

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, SEPTEMBER 17, 1975
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
2:00 p.m.

Present--Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Ellis,
Haro and Mayor Wilson.

Absent--Councilman Martinet.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 2:06 p.m.

(Item 1)

Roll Call was taken.

(Item 2)

Twenty students from San Diego Adult School, to be accompanied by
Ms. Kay Sisterson, did not appear in the Chambers.

(Item 3)

Mr. Bill Muncey, representing Thunderboats Unlimited San Diego, inviting
the City Council members to attend the Unlimited Hydroplane Races on Mission
Bay on September 21, 1975, was present in the Chambers.

Mr. Muncey presented members of the Council passes to the races.

Councilman Martinet entered the Chambers.

(Item 4)

A report on the Obligations and Contracts in excess of \$10,000 approved by
the RETC Policy Board on September 8, 1975, and submitted to the City Council
for confirmation: a) City Equities Corporation Lease for offices at 620 C Street,
San Diego, CA 92101 - \$148,392; b) Memorandum of Understanding between the San
Diego Regional Employment & Training Consortium and the County of San Diego -
\$16,517,276; c) Memorandum of Understanding between the San Diego Regional Em-
ployment & Training Consortium and the City of San Diego - \$21,261,797, was
presented.

Deputy City Attorney John Reese answered questions directed by the Council.

There was a question as to the accuracy of the figure amount for item a,
\$148,392, and the matter was trailed and no action taken at this time.

(Item 5)

Minutes of the Special Meeting of August 8, 1975, 2:00 p.m., Special Meeting
of August 8, 1975, 3:00 p.m., and the Special Meeting of August 26, 1975, were
presented by the City Clerk.

(Item 5 - Continued)

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

(Item 6)

The Purchasing Agent reported on the sale of obsolete or depreciated vehicles unfit or undesirable for use or retention by the City; the \$1,448 received from this sale has been deposited with the City Treasurer in the General Fund No. 100, and \$14,600 in the Central Garage and Machine Shop Working Capital Fund No. 522.

On motion of Councilman Johnson, the report was noted and filed.

The Council considered Requests for Continuances: Item 153.

(Item 153)

OTHER RESOLUTIONS: (Continued from the Meeting of September 10, 1975.) Directing the City Department of Legislative Representation to seek appropriate amendments to AB 2326 which will safeguard Aid For Dependent Children Recipients' Right to Privacy; directing the Department of Legislative Representation to support legislation now in Congress to repeal portions of the child support law pertaining to the creation of a "Parent Locator Service."

City Manager McKinley spoke regarding the continuance.

On motion of Councilwoman O'Connor, the item was continued to October 1, 1975, to allow for the Committee on Rules, Legislation and Intergovernmental Relations hearing regarding this item.

The Council considered the portion of the Consent Agenda dealing with Ordinances introduced at a previous meeting, ready for dispensing with the reading and adoption, which consisted of Items 20, 21, and 22.

The following Ordinances were introduced at the Meeting of September 4, 1975.

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 Haro, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None.

(Item 20 - CASE NO. 36-75-1)

ORDINANCE 11676 (New Series), incorporating portions of Pueblo Lots 1330 and 1334, into SR Zone, as defined by Section 101.0434 of the San Diego Municipal Code and repealing Ordinance No. 13455, approved February 15, 1932, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 21 - CASE NO. 43-75-5)

ORDINANCE 11677 (New Series), incorporating portions of Lots 21, 22, and 27, The Highlands, into CA, M-1A and M-1B Zones, as defined by Sections 101.0428.1, 101.0436 and 101.0435.2, respectively, of the San Diego Municipal Code and repealing Ordinance No. 5890 (New Series), adopted December 15, 1953, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 22)

ORDINANCE 11678 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0434, SR Zone.

The Council considered the portion of the Consent Agenda on Ordinances to be Introduced which consisted of Items 23, 24, and 100.

(Item 23 - CASE NO. 41-73-1/EOT)

A proposed Ordinance, amending Section 1 of Ordinance No. 11221 (New Series), adopted January 24, 1974, incorporating portions of Lots 27, 37, 38 and 46, Rosedale Tract, and portions of Lots 54 and 56, Rancho Mission, into R-1-5 Zone, as defined by Section 101.0407 of the San Diego Municipal Code, was introduced, on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None.

