding said communication.

On motion of Councilman Johnson, the communication was referred to the Planning Department for a report back to Council and Mrs. Leonard, and to Rules Committee for referral to Transportation and Land Use Committee.

(Item 6)

A communication from Mrs. Nan Valerio requesting permission to address the Council regarding making Council Dockets available through the Public Library, was presented.

Mrs. Nan Valerio appeared to speak regarding said communication.

On motion of Councilman Hubbard, the communication was referred to the City Clerk and City Manager for a report back to Council and Mrs. Valerio.

(Item 7)

A communication from Mrs. Nan Valerio requesting permission to address the Council regarding parking fees at the Concourse Parkade, was presented.

Mrs. Nan Valerio appeared to speak regarding said communication.

On motion of Councilman Hubbard, the communication was referred to the City Manager for a report back to the Council and Mrs. Valerio.

Councilman Bates entered the Chamber.

Councilwoman O'Connor entered the Chamber.

(Item 8)

A communication from Mrs. Edna D. Tyler, representing Model Cities' Consumer Affairs Program, requesting permission to address the Council regarding alternative funding through the City for the continuation of the Consumer Affairs Program, was presented.

Mr. Berry appeared to speak in place of Mrs. Tyler.

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

(Item 9)

On Thursday, May 9, 1974, the Council opened bids for the following-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.

City Manager Moore and Assistant to City Manager Breslauer answered questions directed by the Council.

Attorney Ed Gibson, San Diego Gas & Electric Company, appeared to answer questions directed by the Council.

A proposed Ordinance, granting to San Diego Gas & Electric Company a steam franchise for a period of approximately forty years to install, construct, maintain and operate steam pipe conduits in order to carry steam and/or steam condensate for heating and all other purposes in certain streets within The City of San Diego, was introduced on motion of Councilman Ellis, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Ellis, and Mayor Wilson. Nays-Councilman Bates. Absent-Councilman Morrow.

RESOLUTION 210798, certifying that the information contained in Environmental Impact Report No. 74-3-015P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Report has been reviewed and considered by this Council, was adopted

(Item 9 - Continued)

on motion of Councilman Ellis, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Ellis, and Mayor Wilson. Nays-Councilman Bates. Absent-Councilman Morrow.

Councilman Ellis left the Chamber.

The Council considered Item 25 out of order.

(Item 25)

A proposed Resolution, authorizing an agreement with Simpson & Gerber Architects for architectural services required for the design of a comfort station in Pacific Beach Park, a comfort station at the west end of Pacific Beach Drive and a comfort station at Neptune Park; authorizing the expenditure of \$25,600 out of Park and Recreation Bond Fund 725 for said purpose, was presented.

City Manager Moore answered questions directed by the Council.

Jerry Brucker spoke regarding a proposed continuance.

The motion of Councilman Johnson to continue that portion of the Resolution dealing with the comfort station at Neptune Park to July 25, 1974 for public testimony received no vote at this time.

City Attorney Witt answered questions directed by the Council.

The vote was then taken on Councilman Johnson's motion to continue that portion of the proposed Resolution dealing with the comfort station at Neptune Park to July 25, 1974, for public testimony, which passed unanimously.

The Council then trailed the remainder of the item.

There were no other requests for continuances.

(Item 10 - CASE NO. 12-74-2)

A proposed Ordinance, introduced at the Meeting of May 30, 1974, incorporating Lots A and B, Block 358, Horton's Addition, into CO Zone, located at the southeast corner of Third Avenue and Spruce Street, was presented.

City Clerk Nielsen and Assistant Planning Director Van Cleave answered questions directed by the Council.

Reading in full of the following Ordinance 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, a written or printed copy of said Ordinance.

ORDINANCE 11334 (New Series), incorporating Lots A and B, Block 358, Horton's Addition, into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Code, and repealing Ordinance No. 12987 approved October 20, 1930, of the Ordinances of The City of San Diego, insofar as the same conflicts herewith, was adopted on motion of Councilwoman O'Connor, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Bates, and Mayor Wilson. Nays-None. Absent-Councilmen Morrow and Ellis.

