

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, JANUARY 28, 1976
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
2:00 P.M.

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

Acting Mayor Johnson called the Regular Meeting to order at 2:02 p.m.

(Item 1)

Roll Call was taken.

The Council considered requests for continuances: Items 75 and 100.

(Item 75)

RESOLUTIONS: Two Resolutions relative to the Final Subdivision Map of Encore Mira Mesa Unit No. 2, a 55-lot subdivision, located north of New Salem Street and west of Camino Ruiz: a - Authorizing an Agreement with Larwin-Southern California, Inc., for completion of improvements; and b - Approving the Final Map and acknowledging receipt of subdivider's assurance of compliance with the Affirmative Marketing Program.

On motion of Councilman Haro, the proposed Resolutions were continued to February 4, 1976 at the request of the City Manager.

At this time, Councilman Haro introduced Morris E. Blostein, former Mayor of Househead, New York, who was present in the audience.

(Item 100)

COMMITTEE ITEMS: RESOLUTIONS: Authorizing sale by negotiation for the sum of \$4,500 to H. G. Fenton Material Company of portions of Lots 67 and 68, El Cajon Valley Company's Lands; authorizing the execution of a Grant Deed to H. G. Fenton Material Company for said property.

City Manager McKinley reported that the H. G. Fenton Material Company had requested a two-week's continuance.

On motion of Councilman Ellis, the proposed Resolution was continued to February 11, 1976 at grantee's request.

Councilman Williams entered the Chambers.

The Council considered the portion of the Consent Agenda, having to do with Ordinances introduced at a previous meeting, ready for dispensing with the reading and adoption, which consisted of Item 20.

The following Ordinance was introduced at the Meeting of January 14, 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 Williams, by the following vote: Yeas-Councilmen Hubbard, Williams, Gade, Ellis, Haro, and Acting Mayor Johnson. Nays-None. Absent-Councilmen O'Connor, Morrow and Mayor Wilson.

(Item 20)

ORDINANCE 11764 (New Series), Amending Rule 3 of Section 22.0101 of Chapter II, Article 2, Division 1 of the San Diego Municipal Code relating to the Order of Business for Council Meetings.

The Council considered the portion of the Consent Agenda, having to do with Ordinances to be Introduced, which consisted of Item 21.

(Item 21 - CASE NO. 60-73-8/EOT)

A proposed Ordinance, amending Ordinance No. 11203 (New Series), adopted January 8, 1974, incorporating a portion of Section 25, Township 14 South, Range 3 West, SBBM, into R-1-5 Zone, located on the west side of Avenida del Gato between Seawind Lane and Valdosta Avenue - extension of time to February 7, 1977, was introduced on motion of Councilman Ellis by the following vote: Yeas-Councilmen Hubbard, Williams, Gade, Ellis, Haro, and Acting Mayor Johnson. Nays-None. Absent-Councilmen O'Connor, Morrow and Mayor Wilson.

Councilman Morrow entered the Chambers.

City Manager McKinley answered questions on Items 52a, 58, 51b and 53. Comments were made on Item 56.

The Council considered the remainder of the Consent Agenda, 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, 73, 74, 76 and 77.

(Item 50)

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

RESOLUTION 215170, Dictating Systems Company, Inc., for the purchase of miscellaneous dictation equipment for an actual cost, including tax and terms, of \$5,059.67;

(Item 50 - Continued)

RESOLUTION 215171, F. Morton Pitt Co., for the purchase of fifty revolvers for a total cost, including tax and terms, of \$4,767.35; and

RESOLUTION 215172, 3M Business Products Sales Inc., for the purchase of a Sound-on-Slide System for a total cost, including tax and terms, of \$4,526.20.