(Item 24 - CASE NO. 45-72-3/EOT)

A proposed Ordinance, amending Section 1 of Ordinance No. 10870 (New Series), adopted July 13, 1972, amended by Ordinance No. 11379 (New Series), adopted August 29, 1974, incorporating a portion of Rancho San Bernardo, into M-IP Zone, as defined by Section 101.0435.1 of the San Diego Municipal Code, on motion of Councilman Haro, by the following vote: Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None. (Item 100)

A proposed Ordinance, amending Chapter X, Article 1, of the San Diego Municipal Code, by adding Section 101.0210 relating to Limitation On Time for Action Attacking Administrative Determination, was introduced on motion of Councilman Haro, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None.

The Council considered the remainder of the Consent Agenda dealing with Resolutions, which consisted of Items 25 (a,b&c), 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 41, 42, and 43.

(Item 25)

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

RESOLUTION 214226, Ronald A. Martz General Contractor, Inc., for 43rd and Logan Branch Library, Schedule I, Base Bid, including Alternate A, Alternate B, Alternate C; Alternate D for the sum of \$314,624; authorizing the expenditure of \$399,300 out of Capital Outlay Fund NO. 245 for said purpose and related costs;

RESOLUTION 214227, Select Electric, Inc., for traffic signal and safety lighting systems at intersections of 54th Street and Lea Street, for the sum \$22,092; authorizing the expenditure of \$29,317 out of Gas Tax Fund No. 220 and expenditure of \$2,150 out of Capital Outlay Fund No. 245 for said purpose and related costs; and

RESOLUTION 214228, Transign, Inc., for the purchase of one hundred destination sign mechanisms and two hundred destination sign curtains, for a total cost, including tax, terms, and extended bid price, of \$68,818.38.

(Item 26)

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

RESOLUTION 214229, Jack's Tractor & Equipment Inc., for the purchase of one landscraper (Manual) at a cost of \$745 each, and one landscraper (Hydraulic) at a cost of \$1,050 each, for a total cost, including tax and terms, of \$1,902.70;

RESOLUTION 214230, Mitchell Business Forms, for the purchase of 100,000 field interrogation forms (PD-587) at a cost of \$18.63 per thousand for a total cost, including tax and terms, of \$1,935.28;

RESOLUTION 214231, Western Audio Visual Systems, for the purchase of one portable audio video recording system and accessories, for a total cost, including tax and terms, of \$1,942.82; and

RESOLUTION 214232, Hawthorne Machinery Co., for the purchase of Caterpillar repair parts, as may be required for one year ending August 31, 1976; with option to renew contract for an additional one year period, for an actual estimated cost, including tax and terms, of \$20,000.

(Item 27)

RESOLUTION 214233, authorizing the City Manager to execute a modification to the Policy of Liability Insurance with Cheverton Bach/Bayly, Martin & Fay authorized by Resolution No. 212264 by adding twelve each twenty passenger 1974 Mercedes buses and deleting six each leased fifteen passenger Dodge vans for an additional premium of \$1,980, was adopted on motion of Councilman Haro.

(Item 28)

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

RESOLUTION 214234, furnishing stump removal-grinding service as may be required for a period of one year ending October 31, 1976, in accordance with Specifications Document No. 752598;

(Item 28 - Continued)

RESOLUTION 214235, furnishing portland cement as may be required for a period of one year ending November 30, 1976, in accordance with Specifications Document No. 752599;

RESOLUTION 214236, furnishing traffic signal wire, in accordance with Specifications Document No. 752600;

RESOLUTION 214237, furnishing miscellaneous repair parts for sewage treatment equipment, in accordance with Specifications Document No. 752601; and

RESOLUTION 214238, furnishing 900 tons of liquid asphalt, in accordance with Specifications Document No. 752602.

(Item 29)

RESOLUTION 214239, inviting bids for construction of traffic signal and safety lighting systems at the intersections of Adams Avenue and Marlborough Drive, and Fairmount Avenue and Wightman Street, in accordance with Specifications Document No. 752603, was adopted on motion of Councilman Haro.

(Item 30)

RESOLUTION 214240, granting an Extension of Time to August 1, 1976, to Mira Mesa Shopping Center for completion of improvements in Mira Mesa Shopping Center Unit No. 4 Subdivision, was adopted on motion of Councilman Haro.

(Item 31)

RESOLUTION 214241, calling a Public Hearing to determine whether the public health, safety or general welfare requires the formation of an Underground Utility District to be known and denominated as the College Avenue, University Avenue to Meridian Avenue, Underground Utility District, was adopted on motion of Councilman Haro.