The Council considered the Consent Agenda, which consisted of Items 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, and 38.

(Item 11)

RESOLUTION 210799, awarding a contract to Eugene R. Johnson for formal garden in Balboa Park, for the sum of \$147,350; authorizing the expenditure of \$71,500 out of Park and Recreation Bond Fund (725) for said purpose and related costs; accepting the donation of \$43,000 from the Parker Foundation for said purpose; designating said garden as the Inez Parker Memorial Garden; authorizing the City Manager to program the second phase development of the construction of said garden within the six-year Capital Improvements Program, was adopted on motion of Councilman Johnson.

(Item 12)

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

RESOLUTION 210800, Sharecroppers, Inc., for San Clemente Canyon Park - Phase III, for the sum of \$49,835; authorizing the expenditure of \$5,500 out of Gas Tax Fund (220), \$8,500 out of Capital Outlay Fund (245), and \$48,000 out of Park and Recreation Bond Fund (725) for said purpose and related costs;

RESOLUTION 210801, Motorola, Inc., for the purchase of 38 mobile transmitter receivers complete with silent alarms and selective call decoders, with an option to purchase and have installed up to 55 additional mobile transmitters with silent alarms and selective call decoders at these same prices and conditions within 60 days after award of contract; installation prices are firm for 12 months, for an actual cost including tax and terms of \$79,667.64;

RESOLUTION 210802, Bound to Stay Bound Books, Inc., for prebinding of library books as may be required for a period of one year ending June 30, 1975, for an actual estimated cost of \$9,000;

RESOLUTION 210803, John C. Henberger Co. and Pervo Paint Co. for the purchase of traffic paint as may be required for a period of seven months ending December 31, 1974, for a total estimated cost, including tax and terms, of \$55,364.12. John C. Henberger Co. price subject to escalation not to exceed 15% of bid price. Pervo Paint Co. with option to renew for an additional three-month period, prices subject to escalation during option period of not more than 10% of bid price; and

RESOLUTION 210804, Sim J. Harris Company for the purchase of 900 tons of SC800 liquid asphalt for a total cost, including tax and terms, of \$65,587.50.

(Item 13)

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

RESOLUTION 210805, Joseph H. Snyder Building Contractor for the purchase of six portable gardener tool sheds for an actual cost, including tax and terms, of \$4,728.24;

RESOLUTION 210806, W. F. de Marco for the purchase of 85 each cast iron man-hole covers and 85 each frames for an actual cost, including tax and terms, of \$5,027.58;

RESOLUTION 210807, A. B. Dick Company for the lease of one 1500 Quick Copy Center, one 720 Copy Sorter and one 125 Copier for the period of one year ending June 30, 1975, with option to renew agreement for two additional one-year periods, with option to purchase equipment at any time during the lease term, with option to purchase or continue the lease after the third year, for an estimated total contract cost of \$12,285.60; and

RESOLUTION 210808, ADT Sterling Security Service for the purchase and installation of an electronic security system for the Mountain View Community Center, for an actual cost, including tax and terms, of \$1,817.85, provided that ADT Sterling Security Service and Neighborhood House Association enter into a five (5) year contract for maintenance and monitoring of said system at a service charge not to exceed \$300 per year.

(Item 14)

The following Resolutions, relative to a solid waste management air classifier system, were adopted on motion of Councilman Johnson:

RESOLUTION 210809, authorizing the City Manager to accept the offer of Mr. Richard K. MacNeill to obtain his services in preparing and filing an application for patent rights to said system, for an estimated cost of \$2,000; authorizing the expenditure of an amount not to exceed \$2,000 out of General Fund 100 for said purpose and related costs; and

RESOLUTION 210810, authorizing an agreement with James M. Barrett for the purpose of allowing City to take action to patent an air classifier.

