

REGULAR MEETINGS OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - WEDNESDAY, NOVEMBER 12, 1975  
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING  
CHARLES C. DAIL CONCOURSE  
2:00 p.m.

Present-Councilmen O'Connor, Hubbar, Williams, Martinet, Ellis and Mayor Wilson.  
Excused-Councilmen Johnson and Haro.  
Absent--Councilman Morrow.

Mayor Wilson called the Regular Meeting to order at 2:15 p.m.

(Item 1)

The Roll Call was taken.

(Item 2)

Minutes of the Regular Meeting of August 20, and August 21, 1975, were presented by the City Clerk.

On motion of Councilwoman O'Connor, said Minutes were approved without reading, after which they were signed.

The Council considered Requests for Continuances: Item 101.

(Item 101)

RESOLUTIONS: Rescinding Resolution No. 208661, adopted August 21, 1973, which directed the City Manager to prepare necessary plans, cost estimates, district description and plats for the acquisition, improvement and maintenance for the Mt. Acadia Open Space Park.

Susan Chalmers appeared to request a continuance of the item to November 26, 1975, requesting that the Council members view the property before making any decisions.

Mrs. Roy Anderson appeared to speak regarding the continuance.

On motion of Councilman Martinet, the proposed Resolution was continued to November 26, 1975, for the Council to view the property in question.

(Item 103)

A proposed Resolution, continued from the Meetings of August 20, and 27, 1975, authorizing the City Manager to proceed with acquisition of the property at the southeast corner of Jewell and Hornbland Streets as the location for the Pacific Beach Fire Station, was presented.

(Item 103 - Continued)

The motion of Councilman Martinet to continue the proposed Resolution 90 days died for lack of a second.

Property Director MacFarlane and City Manager McKinley answered questions directed by the Council.

The Council discussed the matter.

John Suitts, Pacific Beach Businessmens' Association, appeared to speak in favor of the continuance.

Glen P. McNary appeared to speak regarding the continuance.

Tom Chadwick, Pacific Beach Town Council, appeared to speak in favor of the continuance.

Phil Shafer appeared to speak in opposition to the continuance.

Fire Chief Rogers answered questions directed by the Council.

On motion of Councilman Martinet, the proposed Resolution was continued to May 12, 1976, 2:00 p.m., to allow time for the Federal Government to complete the property transfer to the City, by the following vote: Yeas-Councilmen O'Connor, Hubbard, Williams, Martinet and Ellis. Nays-Mayor Wilson. Absent-Councilmen Johnson, Morrow and Haro.

City Manager McKinley wanted to know if the Council would be discussing one or two stations for the Pacific Beach area once the transfer of the property was completed.

The Council discussed the matter further.

On motion of Councilman Martinet, the Resolution calling for a single fire station in Pacific Beach was referred to the Committee on Public Services and Safety for reconsideration and the Park and Recreation Board was directed to hold public hearings and report on the proposed development for the property in question within 3 months.

The Council considered that portion of the Consent Agenda consisting of Ordinances Introduced at a Previous Meeting, Ready for Dispensing with the Reading and Adoption, which consisted of Items 20, 21, 22, and 23.

The following Ordinance was introduced at the Meeting of October 30, 1976.

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 its passage, a written or printed copy of said Ordinance.

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

(Item 20 - CASE NO. 48-75-6)

ORDINANCE 11715 (New Series), incorporating Lot 260, Unit 9 and Lot 261, Unit 10, Pacifica Hills Subdivision, into R-1-5 Zone, as defined by Section 101.0407 of the San Diego Municipal Code and repealing Ordinance No. 11182 (New Series), adopted December 13, 1973, of the Ordinances of the City of San Diego insofar as the same conflicts herewith.

The following Ordinances were introduced at the Meeting of October 29, 1976.

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

(Item 21 - CASE NO. 16-73-1/EOT)

ORDINANCE 11716 (New Series), amending Section 1 of Ordinance No. 11235 (New Series), adopted February 14, 1974, incorporating Lot 29, Wadsworth's Olive Grove, into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Code.

(Item 22 )

ORDINANCE 11717 (New Series), amending Chapter II, Article 6 of the San Diego Municipal Code by adding Section 26.16 establishing a Citizens Advisory Board for Affirmative Action.

