

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, NOVEMBER 26, 1975
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
2:00 P.M.

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

Acting Mayor Williams called the Regular Meeting to order at 2:11 p.m.

(Item 1)

Roll Call was taken.

(Item 2)

Minutes of the Regular Meetings of September 3, 1975, October 22, 1975, Adjourned Regular Meeting of October 22, 1975, 8:30 a.m., Adjourned Regular Meeting of October 22, 1975, 2:00 p.m., and Regular Meeting of October 23, 1975, were presented by the City Clerk.

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

(Item 3)

The Purchasing Agent reported on all bids opened Wednesday, November 26, 1975, for paving and otherwise improving; (a) Noell Street between Hancock Street and Pacific Highway; three bids received; and (b) Vega Street between West Morena Boulevard and Naples Street; five bids received.

Finding was made on motion of Councilman Ellis that bids had been opened and declared as reported. By the same motion, report was referred to the City Manager and City Attorney for recommendation.

(Item 4)

A communication from Harriet Allen, representing the Sierra Club, requesting permission to address the Council regarding implementation of the Torrey Pines Community Plan by adoption of rezoning ordinances, was presented. Harriet Allen appeared to speak regarding the communication.

Councilman Martinet entered the Chambers.

City Manager McKinley answered questions directed by the Council.

On motion of Councilman Ellis, said communication was referred to the City Manager and Planning Department for a report back to the Council and Mrs. Allen in two weeks.

The Council at this time considered requests for continuances: Items 105, 158, 50c, and 156.

(Item 105)

RESOLUTIONS: Establishing a seventeen-member Growth Management Study, Citizens Advisory Committee by or before December 15, 1975, with the Mayor appointing the chairperson and each Councilman appointing two members who shall be residents of the appointing Councilman's district, pursuant to City Charter Section 43(b).

Councilman Morrow entered the Chambers.

The motion of Councilman Hubbard to continue the matter one week at the Mayor's request, received no vote at this time.

The Council discussed the matter.

On motion of Councilman Hubbard, the item was continued one week to December 18, 1975, at the Mayor's request by the following vote: Yeas-Councilmen O'Connor, Hubbard, Williams, Martinet, Ellis and Haro. Nays-Councilman Morrow. Absent-Councilmen Johnson and Mayor Wilson.

(Item 158)

OTHER RESOLUTIONS: Two Resolutions declaring the City's intention to pay out of Municipal Funds the amount of taxes for the Metropolitan Water District of Southern California, and for the San Diego County Water Authority: a - Intention to pay the whole of the amount of taxes to be derived from that area of the Metropolitan Water District of Southern California which is within the City, for the fiscal year beginning July 1, 1976, in an amount to be fixed in August 1976; and b - Intention to pay the whole of the amount of taxes to be derived from that area of the San Diego County Water Authority which is within the City, for the fiscal year beginning July 1, 1976, in an amount to be fixed in August 1976.

The motion of Councilman Ellis to continue the matter until December 10, 1975, 2:00 p.m., Time Certain, received no vote at this time.

The Council discussed the matter.

City Attorney Witt answered questions directed by the Council.

The Council discussed the matter further.

The motion of Councilman Ellis to continue the item at the Mayor's request for further review to December 10, 1975, 2:00 p.m., Time Certain, passed by the following vote: Yeas-Councilmen O'Connor, Hubbard, Williams, Martinet, Ellis and Haro. Nays-Councilman Morrow. Absent-Councilman Johnson and Mayor Wilson.

(Item 50c)

RESOLUTIONS: Awarding a contract to F. Morton Pitt Co. for the purchase of fifty police revolvers for a total cost, including tax and terms of \$3,015.68.

There was no discussion.

On motion of Councilwoman O'Connor, the item was returned to the City Manager at his request by the following vote: Yeas-Councilmen O'Connor,

(Item 50c - Continued)

Hubbard, Williams, Morrow, Martinet, Ellis and Haro. Nays-None.
Absent-Councilman Johnson and Mayor Wilson.

(Item 156)

OTHER RESOLUTIONS: (Continued from the Meeting of November 19, 1975.)
Rescinding a five-year permit granted to Sea World, Inc., for aquatic performances in Mission Bay Park.

