

ADJOURNED REGULAR MEETING OF THE COUNCIL OF THE
CITY OF SAN DIEGO, CALIFORNIA
WEDNESDAY, DECEMBER 17, 1975 - ADJOURNED TO THURSDAY, DECEMBER 18, 1975; 8:00 A.M.
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE

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

Absent--Councilmen Williams and Morrow.

Clerk---Edward Nielsen.

Mayor Wilson called the Adjourned Regular Meeting to order at
8:06 a.m.

Councilman Morrow entered the Chambers.

Councilman Williams entered the Chambers.

It was reported that this Meeting was adjourned from Wednesday,
December 17, 1975, to this time by Order of the Council.

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

(Item 150)

A proposed Resolution, authorizing the City Manager to execute an
agreement with Cooperative Personnel Services to develop and utilize an
assessment process for two examinations while training the Personnel
Department staff for its future use in the Personnel Department Testing
Program, was presented.

Personnel Director Williams answered questions directed by the Council.

RESOLUTION 214907, authorizing the City Manager to execute an
agreement with Cooperative Personnel Services to develop and utilize an
assessment process for two examinations while training the Personnel
Department staff for its future use in the Personnel Department Testing
Program, was adopted on motion of Councilman Morrow.

(Item 151)

A proposed Resolution, approving the noneconomic Memorandum of Agreement agreed to by the Management Team and representatives of the San Diego Municipal Employees Association, pertaining to the Administrative Support and Field Services Unit, Technical Unit, Professional Unit, and Supervisory Unit, was presented.

Deputy City Manager Blair answered questions directed by the Council.

A motion by Councilman Morrow to adopt the proposed Resolution, received no vote at this time.

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

Otto Hahn appeared to speak.

RESOLUTION 214908, approving the noneconomic Memorandum of Agreement agreed to by the Management Team and representatives of the San Diego Municipal Employees Association, pertaining to the Administrative Support and Field Services Unit, Technical Unit, Professional Unit, and Supervisory Unit, was adopted on motion of Councilman Morrow.

(Item 105)

A proposed Resolution, appointing the following Council members to serve as The City of San Diego's representatives on the San Diego Metropolitan Transit Development Board:

Mayor Pete Wilson
Councilwoman Maureen O'Connor
Councilman Leon L. Williams
Councilman Jess Haro;

Appointing the following City employees to serve as staff alternates to the City's representatives on said Board:

Mike Madigan - alternate for Mayor Wilson
John Fowler - alternate for Councilwoman O'Connor
Andy Schlaefli - alternate for Councilman Williams
George Simpson - alternate for Councilman Haro,

was presented.

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

A motion by Councilman Haro to adopt the proposed Resolution, received no vote at this time.

Andy Schlaefli, Planning Department and Legislative Representative Clay answered questions directed by the Council.

A motion by Councilman Morrow to amend the resolution to appoint the remaining Councilmen (Ellis, Morrow, Hubbard and Gade) as alternates, died for lack of a second.

A motion by Councilman Hubbard to separate the appointment of the representatives from the appointment of the alternates, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Gade, Ellis, and Haro. Nays-Mayor Wilson. Absent-None.

A motion by Councilman Hubbard to amend the resolution for the appointment of Councilmen Hubbard and Gade in place of Councilmen O'Connor and Williams, received no vote at this time.

(Item 105 - Continued)

Andy Schlaefli, Planning Department, answered questions directed by the Council.

Councilman Hubbard withdrew his previous motion to amend the resolution for the appointment of Councilmen Hubbard and Gade in place of Councilmen O'Connor and Williams.

A motion by Councilman Hubbard to amend the resolution to replace Councilwoman O'Connor with Councilman Gade, was defeated by the following vote: Yeas-Councilmen Hubbard, Morrow, Gade and Ellis. Nays-Councilmen Johnson, O'Connor, Williams, Haro and Mayor Wilson. Absent-None.

A motion by Councilman Haro to approve the appointment of representatives as shown on the resolution, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Haro and Mayor Wilson. Nays-Councilmen Hubbard, Gade and Ellis. Absent-None.