(Item 32)

RESOLUTION 214242, calling a Public Hearing to determine whether the public health, safety or general welfare requires the formation of an Underground Utility District to be known and denominated as the Palm Avenue (Interstate 5 to Hawaii Avenue), Underground Utility District, was adopted on motion of Councilman Haro.

(Item 33)

RESOLUTION 214243, authorizing the execution of deed conveying to San Diego Gas & Electric Company, an easement for the purpose of underground gas facilities across portion of Lot 1, Block D, Starkey's Prospect Park, was adopted on motion of Councilman Haro.

(Item 34)

RESOLUTION 214244, authorizing the execution of deed conveying to San Diego Gas & Electric Company, an easement for power line purposes over and across portions of Blocks 9 and 10, Depot Grounds and former Iris Street and Kale Street, both closed and vacated to public use, all in Sorrento, was adopted on motion of Councilman Haro.

(Item 36)

RESOLUTION 214245, authorizing an agreement with Testing Engineers - San Diego for soils engineering services in connection with pavement design, for various streets to be improved, was adopted on motion of Councilman Haro.

(Item 37)

RESOLUTION 214246, authorizing an agreement with Steve Halsey Associates, Landscape Architecture/Planning, for professional services in connection with the master plan for Florida Canyon in Balboa Park; authorizing the expenditure of \$33,000 out of Park Bond Fund No. 725 for said purpose and related costs, was adopted on motion of Councilman Haro.

(Item 38)

RESOLUTION 214247, authorizing an agreement with Delawie, Macy & Henderson, AIA, for architectural services required for the design of improvements to the Plaza de Panama and El Prado areas of Balboa Park; authorizing the expenditure of \$38,000 out of Park and Recreation Bond Fund No. 725 for said purpose and related costs, was adopted on motion of Councilman Haro.

(Item 39)

RESOLUTION 214248, authorizing an agreement with Lathrop Laboratories to conduct a cooperative demonstration-testing project at the Rancho Bernardo Sewage Treatment Plant using a newly developed Bacteriological Process, was adopted on motion of Councilman Haro.

(Item 40)

RESOLUTION 214249, authorizing Supplement No. 8 to the Master Agreement for Federal Aid Urban System Projects with the State of California, acting by and through its Department of Transportation, for traffic signal and safety lighting systems at the intersections of Adams Avenue and Marlborough Drive, and Fairmount Avenue and Wightman Street, was adopted on motion of Councilman Haro.

(Item 41)

RESOLUTION 214250, authorizing the expenditure of \$100,000 from Gas Tax Fund No. 219 for the purpose of providing funds for the purchase and installation of 3,385 miscellaneous traffic signs and street name signs at various locations city-wide, and supplementing Resolution No. 207105 in this amount; authorizing the use of City Forces to do all necessary work in conjunction with the above referenced project, was adopted on motion Councilman Haro.

(Item 42)

RESOLUTION 214251, awarding a contract to RCA Corporation, Mobile Communication, for lease-purchase of eight pocket-pagers for a period of one year ending August 31, 1976, for a total cost, including tax and terms, of \$2,161.38, was adopted on motion Councilman Haro.

(Item 43)

RESOLUTION 214252, authorizing the City Auditor and Comptroller to expend the sum of \$2,544 from Element 52.58, America's Finest City Week Fund No. 223, for the purpose of defraying the cost of printing 24,800 Calendars of Events for said America's Finest City Week, was adopted on motion of Councilman Haro.

(Item 25d)

A proposed Resolution, relative to awarding a contract to Guardian Maintenance, for furnishing janitorial services for the period of one year ending September 30, 1976; with an option to renew the contract for an additional one year period, for a total estimated cost, including tax and terms, of \$59,532.84, was presented.

City Manager McKinley answered questions directed by the Council.

Claude Jones appeared to speak in opposition to the proposed Resolution.

Marvin Glick, Guardian Maintenance, appeared to speak in favor of the proposed Resolution.

Councilman Williams left the Chambers.

RESOLUTION 214253, awarding a contract to Guardian Maintenance for furnishing janitorial services for a period of one year ending September 30, 1976, with an option to renew the contract for an additional one year period, provided that Guardian Maintenance provides to the City Manager a certified copy of its payroll each pay period, was adopted on motion of Councilwoman O'Connor.

(Item 35)

A proposed Resolution, authorizing an agreement with San Diego Chamber of Commerce, through its Economic Research Bureau to compile and evaluate statistical data and public reports which indicate trends in Community Economic Conditions, was presented.