(Item 15)

RESOLUTION 210811, rescinding Resolution No. 208876 adopted September 25, 1973, authorizing the purchase of two abrasive blast cleaning machines; awarding a contract to Kelco Sales & Engineering Co. for the purchase of two abrasive blast cleaning machines for an actual cost, including tax and terms, of \$4,367.20, was adopted on motion of Councilman Johnson.

(Item 16)

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

RESOLUTION 210812, furnishing Type B asphalt concrete as may be required for the period of one year ending June 30, 1975, in accordance with Specifications Document No. 747458;

RESOLUTION 210813, construction of the San Marcos Avenue storm drain, in accordance with Specifications Document No. 747459; and

RESOLUTION 210814, certifying that the information contained in Environmental Negative Declaration No. 73-10-024C, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines

(Item 16 - Continued)

and that said Declaration has been reviewed and considered by this Council.

(Item 17)

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

RESOLUTION 210815, construction of South Bay Neighborhood Park, No. 3, in accordance with Specifications Document No. 747460; and

RESOLUTION 210816, certifying that the information contained in Environmental Negative Declaration No. 74-1-005C has been completed in compliance with the California Environmental Quality Act of 1970 and the State guidelines, and that said Declaration has been reviewed and considered by this Council.

(Item 18)

RESOLUTION 210817, authorizing the Purchasing Agent to advertise for sale and sell motorcycles so used, obsolete, or depreciated as to be unfit or undesirable for use or retention by the City, was adopted on motion of Councilman Johnson.

(Item 19)

RESOLUTION 210818, approving the final map of Las Cumbres Square, a one-lot subdivision located north of Friars Road and west of Via Las Cumbres, was adopted on motion of Councilman Johnson.

(Item 20)

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

RESOLUTION 210819, Gregg Industrial Park;

RESOLUTION 210820, Imperial Manor Unit No. 1;

RESOLUTION 210821, Imperial Manor Unit No. 2; and

RESOLUTION 210822, Riverview Unit No. 2.

(Item 21)

The following Resolutions relative to Boundary Street were adopted on motion of Councilman Johnson:

RESOLUTION 210823, setting aside and dedicating for the purpose of a public street a portion of Pueblo Lot 1347, and naming the same Boundary Street; and

RESOLUTION 210824, certifying that the information contained in Environmental Negative Declaration No. 73-6 011C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by this Council.

(Item 22)

The following Resolutions, relative to Ulric Street, were adopted on motion of Councilman Johnson:

RESOLUTION 210825, setting aside and dedicating for the purpose of a public street a portion of Lot 1, Pueblo Lot 1175, according to License Survey No. 33 filed May 23, 1893, and naming the same Ulric Street; authorizing the City Auditor and Comptroller to transfer \$100 from Gas Tax Fund 220 the the Water Revenue Fund 500, for the right-of-way for Ulric Street; and

RESOLUTION 210826, certifying that the information contained in Environmental Negative Declaration No. 73-4-020C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by this Council.

(Item 23)

RESOLUTION 210827, authorizing the divestment of City's easement interest by negotiated sale for the sum of \$615, of a portion of Section 6, Township 15 South, Range 2 West; authorizing the execution of a quitclaim deed, quitclaiming to Coordinated Growth Properties, Ltd., said interest in unneeded sewer easement, was adopted on motion of Councilman Johnson.

(Item 24)

RESOLUTION 210828, authorizing the City Manager to execute a lease agreement extension with the United States of America for a portion of the Miramar Sanitary Fill, extending the term of said lease agreement from October 26, 1974 through June 26, 1975, on a month-to-month basis, was adopted on motion of Councilman Johnson.

(Item 26)

RESOLUTION 210829, authorizing an agreement with Robert L. Williams, M. D., as examining physician for the San Diego Police Department, was adopted on motion of Councilman Johnson.

(Item 28)

RESOLUTION 210830, authorizing the San Diego Regional Employment and Training Consortium to apply to the U. S. Department of Labor for funds to finance a Regional Public Service Employment Program, was adopted on motion of Councilman Johnson.