City Attorney Witt addressed the Council requesting the item be returned to his office in order to draft an Opinion on the Sea World permit.

The motion of Councilwoman O'Connor to return the item to the City Attorney to enable him to draft an Opinion on the Sea World permit, received no vote at this time.

City Attorney Witt answered questions directed by the Council.

The motion of Councilman Hubbard to continue the item to January 7, 1976, died for lack of a second.

The Council discussed the matter.

City Attorney Witt answered questions directed by the Council.

The motion of Councilman Hubbard to continue the item to January 7, 1976, to enable the City Attorney draft an Opinion on the Sea World permit, passed by the following vote: Yeas-Councilmen O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis and Haro. Nays-None. Absent-Councilman Johnson and Mayor Wilson. (This item was continued to January 14, 1976.)

(Item 71)

OTHER RESOLUTIONS: A proposed Resolution, canceling the Meetings of the Committees of the Council presently scheduled during the period December 1 through December 4, 1975, the week scheduled for the Annual Congress of Cities 1975 of the National League of Cities which will be conducted in Miami Beach, Florida and advising the public that a quorum is not expected to be present for the Council Meetings scheduled for 2:00 p.m., Wednesday, December 3, 1975, and for 8:30 a.m. and 2:00 p.m., Thursday, December 4, 1975, and whatever matters docketed for those Meetings will be continued by the City Clerk to the Meetings of December 10 and 11, 1975, was presented.

The Council discussed the matter.

RESOLUTION 214732, canceling the Meetings of the Committees of the Council presently scheduled during the period December 1 through December 4, 1975 and advising the public that a quorum is not expected to be present for the Council Meetings scheduled for 2:00 p.m., Wednesday, December 3, 1975 and for 8:00 a.m. and 2:00 p.m., Thursday, December 4, 1975 and whatever matters docketed for those meetings will be continued by the City Clerk to the Meetings of December 10, and 11, 1975, and advising the public that a quorum is not expected to be present for the Council Meetings scheduled for 8:30 a.m. and 2:00 p.m. on December 26, 1975 and on January 2, 1976 respectively and that in lieu thereof, the Mayor is requested to call special meetings for 2:00 p.m., December 23, 1975 and December 30, 1975 to conduct such business as may be necessary, was adopted as amended on motion of Councilwoman O'Connor.

(Item 65)

A proposed Resolution, authorizing the expenditure and transfer of \$43,846.83 from Unallocated Reserve Fund No. 502 to Water Utility Operating Fund No. 500 for payment of an assessment against water utilities owned land in San Diego Park District No. 12F; authorizing the expenditure and transfer of \$43,846.83 from Water Utility Operating Fund No. 500 to San Diego Park District No. 12F Fund 3713 (Tecolote Main Canyon) for payment of an assesment against water utilities owned land in said Park District, was presented.

City Attorney Witt answered questions directed by the Council.

RESOLUTION 214733, authorizing the expenditure and transfer of \$43,846.83 from Unallocated Reserve Fund No. 502 to Water Utility Operating Fund No. 500 for payment of an assesment against water utilities owned land in San Diego Park District No. 12F; authorizing the expenditure and transfer of \$43,846.83 from Water Utility Operating Fund No. 500 to San Diego Park District No. 12F Fund (Tecolote Main Canyon) for payment of an assesment against water utilities owned land in said Park District, was adopted on motion of Councilwoman O'Connor.

The Council considered that portion of the Consent Agenda dealing with Resolutions, which consisted of Items 50a, 50b, 51, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 66, 67, 68, 69, 70, 72, 73, 74, 75, 76, and 100.

(Item 50)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214734, Wilson Paper Company, Zellerbach Paper Company, San Diego Janitor Supply Co., and National Sanitary Supply Company for the purchase of paper products as may be required for the period of one year ending November 30, 1976, for an actual cost, including tax and terms, of \$83,956.37; with escalation, \$87,043.24; and

RESOLUTION 214735, Black Copy Company for the purchase of Xerographic Toner as may be required for a period of one year ending December 31, 1976, with option to renew for one additional year, for an estimated total cost, including tax and terms, of \$3,015.68.