City Manager McKinley answered questions directed by the Council.

Councilman Williams entered the Chambers.

On motion of Councilman Johnson, the item was continued to September 24, 1975, for a report from the City Manager on an increase in funding, of \$15,000 over Fiscal 1975.

The Council considered Items 101 and 102 simultaneously.

(Item 101)

A proposed Ordinance, amending Ordinance No. 11650 (New Series), as amended, 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," by amending Section 2 thereof by adding Subsection 39 relating to Deferred Compensation Plan Funds, was presented.

(Item 102)

A proposed Resolution, authorizing an agreement with FISC to provide Plan Administration Consultant Services to the Plan Administrator of the San Diego Deferred Compensation Plan, was presented.

City Manager McKinley answered questions directed by the Council.

Don Searles, Assistant City Treasurer, answered questions directed by the Council.

A proposed Ordinance, amending Ordinance No. 11650 (New Series), as amended, 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," by amending Section 2 thereof by adding Subsection 39 relating to Deferred Compensation Plan Funds, was introduced on motion of Councilman Ellis, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None.

RESOLUTION 214254, authorizing an agreement with FISC to provide Plan Administration Consultant Services to the Plan Administrator of the San Diego Deferred Compensation Plan, was adopted on motion of Councilman Ellis.

Mayor Wilson recessed the Meeting at 2:55 p.m. Upon reconvening at 3:17 p.m., the Roll Call showed Councilman Martinet absent.

(Item 103)

A proposed Resolution, continued from the Meetings of August 13 and 27, 1975, at the request of Mrs. Bradshaw, authorizing the City Manager to approve revision of the Sea World Master Plan to include development of a children's playground in place of a previously proposed maritime museum on the premises of Sea World's existing lease, was presented.

City Manager McKinley answered questions directed by the Council.

Councilman Martinet entered the Chambers.

Nancy Bradshaw appeared to speak regarding the Master Plan for Sea World. Property Director MacFarlane answered questions directed by the Council.

(Item 103 - Continued)

Dave DeMotte, President, Sea World, and Carlo Mosca, Director of Education, Sea World, appeared, to speak regarding the proposed new development to be called "Cap'n Kid's World."

Assistant City Attorney Teaze answered questions directed by the Council.

The Council discussed the matter at length.

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

The Council continued discussion.

Councilman Hubbard offered a second to the motion of Councilman Martinet to adopt, which received no vote at this time.

The motion of Councilman Morrow to amend the proposed Resolution to include the provision that elementary school children be admitted free of charge when they are on school trips, received no vote at this time.

On motion of Councilwoman O'Connor, the matter was continued to October 1, 1975, and referred to the Committee on Public Facilities and Recreation for the purpose of examining funding of educational field trips, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Haro and Mayor Wilson. Nays-Councilmen Martinet and Ellis. Absent-None.

(Item 104)

A proposed Resolution, directing the City Manager in cooperation with the Community Relations Board to conduct a cost-effectiveness analysis of Police Department activities, was presented.

Councilman Hubbard presented a proposal from the Community Relations Board and moved to adopt the proposed Resolution and direct the Community Relations Board to form a task force and accept input from the San Diego Tax Payers Association, Urban League, League of Woman Voters and the Chamber of Commerce and issue a report to the City Manager and the City Manager report back to the Council, which died for lack of a second.

The Council discussed the matter at length.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 214255, directing the City Manager in cooperation with the Community Relations Board to conduct a cost-effectiveness analysis of Police Department activities, was adopted on motion of Councilman Johnson.

(Item 105)

RESOLUTION 214256, directing the City Clerk to maintain an Attendance Record reflecting the appropriate status of each Council member regarding the appropriate status of each Council member regarding each motion voted on by the City Council as follows: (1) yes, (2) no, (3) unexcused absence, (4) excused absence, (5) abstention, was adopted on motion of Councilman Ellis.

(Item 150)

A proposed Resolution, authorizing the City Manager to accept a grant award from the Department of Housing and Urban Development to fund the third action year of the Comprehensive Management Planning Program for the period July 1, 1975, through June 30, 1976, was presented.

(Item 150 - Continued)

The Council discussed the matter.

David Knapp, Comprehensive Management Planning Program, answered questions directed by the Council.

RESOLUTION 214257, authorizing the City Manager to accept a grant award from the Department of Housing and Urban Development to fund the third action year of the Comprehensive Management Planning Program for the period July 1, 1975, through June 30, 1976, was adopted on motion of Councilman Haro.