A motion by Councilman Morrow to select the remaining Councilmen (Hubbard, Morrow, Gade and Ellis) to be appointed as alternates and draw by lots as to who they are going to represent as alternate, received no vote at this time.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 214909, appointing the following Council members to serve as the City of San Diego's representatives on the San Diego Metropolitan Transit Development Board:

Mayor Pete Wilson
Councilwoman Maureen O'Connor
Councilman Leon L. Williams
Councilman Jess Haro;

Appointing the Councilmen from Districts 3, 5, 6 and 7 as alternates and shall draw by lots as to who they are going to represent as alternates;

Alternate for Mayor Pete Wilson - Tom Gade - District 6
Alternate for Councilwoman O'Connor - Lee Hubbard - District 3
Alternate for Councilman Williams - Floyd Morrow - District 5
Alternate for Councilman Haro - Jim Ellis - District 7,

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

RESOLUTION 214977, requesting the California State Legislature to adopt legislation allowing the alternates on the San Diego Metropolitan Transit Development Board to have voting privileges if the alternates are elected officials, was adopted on motion of Councilman Ellis.

A motion by Councilman Morrow to change the City's position and ask Senator Mills not to amend legislation to provide for appointed officials rather than elected representatives, was defeated by the following vote: Yeas-Councilmen Hubbard, Morrow and Gade. Nays-Councilmen Johnson, O'Connor, Williams, Ellis, Haro and Mayor Wilson. Absent-None.

There being no further business to come before the Council at this time, the Adjourned Regular Meeting was adjourned at 9:34 a.m., on motion of Councilman Ellis.

Mayor of The City of San Diego, California

ATTEST:

Charles J. [Signature]
City Clerk of The City of San Diego, California

REGULAR MEETINGS OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, DECEMBER 18, 1975
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
8:30 A.M. AND 2:00 P.M.

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

Absent--None.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:35 a.m.

(Item 250)

Roll Call was taken.

(Item 251)

Mayor Wilson introduced The Reverend F. D. Bonvillian, Pastor, Torrey Pines Christian Church, who gave the Invocation.

(Item 252)

Councilman Haro led the Pledge of Allegiance.

(Item 253)

The group of twenty students from Hawthorne Elementary School, to be accompanied by Ms. Linda Lubach, did not attend this Meeting at this time.

(Item 254)

Mayor Wilson welcomed a group of forty students from Patrick Henry High School, accompanied by Mr. Arthur Polk.

Councilman Ellis addressed the group.

(Item 255)

Larry Taylor, Team Coordinator, presented a status report and slide display on the activities and progress of the San Diego Air Quality Planning Team in developing the Regional Air Quality Strategy, and answered questions directed by the Council.

On motion of Councilman Ellis, the report was accepted.

Mayor Wilson recessed the Meeting at 9:58 a.m. Upon reconvening at 10:12 a.m., the Roll Call showed Councilmen Williams, Morrow and Haro absent.

There were no requests for continuances.

Councilman Morrow entered the Chambers.

(Item 300)

The hour of 9:00 a.m. having arrived, the Mayor announced this was the time and place set for the hearing, continued from the Meeting of November 13, 1975, on the Appeals of J. Morley and Robert Bregman from the decision of the Planning Commission in granting the application of the City of San Diego, owner, and the YMCA of San Diego and San Diego County, to construct and operate a one-story YMCA Community Center for recreational and cultural uses, with 5,639 square feet of floor space, with swimming pool, parking and landscaping, on 3.09 acres in the R-2 Zone. The property is a portion of Pueblo Lot 206 (known as Collier Park), located on the south side of Valeta Street between Clovis Street and Camulos Street, in the Peninsula Community Plan.

Ken Klein, Planning Department, presented his report.

Councilman Haro entered the Chambers.

Councilman Williams entered the Chambers.

The motion of Councilman Ellis to suspend the rules to allow 20 minutes per side for testimony, passed unanimously.

Councilman Hubbard notified the Council that he was a member of the Board of Directors of the YMCA.

Ludlow Butler, Optimist Club, appeared to speak before the Council against granting the Appeals.

Mrs. Jean Morley, Dr. Robert Bregman, President of Peninsulans, Inc., and Robert MacCorquedale appeared to speak before the Council for granting of the Appeals.