(Item 51)

The following Resolutions, relative to inviting bids, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214736, furnishing refuse container service at selected park sites, as may be required for a period of one year ending November 30, 1976 - Specifications Document No. 753334; and

resolution 214737, furnishing Chevrolet auto and truck repair parts, as

(Item 51 - Continued)

may be required for a period of one year ending January 31, 1977, in accordance with Specifications Document No. 753335, was adopted on motion of Councilwoman O'Connor.

(Item 52)

RESOLUTION 214738, for construction of sewer and water main replacements - Group 18 - Mission Hills Area, in accordance with Specifications Document No. 753336, was adopted on motion of Councilwoman O'Connor.

(Item 53)

RESOLUTION 214739, authorizing the acceptance by the City Manager of deed of Hosie Smith (street purposes) - 47TH STREET; authorizing the expenditure of not to exceed \$1,050 out of Gas Tax Fund No. 220 for above acquisition, was adopted on motion of Councilwoman O'Connor.

(Item 54)

The following Resolutions, approving the acceptance by the City Manager of deeds relative to the widening of LINDA VISTA ROAD, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214740, The Roman Catholic Bishop of San Diego, (earth excavation or embankment, slope or slope rights; authorizing the expenditure of \$601 out of Gas Tax Fund No. 244 for above acquisition; and

RESOLUTION 214741, The Diocese of San Diego Education and Welfare Corporation, (electrical easement); authorizing the expenditure of \$1,455 out of Gas Tax Fund No. 244 for above acquisition; and

RESOLUTION 214742, Josephine Vitrano, conveying a portion of Lot 5, Block 20, Silver Terrace; authorizing the expenditure of \$545 out of Gas Tax Fund No. 244 for acquisition of the above property.

(Item 55)

The following Resolutions, approving the acceptance by the City Manager of deeds, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214743, Arroyo Sorrento Company (street purposes) - ARROYO SORRENTO ROAD; and

RESOLUTION 214744, John Robert and Donna Gaile Dean (street purposes) - ARROYO SORRENTO ROAD; and

RESOLUTION 214745, Eden Investment (street purposes) - ARROYO SORRENTO ROAD; and

resolution 214746, Calvin W. and Elsie K. Cook (street purposes) - ARROYO SORRENTO ROAD.

(Item 56)

The following Resolutions, approving the acceptance by the City Manager of deeds relative to the widening of LINDA VISTA ROAD, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214747, University of San Diego (street and slope easement) - LINDA VISTA ROAD; and

(Item 56 - Continued)

RESOLUTION 214748, Title Insurance and Trust Company (slope easement); and
RESOLUTION 214749, University of San Diego (street purposes) - LINDA
VISTA ROAD; and
RESOLUTION 214750, University of San Diego (street, electrical and slope
easements) - LINDA VISTA ROAD; and
RESOLUTION 214751, Title Insurance and Trust Company (slope easement); and
RESOLUTION 214752, University of San Diego (slope easement).

(Item 57)

RESOLUTION 214753, authorizing a First Amendment to agreement with the
Combined Arts of San Diego, to amend Paragraph 4c and Appendix A to delete
all reference to Toltecas en Aztlan and insert in lieu thereof Central
Cultural de la Raza, was adopted on motion of Councilwoman O'Connor.

(Item 58)

RESOLUTION 214754, authorizing an agreement with R. E. Randall,
Electrical Engineer, providing for professional Engineering services for
various proposed improvements to city parks, was adopted on motion of
Councilwoman O'Connor.

(Item 59)

RESOLUTION 214755, authorizing an agreement with Toups Corporation, for
professional engineering services for design of Mission Bay Park/Robb Field
Bikeway improvements; authorizing the expenditure of \$10,000 out of Local
Transportation Fund 2720 for said services, was adopted on motion of Council-
woman O'Connor.

(Item 60)

RESOLUTION 214756, authorizing an agreement with Herman Kimmel &
Associates, Inc., for engineering design of a master traffic signal control
system on Clairemont Mesa Boulevard, from Clairemont Drive (west) to I-805;
authorizing the expenditure of \$15,000 out of Gas Tax Fund No. 220 for said
purpose, was adopted on motion of Councilwoman O'Connor.