(Item 29)

RESOLUTION 210831, authorizing the San Diego Regional Employment and Training Consortium to apply to and contract with the U. S. Department of Labor for funds to operate the Summer '74 Youth Employment Program in San Diego County, was adopted on motion of Councilman Johnson.

(Item 30)

RESOLUTION 210832, amending Resolution 210013, adopted February 28, 1974, relative to taxicab rate adjustment procedures, was adopted on motion of Councilman Johnson.

(Item 31)

RESOLUTION 210833, establishing a load limit of two tons rated capacity on Palm Avenue, between Beyer Boulevard and Hollister Street; authorizing the installation of the necessary signs and markings, was adopted on motion of Councilman Johnson.

(Item 32)

RESOLUTION 210834, authorizing the City Manager to: (1) accept from the ACTION Agency a grant of \$176,000 for the implementation of the Program for Local Service (PLS) in the City of San Diego and environs; (2) encumber \$117,000 of funds in the Human Resources Department FY75 Youth Employment Program budget to be used as the required local match for the ACTION grant; and (3) hire personnel as necessary to carry out the designated program, was adopted on motion of Councilman Johnson.

(Item 33)

RESOLUTION 210835, authorizing the City Manager to submit an application to the State of California for a Federal Grant under the Land and Water Conservation Act, for the acquisition of three parcels adjacent to the former United States International University property on Point Loma which was acquired by the City as a park site, was adopted on motion of Councilman Johnson.

(Item 34)

RESOLUTION 210836, authorizing the construction and maintenance of temporary overhead telephone lines along the Embarcadero, adjacent to Harbor Drive, between the Broadway Pier and the County Administration Building, to provide service during the reconstruction by the San Diego Port District of the Embarcadero apron wharf and seawall; said lines to be placed underground following the completion of the wharf reconstruction, was adopted on motion of Councilman Johnson.

(Item 35)

RESOLUTION 210837, authorizing an agreement with the County of San Diego to implement the 1974 San Diego Recreational Support Program; and authorizing 42 agreements with community and governmental agencies to carry out the San Diego Recreational Support Program, as follows, was adopted on motion of Councilman Johnson:

- 1 American National Red Cross;
- 2 Bay Vista Methodist Heights Apartments;
- 3 Bayside Settlement House;
- 4 Blind Recreation Center of San Diego, Inc.;
- 5 Boys' Club of El Cajon;
- 6 Boys' Club of Encanto;
- 7 Boys' Club of Escondido;
- 8 Boys' Club of Fallbrook;
- 9 Boys' Club of Oceanside;
- 10 Boys' Club of San Diego;
- 11 Boys' Club of San Ysidro;
- 12 Chicano Federation, San Diego County;
- 13 Children's Health Center;
- 14 City of San Marcos Parks and Recreation Department;
- 15 Community Campership Council;
- 16 Council of Filipino American Organization of San Diego;
- 17 County of San Diego - Department of Parks and Recreation;
- 18 Economic Opportunity Commission;
- 19 Elementary Institute of Science;
- 20 Episcopal Community Services;
- 21 In-Between, The;
- 22 Japanese American Citizens League;
- 23 Linda Vista United for Youth, Inc.;
- 24 Mexican American Advisory Committee;
- 25 National Involvement Association;
- 26 Neighborhood House Association;
- 27 North County Lifeline;
- 28 Filipino American Community Center;
- 29 San Diego Speech and Hearing Center;
- 30 San Diego Unified School District;
- 31 San Diego Youth Services, Inc.;
- 32 Santee Recreation and Park Council;
- 33 Social Advocates for Youth;
- 34 Sons and Daughters of Guam Club;
- 35 South Bay Youth Services Committee;
- 36 Southeast Community Theatre;
- 37 Toltecas En Aztlan, Inc.;
- 38 Villa Nueva;
- 39 Woodlawn Park Civic League;
- 40 Young Mens' Christian Association of San Diego & San Diego County;
- 41 Young Womens' Christian Association - Downtown; and
- 42 San Diego Transit Corporation.