Councilman Morrow requested the City Attorney prepare a written Opinion on possible conflict of interest with Councilman Hubbard being a member of the Board of Directors of the YMCA.

Doug Card and Arthur Casey, Citizens Coordinate, appeared to speak before the Council for granting of the Appeals.

Mr. Ed Bonderant, Kiwanis Club of Ocean Beach, Noel Neudeck, Disabled Persons, and Major Charles Krulak, Board Chairman of the YMCA, appeared to speak before the Council against granting the Appeals.

Councilman Williams left the Chambers.

Dr. Myron Lewis, Director of the San Diego and San Diego County YMCA, appeared to speak before the Council and answered questions directed by the Council.

Councilman Williams entered the Chambers.

The motion of Councilwoman O'Connor to deny the Appeals and include the Findings of Fact as contained in the Planning Commission's Findings, received no vote at this time.

Dr. Myron Lewis answered questions directed by the Council.

Director MacFarlane, Property Department, answered questions directed by the Council.

Councilman Morrow requested a ruling by the City Attorney regarding gifts of public funds.

Dr. Myron Lewis answered questions directed by the Council.

Councilman Johnson left the Chambers.

The motion of Councilwoman O'Connor to deny the Appeals and include the Findings of Fact as contained in the Planning Commission's Findings, received no vote at this time.

The Council discussed the matter.

Councilman Johnson entered the Chambers.

The hearing was closed, the Appeals denied, the Conditional Use Permit was granted including the Findings of Fact as made by the Planning Commission and the following Resolutions were adopted on motion of Councilman Haro by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Martinet, Ellis, Haro and Mayor Wilson. Nays-Councilman Morrow. Absent-None. Councilman Hubbard was excused from voting due to possible conflict of interest.

RESOLUTION 214910, certifying that the information contained in Environmental Impact Report No. 75-03-10P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Report has been reviewed and considered by the Council; and

RESOLUTION 214911, denying the Appeals.

(Item 350)

A proposed Resolution, continued from the Meetings of August 27, September 4, 18, and October 2, 1975 for report from City Manager, endorsing the concept of a second Civic Theatre; directing the City Manager to prepare a specific proposal for the acquisition of such a facility at a cost not to exceed \$350,000 out of Transient Occupancy Tax Fund 223; determining that all rents realized from the use of a second theatre be placed in the Transient Occupancy Tax Fund 223; and determining that no monies be designated for a revolving fund, was presented.

On motion of Councilman Johnson, the proposed Resolution was returned to the City Manager at his request.

(Unanimous Consent #1)

By Unanimous Consent granted to Councilman Haro, a proposed Resolution requesting the 2:00 p.m. regular Council Meeting, Wednesday, December 24, 1975 be changed to 8:00 a.m., Wednesday, December 24, 1975, was presented.

RESOLUTION 214912, changing the time of the meeting of 2:00 p.m. Wednesday, December 24, 1975 to 8:00 a.m. Wednesday, December 24, 1975; and directing the City Clerk to publish this Resolution in the City's official newspaper at least twenty four (24) hours prior to the time of the rescheduled Meeting, was adopted on motion of Councilman Haro.

(Unanimous Consent #2)

By Unanimous Consent granted to Councilman Ellis, a proposed Resolution requesting that Councilman Ellis be excused from part of the Council Meeting on Wednesday, December 24, 1975, was presented.

RESOLUTION 214913, excusing Councilman Jim Ellis from a portion of the regular Council Meeting scheduled for 8:00 a.m., December 24, 1975, for the purpose of performing legislative duties, was adopted on motion of Councilman Haro.

Mayor Wilson recessed the Meeting at 11:58 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:06 p.m., the Roll Call showed Councilman Williams absent.

Mayor Wilson recessed the Meeting at 2:07 p.m. into Executive Session, 12th Floor Conference Room, on pending litigation.

Upon reconvening at 2:31 p.m., the Roll Call showed all present.

(Item 452)

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 the above purpose, was presented.

Mayor Wilson reported the receipt of two letters, one from Armand E. Kamezar and the other from William Jenkins, requesting the item be continued.

No one appeared to speak on the matter.