(Item 61)

RESOLUTION 214757, authorizing an agreement with Bement, Dainwood and
Sturgeon, for professional engineering services for design of Ritchey Street
improvements, from Woodman Street to Madrone Avenue; authorizing the expendi-
ture of \$9,000 out of Federal Revenue Sharing Fund No. 2385 for said purposes,
was adopted on motion of Councilwoman O'Connor.

(Item 62)

RESOLUTION 214758, authorizing an agreement with Nuffer/Smith Associates, a Special Projects Division of Phillips-Ramsey, Inc., for consultant services in connection with Fronteras 1976 Project for celebration of the Bicentennial in San Diego, was adopted on motion of Councilwoman O'Connor.

(Item 63 - A Revised Resolution was presented.)

RESOLUTION 214759, declaring the bid of Alert Health Systems, Inc., to be the low acceptable bid for the purpose of providing preemployment physical examination on an "as needed" bases; pursuant to requests for proposals dated August 26, and September 9, 1975, was adopted on motion of Councilwoman O'Connor.

(Item 64)

RESOLUTION 214760, authorizing the expenditure of \$10,700 from the Community Buildings and Improvements Bond Fund No. 726 for the purpose of completing the Fire Communications Center equipment upgrading project; authorizing the City Manager to do by city forces miscellaneous improvements in conjunction with the above referenced project at an estimated cost of \$6,300, was adopted on motion of Councilwoman O'Connor.

(Item 66)

RESOLUTION 214761, establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the west side of Rosecrans Street, between Macaulay Street and Newell Street; authorizing the installation of the necessary signs and markings, was adopted on motion of Councilwoman O'Connor.

(Item 67)

RESOLUTION 214762, accepting the generous donation of \$585 from the Silver Bay Kennel Club for the sole and exclusive purpose of purchasing tables and benches for a designated area of Morley Field in Balboa Park; authorizing the expenditure of \$585 out of Capital Outlay Fund No. 245 as the City's share for the above-described improvement; commending the Silver Bay Kennel Club for this act of civic generosity and publicly expressing on behalf of the Citizens of San Diego a debt of gratitude, was adopted on motion of Councilwoman O'Connor.

(Mayor read the item into the record.)

(Item 68)

RESOLUTION 214763, confirming the appointment by the Mayor of Robert W. Trevithick as an at-large member to the Affirmative Action Program Citizens Advisory Committee for a term to expire on January 1, 1977, to fill the vacancy created by the resignation of Robert M. Henshaw, was adopted on motion of Councilwoman O'Connor.

(Item 69)

RESOLUTION 214764, confirming the appointment by the Mayor of Margie Ross to the San Diego-American Revolution Bicentennial Committee, to fill the vacancy created by the resignation of Mrs. Carolyn Jarand, was adopted on motion of Councilwoman O'Connor.

(Item 70)

RESOLUTION 214765, confirming the reappointment by the Mayor of Ruth A. Green, Beverley Yip, and Loch Crane to the Relocation Appeals Board, for terms ending October 1, 1977, was adopted on motion of Councilwoman O'Connor.

(Item 72)

RESOLUTION 214766, excusing Mayor Pete Wilson from the Council Meetings of Wednesday, November 26, and Friday, November 28, 1975, due to his being on vacation, was adopted on motion of Councilwoman O'Connor.

(Item 73)

RESOLUTION 214767, approving the acceptance by the City Manager of deed of Thomas S. Collins (street purposes) - BEYER BOULEVARD; authorizing the expenditure of not to exceed \$595 out of Gas Tax Fund No. 220 for above acquisition, was adopted on motion of Councilwoman O'Connor.

(Item 74)

The following Resolutions, relative to the Final Subdivision Map of Sea Colony Point Loma, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214768, authorizing an agreement with Lion Property Corporation, for completion of improvements of Sea Colony Point Loma, a 6-lot subdivision, located at the northeast corner of Voltaire and Worden Streets; and

RESOLUTION 214769, approving the final map of Sea Colony Point Loma.