(Item 36)

RESOLUTION 210838, authorizing two representatives of the Police Department to travel out of state for the purpose of participating in the Kansas City, Missouri, Response Time Study, sponsored by the National Institute on Law Enforcement; total cost of said travel shall be paid in advance to the City by the National Institute on Law Enforcement, was adopted on motion of Councilman Johnson.

(Item 37)

RESOLUTION 210839, accepting the work done and authorizing a Notice of Completion in Penasquitos View Unit 5 Subdivision, was adopted on motion of Councilman Johnson.

(Item 38)

RESOLUTION 210840, authorizing a supplemental and amendatory contract for temporary emergency delivery of a part of the Mexican Treaty Waters of the Colorado River to the international boundary in the vicinity of Tijuana, Baja California, Mexico, construction and operation of facilities therefor, and utilization of energy being transferred from Mexico, was adopted on motion of Councilman Johnson.

Mayor Wilson welcomed Don Diego and Miss Carmen Perry, the Fairest of the Fair, who were present in the Chamber to extend invitations to the Council to attend the Del Mar Fair and Exposition.

The Council considered Item 27 out of order.

(Item 27)

A proposed Resolution, authorizing an agreement with the Redevelopment Agency of The City of San Diego for the purpose of installing a storm drain from "C" Street to Broadway; authorizing the Auditor to transfer to the Redevelopment Agency (City College Redevelopment Project Fund No. 9834) the sum of \$17,000 from Capital Outlay Fund 245 Reserve for design and construction of said improvements, was presented.

City Manager Moore, Assistant Community Development Director Fowler, and Edward Murphy, Community Development Department, answered questions directed by the Council.

RESOLUTION 210841, authorizing an agreement with the Redevelopment Agency of The City of San Diego for the purpose of installing a storm drain from "C" Street to Broadway; authorizing the Auditor to transfer to the Redevelopment Agency (City College Redevelopment Project Fund No. 9834) the sum of \$17,000 from Capital Outlay Fund 245 Reserve for design and construction of said improvements, was adopted on motion of Councilwoman O'Connor.

The Council returned to consideration of Item 25.

(Item 25 - Continued)

City Attorney Witt answered questions directed by the Council.

On motion of Councilman Bates the two remaining parts of the project, the comfort station in Pacific Beach Park and the comfort station at the west end of Pacific Beach Drive, were continued to July 5, 1974 to negotiate an amended agreement.

Mayor Wilson recessed the Meeting at 9:53 a.m. Upon reconvening at 10:15 a.m., the roll call showed Councilmen Morrow and Ellis absent.

(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 vacating the Alley, Block 17, Del Mar Heights - under Resolution of Intention 210608. It was reported that no written protests had been received.

Ron Lochhead, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilman Johnson, and the following Resolution was adopted:

RESOLUTION 210842, vacating the Alley in Block 17, Del Mar Heights.

(Item 103)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on vacating Ironwood Road southwesterly of Scripps Ranch Boulevard - under Resolution of Intention 210607. It was reported that no written protests had been received.

Ron Lochhead, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilman Johnson, and the following Resolutions were adopted:

RESOLUTION 210843, vacating Ironwood Road southwesterly of Scripps Ranch Boulevard; and

RESOLUTION 210844, certifying that the information contained in Environmental Negative Declaration No. 73-3-1034P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by this Council.

(Item 104)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on vacating Zola Street between Clove Street and Chatsworth Boulevard - under Resolution of Intention 210668. It was reported that no written protests had been received.

Ron Lochhead, Community Development Department, answered questions directed by the Council.

Boyd J. Davis appeared to speak in opposition to the proposed vacation.

Councilman Ellis entered the Chamber.

Councilman Ellis excused himself from voting on the matter as he had not heard the testimony.

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

RESOLUTION 210845, vacating Zola Street between Clove Street and Chatsworth Boulevard; and

RESOLUTION 210846, certifying that the information contained in Environmental Impact Report No. 73-8-004.1C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Report has been reviewed and considered by this Council.