On motion of Councilman Hubbard, the item was continued until January 22, 1976, p.m.

(Unanimous Consent #3)

By Unanimous Consent granted to Councilwoman O'Connor, a proposed Resolution assenting to RETC obligation contract, San Diego County Minority Employment Plan (Hometown Plan) for \$20,000, was presented.

There was no discussion.

RESOLUTION 214914, assenting to RETC obligation contract, San Diego County Minority Employment Plan (Hometown Plan) for \$20,000, was adopted on motion of Councilwoman O'Connor.

(Item 401)

A presentation to Council of the Convention Facility Study by the Stanford Research Institute was made.

Jim Vas Dias, Stanford Research Institute, appeared to speak to the Council and answered questions directed by the Council concerning the presentation.

(Item 452 - Second Time)

Mr. Cantino, representing Sinfonia of San Diego, Inc., appeared to request a reconsideration of the previous continuance of the item. He explained to the Council that the two letters received requesting the continuance were opponents to the proposed Resolution. He requested the Council reconsider the item.

By Common Consent, the Council reconsidered the request for continuance. The Council discussed the matter.

Mr. Cantino answered questions directed by the Council.

On motion of Councilman Morrow, the proposed Resolution was continued until December 24, 1975, a.m.

(Item 401 - Second Time)

The motion of Councilwoman O'Connor to accept the report, refer it to the Rules Committee and adopt the Resolution, received no vote at this time.

Jim Vas Dias answered questions directed by the Council.

Mr. Lee Grisson appeared to speak on the matter.

Mr. Mac Stroble, San Diego Taxpayer's Association, appeared to speak to the Council.

Mr. George Zidel appeared to speak on the matter.

On motion of Councilwoman O'Connor, the following Resolution was adopted, the report accepted and referred to the Rules Committee:

RESOLUTION 214915, authorizing the City Manager to execute a Second Amendment to Agreement with Stanford Research Institute providing for an additional task in Element II of the Convention Facility Study and authorizing the expenditure of not to exceed \$1,175 from Transient Occupancy Fund 224 for the additional services required pursuant to the terms of the Second Amendment to Agreement.

Mayor Wilson recessed the Meeting at 3:50 p.m.

Upon reconvening at 4:07 p.m., the Roll Call showed all present.

(Item 403 - T.M. 74-149)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing, continued from the Meeting of November 20, 1975, on the appeal of Christiana Community Builders, by William H. Duncan, from the decision of the Planning Commission in denying its appeal from the decision of the Subdivision Review Board in denying the tentative map of a proposed subdivision known as Villas de Tierrasanta North, a 9-lot subdivision of a portion of Lot 8, Rosedale Tract, and a portion of Lot 73, Rancho Mission Section 28, Township 15 South, Range 2 West, S.B.B.M. The property is located on the easterly side of Santo Road extension northerly of El

(Item 403 - T.M. 74-149 - Continued)

Comal Drive within the Boundaries of the Elliott Community Plan, in the R-1-40 Zone. It was reported no written protests had been received.

No one appeared to be heard.

On motion of Councilman Hubbard, the item was continued until January 22, 1976, p.m., at applicant's request.

(Item 450)

RESOLUTION 214916, authorizing the City Manager to implement two Block Grant Projects (Senior Citizen Program and Service Delivery System) through the Human Resources Department and to enter into agreements with seven operating agencies for the purpose of continuing the programs listed below, which were previously administered by the Model Cities Department, to be continued under the Community Development Block Grant Program: Narcotics Abuse, Cultural Arts, Legal Services, Rehabilitation of Ex-offenders, Business Outreach, Barrio Station and San Ysidro Schools, was adopted on motion of Councilwoman O'Connor.

(Item 404)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing continued from the Meeting of October 16, 1975 to coordinate with McManis report, on the matter of City Council consideration of alternatives to be presented by the City Attorney for enabling legislation for conducting elections of Community Planning Councils.

The motion of Councilman Gade to continue and refer the matter to the Rules Committee, received no vote at this time.

The Council discussed the matter.

Councilman Gade withdrew his motion.

The Committee discussed the matter.

The motion of Councilman Gade to refer the matter to the Rules Committee for a hearing on 12-22-1975, received no vote at this time.