(Item 75)

The following Resolutions, relative to La Jolla Village Apartments Unit 2 Subdivision, were adopted on motion of Councilwoman O'Connor:

RESOLUTION 214770, authorizing an agreement with Donald L. Bren Company for completion of improvements guaranteed by Bond No. 720 41 02; terminating the subdivision improvement agreement previously executed by La Jolla Village and releasing Bond No. SC-7107223; and

RESOLUTION 214771, authorizing an agreement with Donald L. Bren Company for construction of a pedestrian and bicycle crossing of La Jolla Village Drive.

(Item 76)

RESOLUTION 214772, setting a public hearing on the Intention to Vacate Tierrasanta Boulevard (formerly Balboa Avenue) in Lot 23, Rosedale Tract, and Clairemont Mesa Boulevard (formerly Mound Avenue) in Lots 3 and 5, Block 19, resubdivision of Lots 14, 16, 18, 19, and 20, Rosedale Tract, was adopted on motion of Councilwoman O'Connor.

(Item 100)

RESOLUTION 214773, authorizing a lease agreement with the United Nations Association of San Diego, California, for the purpose of leasing Balboa Park Building No. 644 for a term of three years at a rental of \$125 per month with a rental discount of \$4,960 per year, was adopted on motion of Councilwoman O'Connor.

(Item 101) - (Continued from the Meetings of November 12 and 26, 1975.)

A proposed Resolution, 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, was presented.

Mrs. Janeen Calvary and Mrs. Eloise Bell appeared to address the Council on the matter in favor of the proposed Resolution.

Mr. McLaughlin, Engineering and Development, answered questions directed by the Council.

Mrs. Susie Chalmers appeared to address the Council on the matter.

City Manager McKinley and Mr. McLaughlin, Engineering and Development, answered questions directed by the Council.

The Council discussed the matter.

Mr. Mac Farlane, Property Department, answered questions directed by the Council.

The motion of Councilman Martinet to continue the item, died for lack of a second.

Mayor Wilson recessed the Meeting at 3:34 p.m.. Upon reconvening at 3:53 p.m., the Roll Call showed Councilmen Johnson and Ellis and Mayor Wilson absent.

(Item 101 - Continued)

Mr. Harry Hirsch and Mr. Roy Anderson appeared to speak before the Council against the proposed Amendment and answered questions directed by the Council.

The motion of Councilman Morrow to amend the proposed Resolution to direct the City Manager to work with interested community representatives and affected property owners and District Councilmen to prepare necessary plans to provide adequate and appropriate open space so that a major entrance to Tecolote Canyon Park will not be closed, died for lack of a second.

The Council discussed the matter.

The motion of Councilman Martinet to continue the item until January 15, 1976, died for lack of a second.

City Manager McKinley and Mr. McLaughlin, Engineering and Development, answered questions directed by the Council.

Mr. Anderson appeared to address the Council on the matter.

The Council discussed the matter.

The motion of Councilman Morrow to amend the previous amendment to add, and a single family subdivision map on the mesa portion of the area to be processed and agreed on, all such plans and agreements to be arrived at by January 15, 1976, received no vote at this time.

Mr. Anderson, Mr. Hirsch and Mrs. Susie Chalmers appeared to speak to

(Item 101 Continued)

in favor of the proposed amended Resolution.

The Council discussed the proposed Resolution.

On motion of Councilman Morrow, the proposed Resolution was referred to the City Manager's Office for further review and to return the total package to the Council on January 15, 1976.

(Item 104)

A proposed Resolution authorizing and directing the Property Director to advertise in a newspaper of general circulation in San Diego in accordance with Council Policy 700-10, the availability for lease for a term of 55 years, the City owned property being a portion of Oaks Tract of Rancho Bernardo, located in the City of Escondido, was presented.

Councilman Ellis entered the Chambers.

John Mamaux, representing Escondido Auto Parts, appeared to address the Council and request the item be continued.

On motion of Councilwoman O'Connor, the proposed Resolution was continued to December 17, 1975, at the applicant's request.

