

ADJOURNED REGULAR MEETING OF THE COUNCIL OF THE
CITY OF SAN DIEGO, THURSDAY, OCTOBER 3, 1974, HELD TUESDAY,
OCTOBER 8, 1974, IN THE COUNCIL CHAMBERS - 12TH FLOOR
CHARLES C. DAIL CONCOURSE

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

Mayor Wilson called the Adjourned Regular Meeting to order
at 8:18 a.m.

It was reported that this Meeting had been adjourned from
Thursday, October 3, 1974, to this time by Order of the Council.

The Clerk reported that a copy of the Order of Adjournment
as contained in certified excerpts of the Council Minutes had
been posted and mailed as required by law, and that the proper
affidavits covering such posting and mailing are on file in the
Clerk's Office.

The Council considered Item 115 out of order.

(Item 115)

A proposed Resolution, continued from the meeting of
September 12, 1974, directing all City Department Heads to comply
with the requirements of Administrative Regulation 45.10
particularly in regard to "CP" Mileage Authorization, was
presented.

City Manager Moore answered questions directed by the Council.

RESOLUTION 211720, directing all City Departments, with the
exception of the Department of the Auditor and Comptroller, Field
Audit Group, to comply with the requirements of Administrative
Regulation 45.10, particularly in regard to "CP" Mileage
Authorization, was adopted on motion of Councilman Johnson.

(Item 117)

A proposed Resolution, authorizing the City Attorney and
the Claims Division to settle the claim of the Pacific Telephone
and Telegraph Company in the amount of \$6,781.15, the cost of
repair resulting from damages to the underground cable at the
intersection of Allen Road and Fort Stockton Drive on
December 6, 1973; authorizing the City Auditor and Comptroller to
draw warrant-check in favor of said Company in the amount of
\$6,781.15, was presented.

(Item 117 - Continued)

RESOLUTION 211721, authorizing the City Attorney and the Claims Division to settle the claim of the Pacific Telephone and Telegraph Company in the amount of \$6,781.15, the cost of repair resulting from damages to the underground cable at the intersection of Allen Road and Fort Stockton Drive on December 6, 1973; authorizing the City Auditor and Comptroller to draw warrant-check in favor of said Company in the amount of \$6,781.15, was adopted on motion of Councilman Martinet.

(Item 123)

RESOLUTION 211722, authorizing the Auditor and Comptroller to transfer within the 224 Fund the sum of \$4,781 from the Contingency Reserve (52.99) to the National Bicentennial Celebration (52.67); authorizing a First Amendment to that certain agreement between the City and Gary L. Cain, Committee Project Coordinator, to reflect said budgetary correction, was adopted on motion of Councilman Hubbard.

(Item 124)

The following Resolutions, relative to CATV Rate Regulation, were adopted on motion of Councilman Ellis:

RESOLUTION 211723, adopting Council Policy No. 700-33 pertaining to Cable Television Rate Regulation;

RESOLUTION 211724, adopting the "Rules and Procedures Governing Cable Television Rate Applications"; and

RESOLUTION 211725, directing the City Manager, the City's Rate Consultant and the City Attorney to report their findings regarding the rate study of the application of Rancho Bernardo Antenna Systems, Inc. to the Transportation and Land Use Committee; and direct said Committee to commence a hearing for the Rancho Bernardo cable television system as soon as possible in accordance with the Rules and Procedures Governing Cable Television Rate Applications.

Councilman Williams entered the Chambers.

(Item 125)

RESOLUTION 211726, directing the City's representative to the Comprehensive Planning Organization to support the Fiscal Year 1975 projects recommended for funding under Section 301 (b) of the Omnibus Crime Control and Safe Streets Act of 1968 by the San Diego Regional Criminal Justice Planning Committee. Further directing the City's representative to express the City's concern over the lack of an adequate needs assessment and priority setting process for the projects and requesting the San Diego Regional Criminal Justice Planning Board to develop an improved process for review by the City prior to the development of a FY 1976 program, was adopted on motion of Councilman Martinet.

(Item 126)

A proposed Resolution, directing the City Manager to take all steps necessary to discontinue the operation of, and expenditure of funds for, the recorded Telephone Message System, was presented.