The following Ordinance was introduced at the Meeting of October 30, 1976.

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 its passage, a written or printed copy of said Ordinance.

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

(Item 23)

ORDINANCE 11718 (New Series), amending the San Diego Municipal Code by repealing certain Sections in Chapter X, Article 1, Division 11 and Chapter IX, Article 5, Division 1 all relating to On-Premises Signs; and by amending and adding certain Sections to Chapter X, Article 1, Division 11 and Chapter IX, Article 5, Division 1 all relating to On-Premises Signs.

City Manager McKinley answered questions regarding Items 50e and 50a.

The Council considered that portion of the Consent Agenda dealing with Resolution, which consisted of Items 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 100 and 102.

(Item 50)

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

RESOLUTION 214612, V. R. Dennis Construction Co., for resurfacing of city streets - Group N, including Alternates "A" and "B", for the sum of \$1,024,493.34 with a price escalation of 2.2%; authorizing the expenditure of \$32,737 from Fund No. 239 and \$30,293 from Fund No. 240 to provide funds for the resurfacing at Brown and Montgomery Airfields and related costs;

RESOLUTION 214613, Miramar Bobcat, Inc., for the purchase of two (2) vibrator rollers, for an actual cost including tax and terms, of \$9,743.94;

RESOLUTION 214614, Carus Chemical Company, for the purchase of approximately one hundred thousand pounds of Potassium Permanganate Free Flowing Cairox, for an actual cost including tax, terms and freight, of \$57,514.46;

RESOLUTION 214615, B. Hayman Co., Inc., for the purchase of four each Triplex power lawn mowers, for an actual cost including tax and terms, of \$11,342;

RESOLUTION 214616, FMC Corp., Industrial Brush Operation, for the purchase of 40,000 lbs of Polypropylene boom bristles, for an actual cost including tax and terms, of \$17,299.20; and

RESOLUTION 214617, Foster Gardner, Inc., c/o Andersen Chemical and Turf Supply, for the purchase of ninety tons of fertilizer, for an actual cost including tax and terms, of \$18,097.38.

(Item 51)

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

RESOLUTION 214618, Keenan Pipe & Supply Co., International Steel & Aluminum Corp., Parkson, Inc., Hanson's Pipe & Supply Co., and Industries Supply Co., for the purchase of cast iron water fittings, butterfly valves, gate valves, tapping valves and sleeves, for an actual cost, including tax and terms, of \$47,169.21;

RESOLUTION 214619, Decatur Electronics, Inc., for the purchase of five traffic enforcement radar systems, for an actual cost, including tax, terms, trade-in and estimated freight charge, of \$6,154.50;

RESOLUTION 214620, Halprin Supply Company, for the purchase of 1,050 gallons of protein foam liquid, for an actual cost, including tax and terms, of \$5,231.10;

RESOLUTION 214621, Moore Business Forms, for the purchase of original utility bills and delinquent notices, for a total cost, including tax and terms, of \$11,353.74;

RESOLUTION 214622, Photo and Sound, for the purchase of three programmed stop tape recorders and power controls, for an actual cost, including tax and terms, of \$1,322.88; and

RESOLUTION 214623, Dorr-Oliver, Inc., for the purchase of MISC. disintegrator repair parts, for an actual cost, including tax and terms, of \$11,368.50.

(Item 52)

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

RESOLUTION 214624, Information Handling Services, for furnishing microfilm file service for the period of one year ending October 31, 1976, for an actual cost, including tax, terms and handling, of \$3,240; and

RESOLUTION 214625, Scott Machinery, for the purchase and installation of a roll over protective structure, for an actual cost, including tax and terms, of \$1,569.50.

(Item 53)

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

RESOLUTION 214626, furnishing 370 aluminum sheets, in accordance with Specifications Document No. 753181; and

RESOLUTION 214627, furnishing paints and coatings, as may be required for a period of one year ending December 31, 1976, in accordance with Specifications Document No. 753187.