(Item 102)

A proposed Resolution, declaring the intention of the City of San Diego to work with the City of Imperial Beach toward development of a Marina Facility in the Tia Juana River Valley; setting a joint conference between the City Councils of San Diego and Imperial Beach seven to ten days following the Planning Commission's public hearings on the proposed amendments to the 1967 Border Area Plan, to discuss the results of the Planning Commission hearings and the concept of a marina in the area of Imperial Beach, was presented.

Committee Consultant Dick Wilken presented his report from the Transportation and Land Use Committee.

City Attorney Witt answered questions directed by the Council.

The motion of Councilman Hubbard to adopt the proposed Resolution failed due to lack of five affirmative votes by the following vote: Yeas-Councilmen Hubbard, Morrow, Martinet and Ellis. Nays-Councilmen O'Connor, Williams and Haro. Absent-Councilman Johnson and Mayor Wilson.

By Common Consent, the Item was filed.

(Item 103)

A proposed Resolution, establishing an ad hoc committee to resolve differences regarding the enforcement of the provisions of the Uniform Fire Code pertaining to auto body shops, thus benefitting both the City and the auto body industry; determining that the ad hoc committee consist of representatives from the Fire Department, Building Inspection Department, City Attorney, CAL/OSHA and the insurance industry, and the president or chairman of the following organizations: Auto Body Association, Chamber of Commerce Safety Action Committee, and the United Business Commission, was presented.

Councilwoman O'Connor, Chairwoman of the Committee on Public Services and Safety, presented her report.

RESOLUTION 214774, establishing an ad hoc committee to resolve differences regarding the enforcement of the provisions of the Uniform Fire Code pertaining to auto body shops, thus benefitting both the City and the auto body industry; determining that the ad hoc committee consist of representatives from the Fire Department, Building Inspection Department, City Attorney, CAL/OSHA and the insurance industry, and the president or chairman of the following organizations: Auto Body Association, Chamber of Commerce Safety Action Committee, and the United Business Commission, was adopted on motion of Councilwoman O'Connor.

(Item 106)

A proposed Resolution, authorizing an agreement with Sinfonia of San Diego, Inc., for the presentation of eight concerts; authorizing the Auditor and Comptroller to set aside the sum of \$25,000 from the Transient Occupancy Tax Fund No. 223 Contingency Reserve 52.29 for above purpose, was presented.

Councilwoman O'Connor, Chairwoman of the Committee on Public Services and Safety, presented her report.

The Council discussed the matter.

Mr. Patina, representing Sinfonia of San Diego and Armistead Carter, addressed the Council in favor of the proposed Resolution.

The motion of Councilman Ellis to suspend the rules to permit the Council to continue the Meeting to 6:00 p.m., passed unanimously.

(Item 106 - Continued)

Mrs. Roberta Silverman and Mr. Isadore Platt appeared to address the Council in favor of the proposed Resolution.

Mr. William Jenkins, President of the San Diego Symphony Association, appeared to address the Council in opposition.

Mr. Patina and Mr. Jenkins answered questions directed by the Council.

The motion of Councilwoman O'Connor to adopt the proposed Resolution, died for lack of a second.

Mr. Patina answered questions directed by the Council.

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

City Manager McKinley answered questions directed by the Council.

(Item 106 - Continued)

City Manager McKinley and Mr. Patina answered questions directed by the Council.

The motion of Councilwoman O'Connor to adopt the proposed Resolution failed due to lack of five affirmative votes by the following vote: Yeas - Councilmen O'Connor, Williams, Martinet, and Ellis. Nays - Councilmen Hubbard, Morrow and Haro. Absent - Councilman Johnson and Mayor Wilson.

By Common Consent, the Item was filed.

(Item 150 and Item 151 were considered simultaneously.)

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 transferring funds appropriated therein to and within the Human Resources Department for the purpose of augmenting 05.61, Human Care Services Programs; and a proposed Resolution, authorizing the City Manager to execute agreements with six community agencies to extend their Revenue Sharing Programs for seven months (December 1, 1975 to June 30, 1976), and to commit \$287,218 in City Fiscal Year 1976 Revenue Sharing Funds budgeted in Department 05.61 for this purpose; and authorizing the City Auditor to allocate an amount not to exceed \$494,391 for the period of July 1, 1975 to June 30, 1976 which includes the previous five months' funding and the proposed seven months' funding, were presented.

