

SPECIAL MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - FRIDAY, AUGUST 8, 1975
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE

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

NOTICE OF SPECIAL MEETING OF THE CITY COUNCIL

To: Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro,
members of the City Council of The City of San Diego, California.

A SPECIAL MEETING of the City Council is hereby called to be held
in the Council Chambers, City Administration Building, 202 "C" Street,
San Diego, California, on Friday, August 8, 1975, at the hour of 2:00 p.m.

Said meeting will be held for the purpose of hearing the Continued
matter of Item 1 on the Supplemental Docket of Wednesday, August 6, 1975 -
Directing the City Manager to give a full report to Council regarding
confiscation of files from the Police Psychologist's Office by the
Police Chief. (This was continued to permit the City Attorney to rule
on the legality of an Executive Session on this matter.)

Dated August 7, 1975

PETE WILSON
Mayor

Mayor Wilson called the Special Meeting to order at 2:11 p.m.

(Item 1)

Continued from the Supplemental Docket of Wednesday, August 6,
1975, to permit the City Attorney to rule on the legality of an Executive
Session on this matter, directing the City Manager to give a full report
to Council regarding confiscation of files from the Police Psychologist's
Office by the Police Chief.

Deputy City Manager Blair presented the City Manager's report and
answered questions directed by the Council.

Senior Chief Deputy City Attorney Fitzpatrick answered questions
directed by the Council.

On motion of Councilwoman O'Connor, the matter was continued
until such time as investigation is completed.

There being no further business to come before the Council at this time, the Special Meeting was adjourned at 2:15 p.m., on motion of Councilman Ellis.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward Wilson

City Clerk of The City of San Diego, California

SPECIAL MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - FRIDAY, AUGUST 8, 1975
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE

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

NOTICE OF SPECIAL MEETING OF THE CITY COUNCIL

To: Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis,
Haro, members of the City Council of The City of San Diego,
California.

A Special Council Meeting will be held on Friday, August 8, 1975
at 2:00 p.m. in the Council Chambers to consider the following items:

- I. Ballot Propositions for the November 1975 Ballot.
- II. Introduction of the following ordinances:
 - 0-76-8: AN ORDINANCE FIXING THE TAX RATES AND
LEVYING TAXES FOR THE FISCAL YEAR 1975-76, AND
 - 0-76-9: AN ORDINANCE AMENDING ORDINANCE NO. 11650
(NEW SERIES) ENTITLED "AN ORDINANCE ADOPTING
THE ANNUAL BUDGET FOR THE FISCAL YEAR
1975-76 AND APPROPRIATING THE NECESSARY
MONEY TO OPERATE THE CITY OF SAN DIEGO FOR
SAID FISCAL YEAR."

Dated August 1, 1975

PETE WILSON
Mayor

Mayor Wilson called the Special Meeting to order at 2:16 p.m.

(Item 1)

Mayor Wilson presented the matter of Ballot Propositions for the November 1975 Ballot.

Senior Chief Deputy City Attorney Fitzpatrick answered questions directed by the Council.

Proposition #1 - \$12,500,000 Bond Issue, Councilman Ellis moved to place on November, 1975 Ballot the buy back of Community Concourse Properties from the Retirement System, which passed unanimously.

Proposition #2 - Charter amendment adding Section 77d regarding Open Space Tax Override, Councilman Williams moved to rescind earlier action in placing this on November, 1975 ballot, which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Ellis, and Mayor Wilson. Nays-Councilman Hubbard. Absent-Councilmen Morrow, Martinet, and Haro.

Proposition #3 - Charter amendment adding Section 77c to the Charter to provide for special tax regarding levies for public transportation to the elderly and handicapped, was presented.

City Manager McKinley answered questions directed by the Council.

Councilman Haro entered the Chambers.

Arlene Van de Wetering, Glen McNary, Nan Valerio, and Mrs. Shipman appeared to speak on the matter.

Council reaffirmed earlier Council action to place on November, 1975 Ballot. No vote was required.

Proposition #4 - Amending Section 16 and Section 75 of the City Charter to allow the ordinance making the annual tax levy to be introduced and adopted on the same day similar to the annual appropriation ordinance, was presented.

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

Councilman Hubbard moved to place Proposition #4 on November, 1975 ballot, which passed unanimously.

Proposition #5 - Amending Section 35 of the City Charter to delete the limit for purchase of supplies, materials, equipments and insurance, and to provide that the City Council by ordinance establish rules and regulations to govern this area, was presented.

Purchasing Agent Mattis answered questions directed by the Council.

Councilman Ellis moved to place Proposition #5 on November, 1975 ballot, which passed unanimously.

(Item 1 - Continued)-

Proposition #6 - Amending Section 55 of the Charter to reduce the amount presently being set aside in the Mt. Hope Cemetery Perpetuity Fund from 50% of the revenues from sale of lots to 20% of revenue and requiring the Council to set aside sufficient funds to defray maintenance costs if the income of the Perpetuity funds proves insufficient, was presented.

Senior Chief Deputy City Attorney Fitzpatrick, City Manager McKinley, and Ben Hagar, Property Department, answered questions directed by the Council.

Councilman Williams moved to place Proposition #5 on the November, 1975 ballot, which passed unanimously.

Proposition #7 - Amending Section 94 of the City Charter to delete the requirement that contractors for City public works contracts of \$25,000 or less furnish faithful performance bonds, was presented.

Deputy City Manager Lockwood answered questions directed by the Council.

Councilman Williams moved to place Proposition #7 on the November, 1975 ballot, which passed unanimously.

Proposition #8 - Amending Section 98 of the City Charter to permit the City Council by ordinance to set the dollar limit on contract change orders which must be approved by the City Council, was presented.