(Item 51)

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

RESOLUTION 215173, McNaughton Book Service for the purchase of McNaughton Book Service for the period of one year ending March 31, 1977, for a total cost, including tax, of \$7,377.60, with options to renew for two additional one-year periods, escalation not to exceed 12% of bid price;

RESOLUTION 215174, United Equipment Company for the purchase of one each motor-driven broom, for an actual estimated cost of \$3,865.48;

RESOLUTION 215175, Spex Industries for the purchase of one each spectographic arc/spark stand and accessories, for an actual cost, including tax and terms, of \$3,098.38;

RESOLUTION 215176, Fornaciari Company for the purchase of two electric hoists, for an actual cost, including tax and terms, of \$2,418.92;

RESOLUTION 215177, Transo Envelope Co. for the purchase of 100,000 mailing and 60,000 pre-printed return envelopes, for a total cost, including tax and terms, of \$1,246.56;

RESOLUTION 215178, South Bay Foundry, Parkson, Inc., and Contractor Supply for the purchase of cast iron covers, adapters and steel tapping sleeves, for a total cost, including tax and terms, of \$14,430.96;

RESOLUTION 215179, Communications Co. for the purchase of one audio control console, for an actual cost, including tax and terms, of \$1,987.50; and

RESOLUTION 215180, Minnesota Mining & Mfg. Company, Commercial Chemicals Division, for the purchase of aqueous film forming foam, as may be required for a period of one year ending February 28, 1977, for an actual estimated cost, including tax and terms, of \$28,424.96.

(Item 52)

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

RESOLUTION 215181, Guy Urquhart, for the purchase of three motorcycle trail bikes and one repair manual and parts catalog for an actual cost, including tax, terms, less trade-in, of \$3,320.10; and

RESOLUTION 215182, Whited Cemetery Services, for the purchase of burial enclosures as may be required for a period of one year ending March 31, 1977, for an actual estimated cost, including tax and terms, of \$18,862.97, with option to renew for four additional one-year periods, escalation not to exceed 5% in each year.

(Item 53)

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

RESOLUTION 215183, furnishing janitorial supplies as may be required for a period of one year ending February 28, 1977, in accordance with Specifications Document No. 753940; and

RESOLUTION 215184, furnishing one power sweeper, in accordance with Specifications Document No. 753941.

(Item 54)

RESOLUTION 215185, rejecting all bids received on November 4, 1975, pursuant to publication of notice calling for bids on furnishing powdered activated carbon; authorizing the Purchasing Agent to advertise for bids for furnishing powdered activated carbon, in accordance with Specifications Document No. 753942, was adopted on motion of Councilman Haro.

(ITEM 55)

RESOLUTION 215186, inviting bids for construction of concrete barrier on the eastbound ramp of West Mission Bay Drive to northbound Ingraham Street, in accordance with Specifications Document No. 753949, was adopted on motion of Councilman Haro.

(Item 56)

RESOLUTION 215187, inviting bids for tiny tots equipment and site modifications - various parks, in accordance with Specifications Document No. 753950, was adopted on motion of Councilman Haro.

(Item 57)

RESOLUTION 215188, inviting bids for construction of Mount Hope Cemetery - Equipment Garage Addition, in accordance with Specifications Document No. 753951, was adopted on motion of Councilman Haro.

(Item 58 - First time)

RESOLUTION 215189, inviting bids for Mission Bay Park - Tecolote Shores, in accordance with Specifications Document No. 753952, was adopted on motion of Councilman Haro.

(Item 59)

RESOLUTION 215190, authorizing an amendment to agreement with American Assets, Inc., Dixieline Financial Inc., Art Leitch Investors, and J. Andrew Kitzman and Hazel Kitzman, for the installation and completion of public improvements in the subdivision known as San Diego Mission Apartments, was adopted on motion of Councilman Haro.

(Item 60)

The following Resolutions, relative to granting an extension of time to January 1, 1977 to Penasquitos, Inc. for completion of improvements in the following subdivisions, were adopted on motion of Councilman Haro:

RESOLUTION 215191, Genesee Highlands Unit No. 1; substituting Bond Nos. 002971 and 002976, issued by Covenant Mutual Insurance Company, in the amounts of \$295,906 and \$3,700, respectively, as Exhibit C in the agreement, and releasing Bond Nos. 139363 and 139364, issued by Argonaut Insurance Company;

RESOLUTION 215192, Genesee Highlands Unit No. 4; substituting Bond Nos. 002968 and 002977, issued by Covenant Mutual Insurance Company, in the amounts of \$605,313 and \$2,400, respectively, as Exhibit C in the agreement, and releasing Bond Nos. 139361 and 139362, issued by Argonaut Insurance Company;

RESOLUTION 215193, Genesee Highlands Unit No. 5; substituting Bond Nos. 002970 and 002979, issued by Covenant Mutual Insurance Company, in the amounts of \$229,168, and \$1,000, respectively, as Exhibit C in the agreement, and releasing Bond Nos. 139359 and 139360 issued by Argonaut Insurance Company; and

RESOLUTION 215194, Genesee Highlands Unit No. 6; substituting Bond Nos. 002969 and 002978, issued by Covenant Mutual Insurance Company, in the amounts of \$146,661 and \$1,000, respectively, as Exhibit C in the agreement, and releasing Bond Nos. 139365 and 139366, issued by Argonaut Insurance Company.