The motion of Councilman Morrow to introduce the proposed Ordinance, received no vote at this time.

The Council discussed the matter.

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 transferring funds appropriated therein to and within the Human Resources Department for the purpose of augmenting 05.61, Human Care Services Programs, was introduced on motion of Councilman Morrow by the following vote: Yeas - Councilmen O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis and Haro. Nays - None. Absent - Councilman Johnson and Mayor Wilson.

RESOLUTION 214775, authorizing the City Manager to execute agreements with six community agencies to extend their Revenue Sharing Programs for seven months (December 1, 1975 to June 30, 1976), and to commit \$287,218 in City Fiscal Year 1976 Revenue Sharing Funds budgeted in Department 05.61 for this purpose; and authorizing the City Auditor to allocate an amount not to exceed \$494,391 for the period of July 1, 1975 to June 30, 1976 which includes the previous five months' funding and the proposed seven months' funding, was adopted on motion of Councilman Morrow.

(Item 152)

A proposed Resolution, authorizing an agreement with Carroll Beason, CPA, to provide final audits of three Community Development Block Grant Programs, was presented.

RESOLUTION 214776, authorizing an agreement with Carroll Beason, CPA, to provide final audits of three Community Development Block Grant Programs, was adopted on motion of Councilman Morrow.

(Item 153)

A proposed Resolution, approving the acceptance by the City Manager of deed of the Roman Catholic Bishop of San Diego, as trustee for St. Mary Magdalena Church (park purposes) - Western Hills Neighborhood Park; authorizing the expenditure of not to exceed \$4,000 from Capital Outlay Fund No. 245 for incidental expenses related to the acquisition of said property, was presented.

RESOLUTION 214777, approving the acceptance by the City Manager of deed of the Roman Catholic Bishop of San Diego, as trustee for St. Mary Magdalena Church (park purposes) - Western Hills Neighborhood Park; authorizing the expenditure of not to exceed \$4,000 from Capital Outlay Fund No. 245 for incidental expenses related to the acquisition of said property, was adopted on motion of Councilman Morrow.

(Item 154)

A proposed Resolution, rescinding Resolution No. 212399, dated January 9, 1975, directed the City Manager to prepare plans, estimate and plat for the improvement of certain properties to be known as Western Hills Park, was presented.

RESOLUTION 214778, rescinding Resolution No. 212399, dated January 9, 1975, directing the City Manager to prepare plans, estimate and plat for the improvement of certain properties to be known as Western Hills Park, was adopted on motion of Councilman Morrow.

(Item 155)

A proposed Resolution, authorizing Sale by Negotiation to Glen Abbey Memorial Park of a portion of Section 73, Rancho de la Nacion for the sum of \$4,300; authorizing the execution of a Grant Deed to Glen Abbey Memorial Park for said property but reserving an easement for pipeline purposes, was presented.

City Manager McKinley presented his report and requested a continuance for the matter.

The motion of Councilman Morrow to continue the matter to December 10, 1975, died for lack of a second.

The Council discussed the matter.

RESOLUTION 214779, authorizing Sale by Negotiation to Glenn Abbey Memorial Park of a portion of Section 73, Rancho de la Nacion for the sum of \$4,300; authorizing the execution of a Grant Deed to Glenn Abbey Memorial Park for said property but reserving an easement for pipeline purposes.

The motion of Councilman Martinet to suspend the rules to permit the Council to extend the Meeting time to 6:10 p.m., passed unanimously.

(Item 157 - Supplemental Docket)

The following Resolutions, relative to lease agreement for Hana Kai Landing, Quivira Basin, Mission Bay Park, were adopted on motion of Councilman Morrow:

RESOLUTION 214780, authorizing an Assignment and Assumption of Lease and Consent to Assignment with Monte Mansfield, Jr., Hana Kai Landing, Inc., and Mission Bay Marina; and

RESOLUTION 214781, authorizing a Fifth Amendment to lease agreement with Mission Bay Marina by increasing the minimum rent to \$20,000 per year, providing an increase in boat slip percentage to 20 percent of gross, updating several clauses and adding the Affirmative Action requirement.