(Item 54)

RESOLUTION 214628, declaring Bruce Farley Corporation, subdivider of Farley Office Park Subdivision, to be in default under terms and conditions entered into for completion of improvements in said subdivision; authorizing the City Attorney to cause notice of this declaration of default to be given to said subdivider and to Insurance Company of North America; authorizing the City Manager to complete or cause to be completed, said improvements, was adopted on motion of Councilman Hubbard.

(Item 55)

RESOLUTION 214629, 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 Coronado Avenue (14th to 17th Streets) Underground Utility District, was adopted on motion of Councilman Hubbard.

(Item 56)

The following Resolutions, vacating easements for sewer and water purposes, being unnecessary for present or prospective use by the City, were adopted on motion of Councilman Hubbard:

RESOLUTION 214630; Sewer easement in Block 5, Tia Juana City; and

RESOLUTION 214631, Water easement in Northwest Quarter of Section 11, Township 15 South, Range 3 West, S.B.B.M.

(Item 57)

The following Resolutions, relative to setting aside land for sewer purposes, were adopted on motion of Councilman Hubbard:

RESOLUTION 214632, certifying that the information contained in the Environmental Negative Declaration No. 73-12-007C, 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 the Council; and

RESOLUTION 214633, setting aside an easement for sewer purposes across portions of Lots 10, 11 and 12, Block "P", Tecolote Heights.

(Item 58)

RESOLUTION 214634, authorizing the execution of a deed conveying to the San Diego Gas & Electric Company an easement for underground gas facilities across a portion of Pueblo Lot 259, was adopted on motion of Councilman Hubbard.

(Item 59)

RESOLUTION 214635, authorizing the execution of a deed conveying to the San Diego Gas and Electric Company an easement for power line purposes affecting a portion of Lot 1, Block 397, Old San Diego, together with a portion of Rosecrans Street now vacated and closed to public use, was adopted on motion of Councilman Hubbard.

(Item 60)

RESOLUTION 214636, authorizing the divestment of City's easement interest by negotiated sale for the sum of \$65 of portions of Lots 1, 2, 3 and 4, Coronado Square; authorizing the execution of a quitclaim deed, quitclaiming to Alpha Beta Acme Markets, Inc., said interest in unneeded sewer easement, was adopted on motion of Councilman Hubbard.

(Item 61)

RESOLUTION 214637, authorizing the execution of a quitclaim deed, quitclaiming to Bernard L. Lewis and Theodora F. Lewis and Abe Levitow and Charlotte Levitow, effecting the revestment of abutter's rights of access to Linda Vista Road, affecting Lot 3, Block 47, Linda Vista Unit 8, was adopted on motion of Councilman Hubbard.

(Item 62)

RESOLUTION 214638, authorizing the divestment of City's easement interest by Negotiated Sale for the sum of \$65 of portions of Lots 2 and 3, Block 402, Lots 1, 2 and 4, Block 404, and Hancock and Taylor Streets (closed), Old San Diego; authorizing the execution of a quitclaim deed, quitclaiming to Rosecrans Holding Corporation, said interest in unneeded sewer easement, was adopted on motion of Councilman Hubbard.

(Item 63)

The following Resolutions, relative to an exchange of drainage easements affecting a portion of Lot 1, M.V.G. Subdivision, were adopted on motion of Councilman Hubbard:

RESOLUTION 214639, approving the acceptance by the City Manager of deed of M.V.G. Associates, Inc.; and

RESOLUTION 214640, authorizing the execution of a quitclaim deed, quitclaiming to M.V.G. Associates, Inc.

(Item 64)

The following Resolutions, relative to an exchange of easements for overhead electrical facilities affecting a portion of Section 36, Township 15 South, Range 1 West, and a portion of Lot 3, Section 31, Township 12 South, Range 1 East, were adopted on motion of Councilman Hubbard:

RESOLUTION 214641, approving the acceptance by the City Manager of deed of San Diego Gas & Electric Company; and

RESOLUTION 214642, authorizing the execution of a quitclaim deed, quitclaiming to San Diego Gas & Electric Company.