(Item 100)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearings, continued from the Meetings of May 30 and June 6, 1974 for full Council, on paving and otherwise improving 39th Street, Menlo Street and Broad Avenue - on Resolution of Intention 210443. It was reported that a 47.6% protest had been received on that portion of the project having to do with Menlo Street.

Floyd Moore, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearings were closed on motion of Councilman Hubbard, and the following Resolutions were adopted:

RESOLUTION 210847, overruling and denying all oral and written protests filed in the office of the City Clerk, determining that the proposed improvement within the limits mentioned in Resolution of Intention 210443 is feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and that the public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and

RESOLUTION 210848, ordering work to improve 39th Street, Menlo Street and Broad Avenue.

(Item 101)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearings, continued from the Meetings of May 30 and June 6, 1974 for full Council, on paving and otherwise improving Draper Street, Macaulay Street and Third Avenue - on Resolution of Intention 210441. It was reported that a written protest had been received on that portion of the project having to do with Third Avenue.

Floyd Moore, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearings were closed on motion of Councilwoman O'Connor, and the following Resolutions were adopted:

RESOLUTION 210849, overruling and denying all oral and written protests filed in the office of the City Clerk, determining that the proposed improvement within the limits mentioned in Resolution of Intention 210441 is feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and that the public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and

RESOLUTION 210850, ordering work to improve Draper Street, Macaulay Street and Third Avenue.

(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 Amalfi Street Assessment District - removal of existing overhead electric and communication facilities and the replacement by constructing underground electric and communication facilities, and appurtenances and appurtenant work, in portions of the public rights-of-way of Amalfi Street and Torrey Pines Lane, and upon various private lots or parcels of land adjoining the aforementioned streets - on the Report prepared pursuant to Resolution of Intention 210499, and approved by Resolution 210500, under the provisions of the Municipal Improvement Act of 1913. It was reported that 11 letters in protest and one letter in favor had been received.

Special Bond Counsel Burt advised the Council that a majority protest had been received and that the only options available to the Council would be to abandon the proceedings or to continue the hearing.

Assistant Community Development Director Fowler answered questions directed by the Council.

The Council discussed the Item.

On motion of Councilman Bates, the City Manager was directed to prepare a draft Council Policy that would require 75% ownership petition for inception of underground assessment districts, policy to be brought to the Rules Committee for referral to Transportation and Land Use Committee.

On motion of Councilman Johnson, the hearing was closed, proposed Resolutions (b) 1 through (b) 6 were filed, and the following Resolution was adopted:

RESOLUTION 210851, ordering abandonment of proceedings, (Amalfi Street Assessment District).

On motion of Councilman Bates, the following Resolution was also adopted:

RESOLUTION 210852, rejecting bids on Improvement Bonds, (Amalfi Street Assessment District).

(Item 106)

A proposed Ordinance, continued from the Meeting of March 28, 1974 for further study, amending Chapter II, Article 2 of the San Diego Municipal Code by amending Section 22.1801 relating to City departments, was introduced on motion of Councilman Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Ellis, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Morrow.

(Item 107)

A proposed Ordinance, amending Chapter II, Article 4, Division 3 of the San Diego Municipal Code by amending Section 24.0312 relating to membership in the Retirement System, was presented.

Retirement Officer Logan answered questions directed by the Council.

A proposed Ordinance, amending Chapter II, Article 4, Division 3 of the San Diego Municipal Code by amending Section 24.0312 relating to membership in the Retirement System, was introduced on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Ellis, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Morrow.

Mayor Wilson acknowledged the presence in the Chamber of the wife and parents and son of Councilman Ellis.

(Item 108)

Two proposed Ordinances relative to Park Fees: (a) Amending Chapter X, Article 2, Division 8, of the San Diego Municipal Code by amending Sections 102.0804, 102.0805 and 102.0807, and by adding Section 102.0812, relating to acquisition and development of park and recreational facilities; and (b) Amending Chapter IX of the San Diego Municipal Code by adding thereto Article 9, fees for park and recreational facilities and Section 99.0101 through 99.0106, were presented.