Ms. Liz Rasmussen appeared to speak before the Council in opposition to continuing the matter.

On motion of Councilman Gade, the item was continued and referred to the Rules Committee for a hearing on December 22, 1975, passed unanimously.

Items 351 and 352 were considered simultaneously.

(Item 351)

A proposed Resolution, establishing a seventeen-member Growth Management Study, Citizens Advisory Committee by or before December 12, 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), was presented.

(Item 352)

A proposed Resolution, designating the Planning Commission as the Citizens Advisory Board for Growth Management for the City of San Diego, was presented.

(Items 351 and 352 - Continued)

Patrick Crowley, San Diego Chamber of Commerce, Phil Walling, representing the Construction Industry, and Louis Wolfsheimer, Chairman of the Planning Commission, appeared to speak before the Council in favor of the proposed Resolution.

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

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

Planning Director Goff addressed the Council on the items.

RESOLUTION 214917, designating the Planning Commission as the Citizens Advisory Board for Growth Management for the City of San Diego, was adopted on motion of Councilwoman O'Connor by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Haro and Mayor Wilson. Nays-Councilmen Hubbard, Morrow, Gade and Ellis. Absent-None.

On motion of Councilman Hubbard, Item 351 was filed.

(Item 405 - P.M. 75-111)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing on the appeal of May Engineering, by Elliott M. May, from the decision of the Planning Commission in failing to approve an appeal from the decision of the Planning Director in denying the Preliminary Parcel Map for a two-parcel division of Lot 19 and a portion of Lot 18, Block G, Redlands Gardens Extension, located at the northeasterly corner of 54th Street and Collier Avenue, in the R-1-5 Zone.

It was reported one letter in opposition to the appeal was received.

Ken Klein, Planning Department, presented his report, stated that there was no opposition at the Planning Commission hearing, and answered questions directed by the Council.

The motion of Councilman Ellis to close the hearing, grant the appeal and approve the Environmental Impact Report, received no vote at this time.

The Council discussed the matter.

The hearing was closed and the following Resolutions adopted on motion of Councilman Ellis:

RESOLUTION 214918, granting the appeal.

RESOLUTION 214919, certifying that the information contained in Environmental Negative Declaration No. 75-08-01P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Report has been reviewed and considered by the Council.

(Item 157 - Supplemental Docket)

A proposed Resolution, amending Council Resolution 214845, as adopted on December 10, 1975, regarding the acquisition of property in Mission Valley for flood control channel improvements, was presented.

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

The Council discussed the matter.

RESOLUTION 214920, amending Council Resolution 214845, adopted on December 10, 1975, regarding the acquisition of property in Mission Valley for flood control channel improvements, was adopted on the motion of Councilman Morrow by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Gade, Haro and Mayor Wilson. Nays-Councilmen Hubbard and Ellis. Absent-None.

(Item 451 - Supplemental Docket)

A proposed Resolution, directing the City Clerk to use the existing Data Retrieval System for the preparation of the Council docket for a trial period of sixty days, was presented.

The motion of Councilman Morrow to adopt the proposed Resolution, died for lack of a second.

The Council discussed the matter.

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

The Council discussed the matter.

City Clerk Nielsen spoke and answered questions directed by the Council.

Richard Gonzales addressed the Council and answered questions directed by the Council.

City Clerk Nielsen spoke and answered questions directed by the Council.

The Council discussed the matter at length.

The motion of Councilman Ellis directing the City Manager to seek Requests for Proposals regarding the Data Retrieval System from private sources which would include the preparation and printing of dockets, was not voted on at this time.

Councilman Morrow withdrew his previous motion to direct the City Manager to use the existing Data Retrieval System for the preparation of the Council docket for a trial period of sixty days.

RESOLUTION 214921, directing the City Manager to seek Requests for Proposals regarding the Data Retrieval System from private sources which would include the preparation and printing of dockets, was adopted on motion of Councilman Ellis.

The motion of Councilman Ellis to suspend the rules to permit the Council to extend the Meeting time five minutes, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Ellis, Haro and Mayor Wilson. Nays-Councilmen Morrow and Gade. Absent-None.