(Item 65)

The following Resolutions, relative to widening of Imperial Avenue, were adopted on motion of Councilman Hubbard:

RESOLUTION 214643, authorizing an agreement with James Barnes and Mildred Barnes, to provide City with a street easement deed and whereby City agrees to construct a driveway and retaining wall on and along Barnes property in lieu of slope rights and severance damages; and

RESOLUTION 214644, approving the acceptance by the City Manager of deed of James Barnes and Mildred Barnes, (street purposes) - IMPERIAL AVENUE; authorizing the expenditure of not to exceed \$1,700 from Gas Tax Fund 220 to cover the cost of above acquisition.

(Item 66)

The following Resolutions, relative to the widening of Imperial Avenue - between 47th Street and 61st Street, were adopted on motion of Councilman Hubbard:

RESOLUTION 214645, authorizing an agreement with Severo Barreras and Irene Barreras, to provide City with a street easement deed and City agrees to construct a driveway with steps and retaining walls in lieu of slope rights and severance damages; and

RESOLUTION 214646, approving the acceptance by the City Manager of deed of Severo Barreras and Irene Barreras, (street purposes) - IMPERIAL AVENUE; authorizing the expenditure of not to exceed \$1,500 out of Gas Tax Fund 220 for said acquisition.

(Item 67)

The following Resolutions, approving the acceptance by the City Manager of deeds, were adopted on motion of Councilman Hubbard:

RESOLUTION 214647, Warren M. Nichols and Warren Mason Nichols, (street and drainage purposes) - SEMILLION BOULEVARD; and

RESOLUTION 214648, Rohr Industries, Inc., (street purposes) - PRESTRESS WAY.

(Item 68)

The following Resolutions, relative to widening of Linda Vista Road, were adopted on motion of Councilman Hubbard:

RESOLUTION 214649, approving the acceptance by the City Manager of deed of San Diego Gas & Electric Company (slope purposes) - portion of Pueblo Lot 1176; and

RESOLUTION 214650, Roi, Ltd., (street and slope purposes) - LINDA VISTA ROAD.

(Item 69)

RESOLUTION 214651, approving the acceptance by the City Manager of deed of Valley View Investors (street purposes) - Parcel 1, GAINES STREET; Parcel 2, DONAHUE STREET; and Parcel 3, EUREKA STREET, was adopted on motion of Councilman Hubbard.

(Item 70)

The following Resolutions, relative to Palm Avenue widening and realignment, were adopted on motion of Councilman Hubbard:

RESOLUTION 214652, certifying that the information contained in the First Amendment to Environmental Impact Report No. 73-7-020.1c has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said First Amendment to Report has been reviewed and considered by the Council;

RESOLUTION 214653, approving the acceptance by the City Manager of deed of William Harmatz (street purposes) - PALM AVENUE.

RESOLUTION 214654, approving the acceptance by the City Manager of deed of Norman A. Semenza and Shirley M. Semenza (street purposes) - PALM AVENUE;

RESOLUTION 214655, approving the acceptance by the City Manager of deed of Paul and Sons (street purposes) - PALM AVENUE;

RESOLUTION 214656, approving the acceptance by the City Manager of deed of Michael S. and Margaret R. Raya (street purposes) - PALM AVENUE; and

RESOLUTION 214657, approving the acceptance by the City Manager of deed of Michael S. and Margaret R. Raya (easement and right of way for an excavation or embankment, slope or slopes purposes).



(Item 71)

RESOLUTION 214658, approving the acceptance by the City Manager of deed of Agnes Olson Brown, and Russell Clarence Brown (street purposes) - BEYER BOULEVARD; authorizing the expenditure of not to exceed \$3,958 out of Gas Tax Fund 220 for said acquisition, was adopted on motion of Councilman Hubbard.

(Item 72)

RESOLUTION 214659, authorizing an agreement with State of California, Department of Transportation, to provide for maintenance by the City of portions of Interstate 805, between Interstate 5 and immediately north of Federal Boulevard, was adopted on motion of Councilman Hubbard.

(Item 73)

RESOLUTION 214660, granting permission to San Diego Gas & Electric Company to install a transformer pad on a portion of Pueblo Lot 1284 to increase power in the immediate area and make service available to La Jolla Park when desired, was adopted on motion of Councilman Hubbard.

(Item 74)

RESOLUTION 214661, authorizing the expenditure of \$13,700 out of Gas Tax Fund 220 for the purpose of providing funds for minor traffic signal modifications; authorizing the City Manager to do by City Forces all necessary work in conjunction with above referenced project, was adopted on motion of Councilman Hubbard.