Assistant Community Development Director Fowler and City Manager Moore answered questions directed by the Council.

The motion of Councilman Hubbard to amend Item (a) to provide that park fees will be per unit for all units, without differentiation for new subdivisions and that equitable fees be set by staff, failed for lack of five affirmative votes, by the following vote: Yeas-Councilmen Johnson, Hubbard, and Ellis. Nays-Councilmen O'Connor, Williams, Martinet, Bates, and Mayor Wilson. Absent-Councilman Morrow.

The motion of Councilman Hubbard that the City allow up to 50% credit on park fees to new developers that allow for open space and amenities in their developments, failed for lack of five affirmative votes, by the following vote: Yeas-Councilmen Johnson, Hubbard, and Ellis. Nays-Councilmen O'Connor, Williams, Martinet, Bates, and Mayor Wilson. Absent-Councilman Morrow.

The following proposed Ordinances: (a) Amending Chapter X, Article 2, Division 8, of the San Diego Municipal Code by amending Sections 102.0804, 102.0805 and 102.0807, and by adding Section 102.0812, relating to acquisition and development of park and recreational facilities; and (b) Amending Chapter IX of the San Diego Municipal Code by adding thereto Article 9, fees for park and recreational facilities and Section 99.0101 through 99.0106, were introduced on motion of Councilman Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Martinet, Bates, and Mayor Wilson. Nays-Councilmen Hubbard and Ellis. Absent-Councilman Morrow.

(Item 109)

A proposed Resolution, authorizing an agreement with the County of San Diego, County Health Care Agency, for Implementing Model Cities Comprehensive Health Care Project; rescinding Resolution No. 210307, was presented.

City Manager Moore and Model Cities Director Pendleton answered questions directed by the Council.

On motion of Councilman Bates, the City Manager was directed to review the existing Joint Powers Agreement with the County regarding health care services and facilities.

Councilman Bates asked the City Manager for a report on how the Model Cities Health Care would be coordinated.

RESOLUTION 210853, authorizing an agreement with the County of San Diego, County Health Care Agency, for Implementing Model Cities Comprehensive Health Care Project; rescinding Resolution No. 210307, was adopted on motion of Councilman Bates.

Mayor Wilson recessed the Meeting at 12:08 p.m., to reconvene at 2:00 p.m.

Upon reconvening at 2:07 p.m., the roll call showed Councilmen O'Connor, Morrow, Martinet and Bates absent.

Councilman Martinet entered the Chamber.

(Item 110)

A proposed Resolution, authorizing the City Manager to submit a grant application under the Department of Housing and Urban Development's (HUD) Comprehensive Planning Assistant Program to fund the second implementation year of the Comprehensive Management Planning Program from July 1, 1974 through July 1, 1975, was presented.

City Manager Moore answered questions directed by the Council.

RESOLUTION 210854, authorizing the City Manager to submit a grant application under the Department of Housing and Urban Development's (HUD) Comprehensive Planning Assistant Program to fund the second implementation year of the Comprehensive Management Planning Program from July 1, 1974 through July 1, 1975, was adopted on motion of Councilman Williams.

Councilman Bates entered the Chamber.

Councilwoman O'Connor entered the Chamber.

(Item 111)

RESOLUTION 210855, reaffirming the support of the Council in maintaining the 55 m.p.h. maximum speed limit; encouraging increased efforts by all police agencies for the enforcement of this vehicular speed limit, was adopted on motion of Councilman Martinet.

(Item 112)

RESOLUTION 210856, authorizing a Letter of Extension for the Model Cities Senior Citizens Centers with the Senior Citizens Federation, Inc. to hire qualified persons age 55 and over to be assigned to prepare and distribute food for the hot meals program for the San Diego Park and Recreation Department, was adopted on motion of Councilwoman O'Connor.