(Item 61)

RESOLUTION 215195, granting an extension of time to December 31, 1976 to The Christiana Companies, Inc. for completion of improvements in Villa Trinidad Unit No. 5 Subdivisions, was adopted on motion of Councilman Haro.

(Item 62)

The following Resolutions, relative to land acquisitions and improvements in San Diego Park District No. 16 (Hendrix Park), were adopted on motion of Councilman Haro:

RESOLUTION 215196, declaring Intention to order certain acquisitions and improvements pursuant to the San Diego Park District Procedural Ordinance of 1969; describing the district to be benefited by the acquisitions and improvements and to be assessed to pay the cost and expense thereof; determining that bonds shall be issued under the Improvement Act of 1911 to represent unpaid assessments; providing for the use of any surplus amount remaining in the improvement fund after completion of the improvement; and referring the proposed improvement to the Superintendent of Streets to make and file a written report; and

RESOLUTION 215197, approving a report prepared pursuant to the San Diego Park District Procedural Ordinance of 1969; and fixing the time and place for hearing protests and objections to the acquisitions, improvements, diagram and assessment described and contained in said report and whether public convenience and necessity requires such acquisitions and improvements and giving notice thereof.

(Item 63)

RESOLUTION 215198, authorizing an agreement with Herman Kimmel & Associates, Inc. for engineering design of traffic signal and safety lighting systems at Sixth Avenue, at Balboa Drive-Upas Street, and Palm Avenue at Piccard Street; authorizing the expenditure of \$3,550 and \$2,750 out of Capital Outlay Fund No. 245 and Gas Tax Fund No. 220 for above-referenced services, was adopted on motion of Councilman Haro.

(Item 64)

RESOLUTION 215199, authorizing an agreement with George S. Nolte and Associates for engineering services for the Catalina Pump Plant project; authorizing the Auditor and Comptroller to transfer within Water Revenue Fund 502 the sum of \$2,452 from the Unallocated Reserve (69.97) to C.I.P. Project No. 72-049; and authorizing the expenditure of not more than \$22,452 from Water Revenue Fund 502 (Project No. 72-049) for above-referenced services, was adopted on motion of Councilman Haro.

(Item 65)

RESOLUTION 215200, authorizing an agreement with Rick Engineering Company for professional engineering services for design of the improvement to the Mission Valley Bikeway, from Fashion Valley Road to I-805, approximately 2,000 feet east of I-805 to connect with existing Camino del Rio North; authorizing the expenditure of \$17,000 out of Transportation Fund No. 2720 for above-referenced services, was adopted on motion of Councilman Haro.

(Item 66)

RESOLUTION 215201, authorizing an agreement with Wilsey & Ham for professional engineering services for design of improvements to the Rose Creek Bikeway, Phases 1 through 3; authorizing the expenditure of \$18,000 out of Capital Outlay Fund No. 245 for above-referenced services, was adopted on motion of Councilman Haro.

(Item 67)

RESOLUTION 215202, authorizing an agreement with the State of California, acting by and through its Department of Transportation, to include in State's construction of State Highway 75 the roadway construction of Picador Boulevard, from Route 75 to 1050 feet north; authorizing the expenditure of \$49,220 out of Gas Tax Fund No. 220 for above-referenced expenses, said funds to be reimbursed by any recovery from Princess Park Estates, Inc. or its surety, was adopted on motion of Councilman Haro.

(Item 68)

RESOLUTION 215203, authorizing an agreement with The Atchison, Topeka and Santa Fe Railway Company regarding the widening of Miramar Road at PUC Crossing No. 2-253.80-C, and the maintenance of railroad crossing protection signals at said crossing; authorizing the expenditure of \$39,000, including \$20,000 previously authorized in Resolution No. 213046, now rescinded, out of Gas Tax Fund 220 for said purpose; rescinding Resolution No. 213046, adopted April 17, 1975, was adopted on motion of Councilman Haro.