(Item 151)

A proposed Resolution, authorizing the City Manager to accept a bill of sale from the Unified School District of San Diego County, for the relocatable building commonly known as the "kitchen" at Pacific Beach Junior High School; authorizing a credit to the Unified School District of \$1,000 to be applied in favor of the Unified School District in a future land exchange with the City; authorizing the City Manager to determine the specific location on the site currently leased by City Farms of San Diego, Inc. for placement of the building before movement takes place, was presented.

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

City Manager McKinley answered questions directed by the Council.

RESOLUTION 214258, authorizing the City Manager to accept a bill of sale from the Unified School District of San Diego County, for the relocatable building commonly known as the "kitchen" at Pacific Beach Junior High School; authorizing a credit to the Unified School District of \$1,000 to be applied in favor of the Unified School District in a future land exchange with the City; authorizing the City Manager to determine the specific location on the site currently leased by City Farms of San Diego, Inc. for placement of the building before movement takes place, was adopted on motion of Councilman Morrow.

(Item 152)

RESOLUTION 214259, awarding a contract to C.A. Jones Enterprises, to move Pacific Beach Jr. High School Cafeteria Building to a new location on Boundary Street, for a total cost of \$3,000, was adopted on motion of Councilman Hubbard.

(Item 154)

A proposed Resolution, approving the map of 100 South Coast Subdivision, was presented.

Assistant City Attorney Teaze appeared to speak regarding a continuance.

On motion of Councilwoman O'Connor, the item was continued to Thursday, September 18, 1975, 8:30 a.m., at the request of the City Attorney, to be heard following the Supplemental Docket as Unfinished Business.

(Item 155)

RESOLUTION 214260, authorizing a Third Amendment to Memorandum of Understanding with the San Diego Regional Employment and Training Consortium, for the purpose of amending said Memorandum of Understanding, as amended, to reflect proper utilization of Fiscal Year 1975 Carryover Funds and Fiscal Year 1976 Funds of the Comprehensive Employment and Training Act of 1973 (Titles II and VI) for the Public Service Employment Program, was adopted on motion of Councilwoman O'Connor.

(Item 156)

The following Resolutions, relative to amendments to Memoranda of Understanding/Agreements with the Sub-Agents for the purpose of increasing the amount of Comprehensive Employment and Training Act of 1973 Titles II and VI funding for the Public Service Employment Program and extending said agreements, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214261, First Amendment - San Diego Regional Employment and Training Consortium;

RESOLUTION 214262, Second Amendment - University of California, San Diego;

RESOLUTION 214263, Second Amendment - San Diego State University;

RESOLUTION 214264, Third Amendment - State of California;

RESOLUTION 214265, Third Amendment - Americans for Indian Future and Tradition;

RESOLUTION 214266, Third Amendment - San Diego Community College District;

RESOLUTION 214267, Third Amendment - San Ysidro School District;

RESOLUTION 214268, Third Amendment - United Way of San Diego County; and

RESOLUTION 214269, Fourth Amendment - San Diego Unified School District.

(Item 4 - Continued)

On motion of Councilwoman O'Connor, the report was continued to Thursday, September 18, 1975, 2:00 p.m., for further information, as unfinished business.

(Unanimous Consent #1)

By Unanimous Consent granted to Mayor Wilson, the following Resolutions, relative to waiving the rental fee for the use of Room 207 of the Casa del Prado for sub-committee hearings of the State legislature, were adopted on motion of Councilman Morrow:

RESOLUTION 214270, co-sponsoring with the Human Resources Subcommittee on Children and Parents' Services of the California State Assembly, a hearing to be held in Room 207 of the Casa del Prado on October 1, 1975; waiving the rental fee for the use of said room; and

RESOLUTION 214271, co-sponsoring with the Senate Judiciary Special Subcommittee on Narcotics Trafficking an Interim Hearing on Narcotics Trafficking relating to drug control problems along the border, to be held in Room 207 of the Casa del Prado on October 21, 1975; waiving the rental fee for the use of said room.

(Unanimous Consent #2)

By Unanimous Consent granted to Councilman Ellis, the following Resolution was adopted on motion of Councilman Ellis:

RESOLUTION 214272, urging the Board of Education of the San Diego City Schools to reconsider their action abolishing the Ad Hoc Committee on Recreation.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned at 5:08 p.m., on motion of Councilman Hubbard.



Pete Wilson
Mayor of The City of San Diego, California

ATTEST:


Edward Nelson
City Clerk of The City of San Diego, California