(Item 113)

A proposed Resolution, authorizing the City Manager to (1) request authorization from the Department of Housing and Urban Development (HUD) to proceed with the present Model Cities Third Action Year Work Program for a period of two months utilizing transition funds, and (2) execute Letters of Extension for 13 Model Cities Third Action Year projects for a period of two months, was presented.

Model Cities Director Pendleton and City Manager Moore answered questions directed by the Council.

The following Resolution was adopted on motion of Councilman Williams:

RESOLUTION 210857, authorizing the City Manager to (1) request authorization from the Department of Housing and Urban Development (HUD) to proceed with the present Model Cities Third Action Year Work Program for a period of two months utilizing transition funds, and (2) execute Letters of Extension for 13 Model Cities Third Action Year projects for a period of two months, as follows:

<u>Project</u>	<u>Agency</u>
Narcotics Abuse	Prevention and Education Systems, Inc.
Supplemental Transportation	City of San Diego Human Resources Department
San Ysidro Schools	San Ysidro School District
Legal Services	Legal Aid Society, Inc.
Senior Citizens	City of San Diego Recreation Department
Rehabilitation of Ex-Offenders	Model Ex Offenders, Inc.
Youth Employment	City of San Diego, Human Resources Department
Barrio Station	San Diego State University Foundation
Business Outreach	San Diego Urban League, Inc.
Community Movie and Cultural Arts	Young Women's Christian Association of Southeast San Diego
Child Care	County of San Diego
Division of Employee Development Program	Regents of the University of California
Comprehensive Health Care	County of San Diego

Mayor Wilson acknowledged receipt of a gift of roses from the San Diego Rose Society in appreciation of the Council's efforts on behalf of the Rose Garden project in Balboa Park.

By common consent the Council discussed rescheduling the June 27, 1974 Council Meeting.

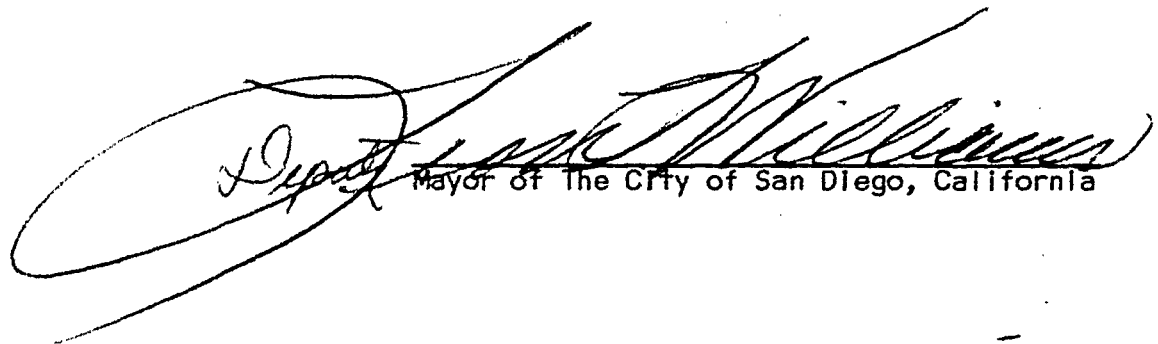
On motion of Councilman Bates the Committee meetings for the week of June 24, 1974 were cancelled, no change was made regarding the Council Meeting, and the following Resolution was adopted:

RESOLUTION 210858, cancelling or changing the meetings of the various Standing Committees, due to the anticipated absence of a quorum.

The Council discussed the possibility of rescheduling the Council meeting of July 5, 1974 but took no action at this time.

Mayor Wilson acknowledged the presence in the Chamber of Curtis Fitzpatrick and family.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilwoman O'Connor at 2:40 p.m., and Mayor Wilson announced there would be an Executive Session immediately following for the purpose of discussing pending litigation.


Deputy Mayor of The City of San Diego, California

ATTEST:


City Clerk of The City of San Diego, California