(Unanimous Consent #1)

By Unanimous Consent granted to Councilman Morrow, the following Communication from Donald L. Bodine, as the representative of the Mission Valley Council, on the subject of deed restrictions on land in Mission Valley and purchase options thereon held by the City, was presented.

On motion of Councilman Morrow, the item was referred to the City Manager and placed on the docket of December 10, 1975.

Councilwoman O'Connor left the Chambers.

(Unanimous Consent #2)

By Unanimous Consent granted to Councilman Johnson, a proposed Resolution approving the City Manager's acceptance of a Deed for a street easement, executed by Penasquitos, Inc., affecting a portion of Parcel 1 of Parcel Map 1008, These easements are located near Arriba Street and Regents Road in the Genesee Highlands, University City area, was presented.

Engineering and Development Director Fowler presented his report and answered questions directed by the Council.

Larry Brant, representing Penasquitos, Inc., appeared to speak before the Council on the matter.

City Attorney answered questions directed by the Council.

On motion of Councilman Morrow, the matter was referred to the Committee on Transportation and Land Use for review and policy examination and referred to the City Attorney for 30 days option extension.

(Unanimous Consent #3)

By Unanimous Consent granted to Councilman Morrow, a request directing the City Clerk to utilize the existing Data Retrieval System for the preparation of City Council Dockets for a trial period of 60 days, was presented.

The Council discussed the matter.

On motion of Councilman Morrow, the item was continued to December 12, 1975, p.m., due to lack of time.

(Unanimous Consent #4)

By Unanimous Consent granted to City Attorney Witt, a proposed Resolution, authorizing Stuart H. Swett, Chief Criminal Deputy City Attorney to attend a PROMIS (Prosecutor's Management Information System) Users Group meeting to be held in Washington, D. C., December 2 - 3, 1975, and to incur all necessary expenses. This money to be reimbursed by the Institute for Law and Social Research, was presented.

RESOLUTION 214782, authorizing the City Auditor and Comptroller to expend \$550 from the General Purpose Revolving Fund (Fund 534), solely and exclusively for the above purpose, City to be reimbursed by the Institute for Law and Social Research, for travel and per diem expenses, was adopted on motion of Councilman Ellis.

(Unanimous Consent #5)

By Unanimous Consent granted to Councilman Martinet, a proposed Resolution, excusing Councilman Jess Haro from certain committee and council meetings due to illness and Congress of Cities, Florida, was presented.

RESOLUTION 214783, excusing Councilman Jess Haro from all Council and committee meetings from November 11, 1975 through November 26, 1975 due to illness; and further excusing from all Council and committee meetings for the period November 30, 1975 through December 4, 1975 in order to attend the Annual Congress of Cities Conference in Miami Beach, Florida, was adopted on motion of Councilman Martinet.

(Unanimous Consent #6)

By Unanimous Consent granted to City Manager McKinley, a proposed Resolution, authorizing the Purchasing Agent to advertise for bids for bus rental for transportation to the American Freedom Train exhibit at Miramar Naval Air Station, was presented.

RESOLUTION 214784, authorizing and empowering the Purchasing Agent to advertise for bids for bus rental for transportation to the American Freedom Train exhibit at Miramar Naval Air Station, was adopted on motion of Councilman Martinet.

(Unanimous Consent #7)

By Unanimous Consent granted to Councilman Morrow, a proposed Resolution, authorizing the City Attorney to prepare a commendation for Councilman Martinet for his years of dedicated service to the citizens of the City of San Diego during his tenure of office as City Councilman from 1969 through 1975, was presented.

RESOLUTION 214785, commending Councilman Bob Martinet for his dedicated service to the citizens of the City of San Diego during his tenure of office as City Councilman from 1969 through 1975; publicly expressing its appreciation to Councilman Bob Martinet on behalf of all citizens for his efforts and contributions toward making the City of San Diego a better place in which to live; declaring this appreciation be made a part of the public record, was adopted on motion of Councilman Morrow.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Martinet, the Regular Meeting was adjourned at 6:33 p.m., on motion of Councilman Haro, in memory of Carlos Tavares, who passed away recently.

Mayor of The City of San Diego, California

ATTEST:

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