(Item 69)

RESOLUTION 215204, authorizing the City Auditor and Comptroller to transfer \$500 within Fund 100 from the Unallocated Reserve (53.30) to the Allocated Reserve (53.20) to augment Resolution No. 213909 for expenses incurred by the law firm of White, Price, Peterson & Robinson, legal counsel for the City Manager in connection with the case of City Council of The City of San Diego v. Hugh McKinley, et al, was adopted on motion of Councilman Haro.

(Item 70)

RESOLUTION 215205, authorizing the City Auditor and Comptroller to transfer \$500 within Fund 100 from the Unallocated Reserve (53.30) to the Allocated Reserve (53.20) to augment Resolution No. 213910 for expenses incurred by the law firm of McDonald, Riddle, Hecht & Worley, legal counsel for the City Council in connection with the case of City Council of The City of San Diego v. Hugh McKinley, et al, was adopted on motion of Councilman Haro.

(Item 71)

RESOLUTION 215206, renaming Ford Street, between Kearny Mesa Road and Magnatron Boulevard - MAGNATRON BOULEVARD, was adopted on motion of Councilman Haro.

(Item 73)

RESOLUTION 215207, excusing Mayor Pete Wilson from the Council meeting of Thursday, January 29, 1976, to attend the League of California Cities Board of Directors meeting in Sacramento, was adopted on motion of Councilman Haro.

(Item 74)

RESOLUTION 215208, excusing Councilman Jess Haro from the Council meeting of Thursday, February 5, 1976, to attend the Conference of Border Mayors ~~to be~~ held in El Paso, Texas on February 5, 6 and 7, 1976, as the City's representative, was adopted on motion of Councilman Haro.

(Item 76)

The following Resolutions, relative to the Final Subdivision Map of La Jolla Alta PRD Unit No. 3, were adopted on motion of Councilman Haro:

RESOLUTION 215209, authorizing an agreement with Techbilt Construction Corp., for completion of improvements in La Jolla Alta PRD Unit No. 3, a 2-lot subdivision, located between Cordona Drive and Alta La Jolla Drive; and

RESOLUTION 215210, approving the final map of La Jolla Alta PRD Unit No. 3.

(Item 77)

The following Resolutions, relative to the Final Subdivision Map of La Jolla Alta PRD Unit No. 4, were adopted on motion of Councilman Haro:

RESOLUTION 215211, authorizing an agreement with Techbilt Construction Corp., for completion of improvements in La Jolla Alta PRD Unit No. 4, a 1-lot subdivision located east of Cordona Drive and north of Alta La Jolla Drive; and

RESOLUTION 215212, approving the final map of La Jolla Alta PRD Unit No. 4.

(Item 58 - Second time)

City Manager McKinley answered questions directed by the Council relative to Item 58.

(Item 72)

A proposed Resolution, excusing Councilman Gade from the Public Services and Safety Committee meeting of Wednesday, January 28, 1976, to undergo required City physical examination, was presented.

On motion of Councilman Haro, said proposed Resolution was filed.

(Item 101)

A proposed Resolution, authorizing Utilities Agreement No. 18632 with the State Department of Transportation for relocation of sewer facilities on Interstate 5 between 0.2 mile south of 8th Street in National City and 0.1 mile north of Chollas Creek in San Diego; and on Route 15 between Interstate 5 and Imperial Avenue; authorizing the Auditor and Comptroller to transfer within the Sewer Revenue Fund No. 506 the sum of \$190,977 from the Unallocated Reserve (69.97) to Sewer C.I.P. City Force and Contract (64.92); and the expenditure of \$504,943 out of Sewer Revenue Fund No. 506 for the purpose of providing funds for said project, was presented.

Councilman Williams presented report of the Transportation and Land Use Committee and answered questions directed by the Council.