(Item 402)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing on the appeal of Big Brothers of San Diego County and Time Tele-Marketing, Inc., by John R. Wertz, attorney, from the decision of the Chief of Police in denying their application for a Public Charitable Solicitation Permit, pursuant to the provisions of Section 57.01.7 of the San Diego Municipal Code.

No testimony was taken.

On motion of Councilwoman O'Connor, the item was continued to February 12, 1976 at applicant's request.

(Item 406 - Supplemental Docket)

The hour of 8:30 a.m. having arrived, the Mayor announced this was the time and place set for the matter of rezoning property in the Mid-City Planning Area IV, as described below, from Zone R-4 to Zones R-3A, R-3, R-2A, R-2, R-1, or any combination thereof: Area 1, Subarea C - Consists of 5.02 acres of R-4 zoned property located south of Marilou Road, west of Euclid Avenue, and north of Beech Street.

No Testimony was taken.

(Item 406 - Supplemental Docket - Continued)

On motion of Councilwoman O'Connor, the item was continued to December 24, 1975, a.m., Supplemental Docket, due to lack of time.

(Item 101)

A proposed Resolution, authorizing the expenditure of \$17,000 from the 100 General Fund Unallocated Reserve to be used by the Data Processing Department in the computerization and basic programming of a comprehensive data base for all City-owned properties, was presented.

RESOLUTION 214922, authorizing the expenditure of \$17,000 from the 100 General Fund Unallocated Reserve to be used by the Data Processing Department in the computerization and basic programming of a comprehensive data base for all City-owned properties, was adopted on motion of Councilman Morrow.

(Item 106)

A proposed Resolution, supporting the enactment of State legislation prohibiting the administration of commercial massages by one person to another of the opposite sex; in the event such a statute is not enacted by the Legislature, the City Council supports the passage of appropriate enabling legislation permitting municipalities to enact ordinances regulating the criminal aspects of sexual activities without being preempted by State Law, was presented.

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

Councilman Morrow left the Chambers.

The Council discussed the matter.

City Attorney Witt answered questions directed by the Council.

RESOLUTION 214923, supporting the enactment of State legislation prohibiting the administration of commercial massages by one person to another of the opposite sex; in the event such a statute is not enacted by the Legislature, the City Council supports the passage of appropriate enabling legislation permitting municipalities to enact ordinances regulating the criminal aspects of sexual activities without being preempted by State Law, was adopted on motion of Councilman Ellis.

(Item 152)

A proposed Resolution, authorizing the City Attorney to file an application with the Public Utilities Commission of the State of California for reconstruction of the existing San Diego and Arizona Eastern Railway Company bridge to facilitate the widening of Imperial Avenue and to file a request for a hearing before the Public Utilities Commission, was presented.

RESOLUTION 214924, authorizing the City Attorney to file an application with the Public Utilities Commission of the State of California for reconstruction of the existing San Diego and Arizona Eastern Railway Company bridge to facilitate the widening of Imperial Avenue and to file a request for a hearing before the Public Utilities Commission, was adopted on motion of Councilman Williams.

(Item 153)

A proposed Resolution, approving the concept of an administrative agreement between City and County and the Center for Survey Research (SDSU) for professional assistance in the design and execution of surveys for local government agencies; naming the Urban Observatory of San Diego as the coordinator and administrating agency and the San Diego State University Foundation as the Fiscal agency for such surveys; waiving Council Policy 300-7 relating to the selection of consultants; encumbering \$7,500 from the Unallocated Reserve for the purpose of funding an initial omnibus survey for information and opinions in the area of community development public services and budget priorities, pending final approval of the above-mentioned agreement by City and County, was presented.

The Council discussed the matter.

RESOLUTION 214925, approving the concept of an administrative agreement between City and County and the Center for Survey Research (SDSU) for professional assistance in the design and execution of surveys for local government agencies; naming the Urban Observatory of San Diego as the coordinator and administrating agency and the San Diego State University Foundation as the fiscal agency for for such surveys; wiving Council Policy 300-7 relating to the selection of consultants; encumbering \$7,500 from the Unallocated Reserve for the purpose of funding an initial omnibus survey for information and opinions in the area of community development public services and budget priorities, pending final approval of the above-mentioned agreement by City and County, was adopted on motion of Councilman Hubbard.