(Item 75)

RESOLUTION 214662, approving Change Order No. 6, issued in connection with the contract with Gentry-Rados, for the construction of sedimentation Basins 5 & 6 - Point Loma Wastewater Treatment Plant; said changes amounting to an increase in the contract price of \$37,854.41, was adopted on motion of Councilman Hubbard.

(Item 76)

RESOLUTION 214663, authorizing the City Manager to accept \$13,038 in lieu of construction of a 12-inch sewer main in Pomerado Road in connection with Scripps Ranch Unit 7 Subdivision, was adopted on motion of Councilman Hubbard.

(Item 77)

RESOLUTION 214664, confirming the appointment by the Mayor of Marjorie H. Gibson to the International Affairs Board for a term ending March 1, 1977, to fill the vacancy created by the resignation of Easter Barnhart, was adopted on motion of Councilman Hubbard.

(Item 78)

RESOLUTION 214665, confirming the appointment by the Mayor of Jerome Niederman to the Civil Service Commission for a term to expire on January 9, 1979, to fill the vacancy created by the resignation of Robert Cleator, was adopted on motion of Councilman Hubbard.

(Item 79)

The following Resolutions, relative to the final subdivision map of Lock-It Lockers Subdivision, a subdivision of a portion of the Northwest Quarter of Southwest Quarter of Section 5, Township 15 South, Range 2 West, S.B.B.M., were adopted on motion of Councilman Hubbard:

RESOLUTION 214666, authorizing an agreement with Warehouse Associates V, a partnership, for completion of improvements; and authorizing an agreement with Warehouse Associates V to defer construction of a 10-inch sewer main in Maya Linda Road; and

RESOLUTION 214667, approving the final map of Lock-It Lockers.

(Item 100)

RESOLUTION 214668, inviting bids for furnishing the Cities of San Diego County, the County of San Diego, the Unified Port District and other Public Agencies with Communications Equipment in accordance with Specifications Document No. 752746, was adopted on motion of Councilman Hubbard.

(Item 102)

RESOLUTION 214669, authorizing the City Manager to communicate to the California State Librarian The City of San Diego's tentative interest in membership in the California Library Authority for Systems and Services; authorizing the City Manager to indicate to the California State Librarian, that, if selected, The City of San Diego would consider becoming a signatory to the joint powers agreement in the capacity of representative of the public library members of the Authority, was adopted on motion of Councilman Hubbard.

(Item 150)

A proposed Resolution, authorizing a First Amendment to Option Agreement with the Young Men's Christian Association of San Diego and San Diego County, amending that Option Agreement by extending the term for an additional six months to expire February 11, 1976, and updating new insurance and affirmative action requirements covering a portion of Collier Park East, was presented.

The motion of Councilwoman O'Connor to adopt the proposed Resolution received no vote at this time.

Marian Bear appeared to speak requesting a continuance to November 13, 1975.

Councilwoman O'Connor withdrew her motion to adopt.

On motion of Councilwoman O'Connor, the proposed Resolution was continued to November 13, 1975, to be heard after Item 300 of that Council Meeting scheduled for November 13, 1975.

City Manager McKinley spoke regarding the possibility of a lack of a quorum for the scheduled meeting of November 28, 1975.

The motion of Councilman Martinet to direct the City Clerk to schedule nothing for the Docket of November 28, 1975, and continue all the hearings that had been noticed to December 11, 1975, received no second at this time.

Assistant City Attorney Teaze answered questions directed by the Council.

On motion of Councilman Martinet, the City Clerk was directed to schedule nothing for the Docket of November 28, 1975, and to continue all the hearings that had been noticed to December 11, 1975, due to a possible lack of a quorum.

By Unanimous Consent granted to Councilwoman O'Connor the following Resolution was presented and adopted on motion of Councilman Hubbard:

RESOLUTION 214670, excusing Councilwoman Maureen O'Connor from the afternoon Rules Committee meeting of November 10, 1975.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Hubbard at 3:08 p.m.

Mayor of The City of San Diego, California

ATTEST:

Charles J. Adolphus,  
City Clerk of The City of San Diego, California