RESOLUTION 215213, authorizing Utilities Agreement No. 18632 with the State Department of Transportation for relocation of sewer facilities on Interstate 5 between 0.2 mile south of 8th Street in National City and 0.1 mile north of Chollas Creek in San Diego; and on Route 15 between Interstate 5 and Imperial Avenue; authorizing the Auditor and Comptroller to transfer within the Sewer Revenue Fund No. 506 the sum of \$190,977 from the Unallocated Reserve (69.97) to Sewer C.I.P. City Force and Contract (64.92); and the expenditure of \$504,943 out of Sewer Revenue Fund No. 506 for the purpose of providing funds for said project, was adopted on motion of Councilman Ellis by the following vote: Yeas-Councilmen Hubbard, Williams, Gade, Ellis, Haro, and Acting Mayor Johnson. Nays-Councilman Morrow. Absent-Councilwoman O'Connor and Mayor Wilson.

(Item 102)

A proposed Resolution, authorizing a Lease Agreement with Rohr Industries, Inc., for a portion of Brown Field consisting of 285,000 square feet for use as a base of operation for testing jet aircraft engines, related accessories and components and for wind tunnel testing and the erection and demonstration of a prototype 10 meter antenna, at a rental of \$712.50 per month for a term of five years, was presented.

City Manager McKinley and Ben Hagar, Property Department, answered questions directed by the Council.

RESOLUTION 215214, authorizing a Lease Agreement with Rohr Industries, Inc., for a portion of Brown Field consisting of 285,000 square feet for use as a base of operation for testing jet aircraft engines, related accessories and components and for wind tunnel testing and the erection and demonstration of a prototype 10 meter antenna, at a rental of \$712.50 per month for a term of five years, was adopted on motion of Councilman Ellis by the following vote: Yeas-Councilmen Hubbard, Williams, Gade, Ellis, and Acting Mayor Johnson. Nays-Councilmen Morrow and Haro. Absent-Councilwoman O'Connor and Mayor Wilson.

(Item 103)

A proposed Resolution, endorsing the following San Diego Coastal Acquisition List (coastal parklands) recommended by State Coastal Commission staff; and urging that the California Coastal Zone Conservation Commission adopt the proposed acquisition list for inclusion in the proposed State-wide Bond Issue: San Onofre State Park, San Luis River Marsh, Buena Vista Lagoon, Agua Hedionda Lagoon, Ecke Beach, South Carlsbad State Beach, Batiquitos Lagoon, North County Beach Access, Sea Cliff County Park, San Elijo Lagoon, Cardiff State Beach, San Dieguito Lagoon, Snake Wall, Crest Canyon, Anderson Triangle and Canyon, Baldwin and adjacent properties, Torrey Pines Extension (6 parcels), Sandstone Bluffs, Connection to Torrey Pines Reserve, Del Mar Bluffs, Los Penasquitos Lagoon, Cabrillo National Monument, North Island Beach Frontage, Silver Strand State Beach, Sweetwater Marsh, South Bay Salt Ponds, Tijuana Estuary, Point Loma (Transfer from U.S. Navy), Ladera Street Park, was presented.

Discussion followed.

City Attorney Witt answered questions directed by the Council.

Mary Kelley appeared to speak.

The motion of Councilman Haro to continue the proposed Resolution to February 4, 1976, for full Council, was not voted on at this time.

Mary Kelley appeared to speak.

The motion of Councilman Haro to continue the proposed Resolution to February 4, 1976, for full Council, failed due to lack of five affirmative votes by the following vote: Yeas-Councilmen Williams, Morrow, Haro, and Acting Mayor Johnson. Nays-Councilmen Hubbard, Gade, and Ellis. Absent-Councilwoman O'Connor and Mayor Wilson.

The motion of Councilman Hubbard to adopt the proposed Resolution, was not voted on at this time.

City Attorney Witt answered questions directed by the Council.

The motion to adopt the proposed Resolution failed by the following vote: Yeas-Councilmen Williams and Haro. Nays-Hubbard, Morrow, Gade, Ellis, and Acting Mayor Johnson. Absent-Councilwoman O'Connor and Mayor Wilson.

(Item 104)

A proposed Resolution, approving the release and reconveyance of certain unimproved real property from the lien of the indenture of mortgage and deed of trust between Villa View Community Hospital, Incorporated, and Crocker National Bank as Trustee, dated July 1, 1973, was presented.

Assistant to the City Manager Breslauer and Committee Consultant Wilken answered questions directed by the Council.