(Item 154)

A proposed Resolution, approving the establishment and appointment by the City Manager of a committee to select a consultant for City Council approval to develop a Fiscal Impact Analysis System in support of the City's Growth Management Study, said committee to consist of the City Manager, the City Planning Director, the City Financial Management Director, and a representative from each of the following; San Diego construction industry, American Institute of Architects, Comprehensive Management Planning Committee, and the local financial community, was presented.

The Council discussed the matter at length.

City Manager McKinley addressed the Council and answered questions directed by the Council.

Councilman Johnson left the Chambers.

Assistant City Manager Graham answered questions directed by the Council. The Council discussed the matter at length.

Assistant City Manager Graham and Senior Chief Deputy City Attorney Fitzpatrick answered questions directed by the Council.

The Council discussed the matter.

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

The motion of Councilman Ellis to file the item, received no vote at this time.

(Item 154 - Continued)

Assistant City Manager Graham answered questions directed by the Council.

Councilman Johnson entered the Chambers.

On motion of Councilman Ellis, the item was filed.

(Item 155)

A proposed Resolution, authorizing the City Manager to extend the time period to June 30, 1976 for encumbering existing budgeted funds for the three City-operated programs known as Neighborhood Development Program, Senior Citizens Building Project, and Mt. Hope Park (Dennis V. Allen) Improvement Project; revising the Project Work Program and the Project Budget for the Neighborhood Development Program; revising the Project Work Program for the Senior Citizens Building Project; revising the Project Work Program for the Mt. Hope Park (Dennis V. Allen) Improvement Project; stating that all other terms and conditions set forth in Resolutions Nos. 211853, 211854, and 211855 shall remain the same, was presented.

RESOLUTION 214926, authorizing the City Manager to extend the time period to June 30, 1976 for encumbering existing budgeted funds for the three City-operated programs known as Neighborhood Development Program, Senior Citizens Building Project, and Mt. Hope Park (Dennis V. Allen) Improvement Project; revising the Project Work Program and the Project Budget for the Neighborhood Development Program; revising the Project Work Program for the Senior Citizens Building Project; revising the Project Work Program for the Mt. Hope Park (Dennis V. Allen) Improvement Project; stating that all other terms and conditions set forth in Resolutions Nos. 211853, 211854, and 211855 shall remain the same, was adopted on motion of Councilman Haro.

(Item 301)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing on establishing an underground utility district to be known and denominated as the Coronado Avenue (14th to 17th Streets) Underground Utility District. It was reported no written protests had been received.

J. F. McLaughlin, Engineering and Development, presented his report and answered questions directed by the Council.

The hearing was closed and the following Resolution was adopted on motion of Councilman Haro.

RESOLUTION 214927, establishing an underground utility district to be known and denominated as the Coronado Avenue (14th to 17th Streets) Underground Utility District.

(Item 302)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the

(Item 302 - Continued)

time and place set for the hearing on the application of Bond Land Company, by C. Dennis Marteeny, for special permission to waive underground utility requirements in connection with the subdivision map of Ross H. Bond Subdivision, located south of Camino Del Rio South, east of Texas Street, in the R-1-40 (proposed CO) Zone. It was reported no written protests had been received.

J. F. McLaughlin, Engineering and Development, presented his report.

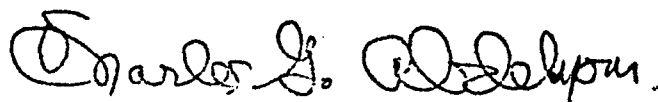
The hearing was closed and the following Resolution granting the application, subject to Declaration of Covenants not to oppose a 1911 Act Improvement, was adopted on motion of Councilman Haro.

The Mayor recessed the Meeting at 6:15 p.m. and the Council went into Executive Session in the 12th Floor Council Conference Room, on pending litigation. Upon reconvening at 6:24 p.m., the Roll Call showed Councilmen Morrow and Gade absent.

There being no further business to come before the Council at this time, on motion of Councilman Ellis, the Meeting was adjourned in memory of Dwight A. Martin at 6:30 p.m.

Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California