Deputy City Manager Lockwood answered questions directed by the Council.

Frank Reynolds and Glen McNary appeared to speak on the matter.

Councilman Williams moved to place Proposition #8 on the November, 1975 ballot, which passed unanimously.

Proposition #9 - Adding Section 77e to the City Charter granting the City Council power to levy a special tax not to exceed 20 cents on each \$100 of assessed valuation of real and personal property to be used solely to finance a para-medical program for the fiscal year 1976-77 and 15 cents on each \$100 for this purpose thereafter, was presented.

Senior Chief Deputy City Attorney Fitzpatrick answered questions directed by the Council.

A motion by Councilwoman O'Connor, to amend the proposed proposition to charge 20 cents on each \$100 of assessed valuation for the first year and from 15 cents to 10 cents on each succeeding year, passed by the following vote: Yeas-Councilmen O'Connor, Williams, Ellis, Haro, and Mayor Wilson. Nays-Councilmen Johnson and Hubbard. Absent-Councilmen Morrow and Martinet.

Councilman Ellis moved to rescind above action, which passed unanimously.

A motion by Councilwoman O'Connor to place the proposed amendment to Section 77e on the November, 1975 ballot as presented by the Committee, received no vote at this time.

(Item 1 - Continued)

Councilwoman O'Connor moved to amend the proposed proposition to charge from 20 cents for the first year on each \$100.00 assessed valuation to 15 cents, and charge from 15 cents to 10 cents for each succeeding year, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Ellis, Haro, and Mayor Wilson. Nays-Councilman Hubbard. Absent-Councilmen Morrow and Martinet.

Councilwoman O'Connor moved to adopt Section 77e, as amended, and place on the November 1975 ballot, passed unanimously.

Mayor Wilson recessed the Meeting at 3:55 p.m. Upon reconvening at 4:10 p.m., the roll call showed Councilmen Morrow, Martinet, and Mayor Wilson absent.

Deputy Mayor Johnson assumed the Chair.

Proposition #10 - Amending Section 129 of the City Charter to allow for a more flexible method of conducting hearings with respect to layoffs or suspensions from office or employment, was presented.

Personnel Director Williams and Chief Deputy City Attorney Katz answered questions directed by the Council.

A motion of Councilman Williams to place Proposition #10 on the November, 1975 ballot, passed unanimously.

Mayor Wilson entered the Chambers and assumed the Chair.

Proposition #11 - A proposed ballot amendment regarding Old Globe Theatre - Balboa Park, was submitted by Arlene Van de Wetering.

Arlene Van de Wetering and Celine Olson appeared to speak on the proposed ballot amendment.

Councilwoman O'Connor left the Chambers.

A motion of Councilman Haro to refer the proposed ballot amendment regarding Old Globe Theatre - Balboa Park, to Public Facilities and Recreation Committee, passed by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Haro, and Mayor Wilson. Nays-Councilman Ellis. Absent-Councilmen O'Connor, Morrow, and Martinet.

(Item 1 - Continued)

Proposition #12 - A proposal to amend Section 12 of the Charter (The Council) so the Mayor would be elected in even-numbered years starting in 1980 and thereafter, was presented by the National Association for the Advancement of Colored People.

Bob Varner appeared to speak on the proposed amendment.

A motion of Councilman Ellis to refer the communication from NAACP to Committee and include the office of the City Attorney to be elected at the same time also; and include the proposal made last year to limit terms in office to two consecutive 4-year terms; and official must resign in order to run for higher office, failed due to lack of five affirmative votes by the following vote: Yeas-Councilmen Johnson, Hubbard, and Ellis. Nays-Councilmen Williams, Haro, and Mayor Wilson. Absent-Councilmen O'Connor, Morrow, and Martinet.

A motion of Councilman Hubbard to place the proposal of the NAACP on the November, 1975 ballot and also include the office of the City Attorney to be elected at the same year as the Mayor, failed due to lack of five affirmative votes by the following vote: Yeas-Councilmen Hubbard, Williams, Haro, and Mayor Wilson. Nays-Councilmen Johnson and Ellis. Absent-Councilmen O'Connor, Morrow, and Martinet.

A motion of Councilman Hubbard to place two term limit on elective offices on the ballot, failed due to lack of five affirmative votes, by the following vote: Yeas-Councilmen Johnson, Hubbard, Ellis, and Haro. Nays-Councilman Williams and Mayor Wilson. Absent-Councilmen O'Connor, Morrow, and Martinet.

A motion of Councilman Johnson to reconsider the proposal listed as (2), passed by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Haro, and Mayor Wilson. Nays-Councilman Ellis. Absent-Councilmen O'Connor, Morrow, and Martinet.

A motion of Councilman Haro to adopt the NAACP proposal for November, 1975 ballot and include the office of the City Attorney to be elected at the same year, passed by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Haro, and Mayor Wilson. Nays-Councilman Ellis. Absent-Councilmen O'Connor, Morrow, and Martinet.

By common consent, the Council continued the following items to Wednesday, August 13, 1975:

(Item 2)

ORDINANCES TO BE INTRODUCED: Amending Ordinance No. 11650 (New Series) entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1975-76 and Appropriating the Necessary Money to Operate The City of San Diego for Said Fiscal Year"; and

(Item 3)

ORDINANCES TO BE INTRODUCED: Fixing the tax rates and levying taxes for the Fiscal Year 1975-76.

There being no further business to come before the Council at this time, the Special Meeting was adjourned at 5:44 p.m., on motion of Councilman Williams.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Glenn Nelson

City Clerk of The City of San Diego, California