The motion of Councilman Martinet to adopt the proposed Resolution received no vote at this time.

Councilman Morrow entered the Chambers.

City Manager Moore answered questions directed by the Council.

Councilwoman O'Connor entered the Chambers.

The motion of Councilman Williams to amend the proposed Resolution by directing the City Manager to inform the Council on the various sundry and small issues which are now escaping the Council by this electronic means or other means at his discretion, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet and Mayor Wilson. Nays-Councilman Ellis. Absent-Councilman Bates.

RESOLUTION 211727, directing the City Manager to devise a method of keeping the Council better informed, was adopted, as amended, by Councilman Martinet.

(Items 112 and 113 were considered simultaneously)

A proposed Ordinance, continued from the Meetings of August 22, September 5, 19, and 26, 1974, for preparation of a new Ordinance, amending Ordinance No. 11331 (New Series) entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of The City of San Diego for the Fiscal Year 1974-5," by amending Section 6 and 7 thereof relating to overtime compensation pursuant to the Fair Labor Standards Act of 1938, as amended, and a proposed Resolution, continued from the Meetings of September 5, 19, and 26, 1974, for further review, rescinding Council Policy 300-2, "Employee Compensation for Overtime Work," were presented.

Chief Deputy City Attorney Katz and Deputy City Manager Blair answered questions directed by the Council.

Councilman Bates entered the Chambers.

(Items 112 and 113 considered simultaneously - Continued)

The motion of Councilman Martinet to introduce the Ordinance and adopt the Resolution received no vote at this time.

The motion of Councilman Morrow to repeal that portion which changed the existing status quo (benefits effective as of date of change), received no vote at this time.

The motion of Councilman Morrow to introduce the Ordinance and made retroactive to 7-1-1974, died for lack of a second.

The motion of Councilman Martinet to amend the motion retroactive to 7-1-1974 to give those individuals who worked overtime just compensation for the time spent, died for lack of a second.

Councilman Morrow withdrew his previous motion to repeal that portion which changed the existing status quo (benefits effective as of date of change).

Assistant City Attorney Teaze answered questions directed by the Council.

Ken Golden and Barry Hammitt appeared to speak regarding the proposed Ordinance and Resolution.

On motion of Councilman Martinet, the Ordinance was amended by amending Section 2 to provide that the application of these provisions shall be retroactive to the first day of the pay period next following 7-1-1974.

A proposed Ordinance, amending Ordinance No. 11331 (New Series) entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of The City of San Diego for the Fiscal Year 1974-75," by amending Section 6 and 7 thereof relating to overtime compensation pursuant to the Fair Labor Standards Act of 1938, as amended, was introduced, as amended, on motion of Councilman Martinet by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-None. Absent-None.

RESOLUTION 211728, rescinding Resolution No. 171895 dated July 24, 1962, which adopted Council Policy 300-2, "Employee Compensation for Overtime Work," was adopted on motion of Councilman Martinet.

Mayor Wilson recessed the Meeting at 9:31 a.m. Upon reconvening at 9:59 a.m., the roll call showed all present.

(Item 114)

A proposed Ordinance, amending Section 26.32 of Chapter II, Article 6, of the San Diego Municipal Code relating to the Community Relations Board, was presented.

City Manager Moore answered questions directed by the Council.

Ardelia McClure, Bob Varner and Richard Waldon appeared to speak regarding the proposed Ordinance.

(Item 114 - Continued)

Police Chief Ray Hoobler answered questions directed by the Council.

Charles Abdelnour, Assistant Director, Community Relations Department, answered questions directed by the Council.

A proposed Ordinance, amending Section 26.32 of Chapter II, Article 6, of the San Diego Municipal Code relating to the Community Relations Board, was introduced on motion of Councilman Williams by the following vote: Yeas-Councilmen O'Connor, Williams, Morrow, Martinet, Ellis, Bates and Mayor Wilson. Nays-Councilmen Johnson and Hubbard. Absent-None.

There being no further business to come before the Council at this time, the Adjourned Regular Meeting was adjourned on motion of Councilman Johnson at 10:44 a.m., and the Mayor announced there would be an Executive Session on a personnel matter.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward J. Wilson

Assistant City Clerk of The City of San Diego, California