The motion of Councilman Williams to adopt the proposed Resolution was not voted on at this time.

Discussion followed.

RESOLUTION 215215, approving the release and reconveyance of certain unimproved real property from the lien of the indenture of mortgage and deed of trust between Villa View Community Hospital, Incorporated, and Crocker National Bank as Trustee, dated July 1, 1973, was adopted on motion of Councilman Williams.

The Council considered Items 150 and 151 simultaneously.

(Items 150 and 151)

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 surplus prior-year funds encumbered therein to and within the Human Resources Department for the purpose of augmenting 05.61, Human Care Services Program, Southeast Involvement Project; and

A proposed Resolution, authorizing an expenditure of \$49,000 out of General Fund No. 100 for the purpose of extending the operation of the Southeast Involvement Project from February 1, 1976, through June 30, 1976, were presented.

City Manager McKinley answered questions directed by the Council.

A proposed Ordinance, amending Ordinance No. 11650 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1975-76 and Appropriating the Necessary Money to Operate The City of San Diego for Said Fiscal Year," by transferring surplus prior-year funds encumbered therein to and within the Human Resources Department for the purpose of augmenting 05.61, Human Care Services Program, Southeast Involvement Project, was introduced on motion of Councilman Haro by the following vote: Yeas-Councilmen Hubbard, Williams, Morrow, Gade, Ellis, Haro, and Acting Mayor Johnson. Nays-None. Absent-Councilwoman O'Connor and Mayor Wilson; and

RESOLUTION 215216, authorizing an expenditure of \$49,000 out of General Fund No. 100 for the purpose of extending the operation of the Southeast Involvement Project from February 1, 1976, through June 30, 1976, was adopted on motion of Councilman Haro.

(Item 152)

A proposed Resolution, inviting bids for furnishing Workmen's Compensation Insurance for CETA employees as may be required for a period of one year beginning February 27, 1976, in accordance with Specifications Document No. 753953, was presented.

City Manager McKinley answered questions directed by the Council.

The motion of Councilman Haro to adopt the proposed Resolution was not voted on at this time.

(Item 152 - Continued)

City Manager McKinley and Bob Walters, Employee Services, answered questions directed by the Council.

RESOLUTION 215217, inviting bids for furnishing Workmen's Compensation Insurance for CETA employees as may be required for a period of one year beginning February 27, 1976 in accordance with Specifications Document No. 753953, was adopted on motion of Councilman Haro.

(Item 153)

The following proposed Resolutions, relative to Linda Vista Redevelopment Project, were presented: a - Certifying that the information contained in the Environmental Negative Declaration No. 75-01-00.18BG 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 b - Authorizing the City Auditor to transfer the sum of \$230,468, out of Community Development Block Grant Fund No. 2910 to Redevelopment Fund No. 985 as an advance to be repaid from tax increment or other project revenues for the purpose of implementing said project; authorizing the City Auditor to transfer the sum of \$110,000 from Block Grant Fund No. 209 to Redevelopment Agency Fund No. 985 as an advance to be repaid from tax increment or other project revenues, for the purpose of implementing said project, said transfer of funds is contingent upon approval by the Department of Housing and Urban Development (HUD) of the City's Second Program Year Block Grant application; authorizing the City Auditor to transfer the sum of \$605,000 from the contingency reserve of Fund No. 290 to Redevelopment Agency Fund No. 985 as an advance to be repaid from tax increment or other project revenues, for the purpose of implementing said project, said transfer of funds is contingent upon approval by the Department of Housing and Urban Development (HUD) of the City's Second Program Year Block Grant application; approving the scope of services, budget, and work program for said project.

City Manager McKinley stated a revised Resolution had been presented and answered questions directed by the Committee.

RESOLUTION 215218, certifying that the information contained in Environmental Negative Declaration No. 75-01-00.18BG 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 215219, authorizing the City Auditor to transfer the sum of \$230,468, out of Community Development Block Grant Fund No. 2910 to Redevelopment Fund No. 985 as an advance to be repaid from tax increment or other project revenues for the purpose of implementing said project; authorizing the City Auditor to transfer the sum of \$110,000 from Block Grant Fund No. 290 to Redevelopment Agency Fund No. 985 as an advance to be repaid from tax increment or other project revenues, for the purpose of implementing said project, said transfer of funds is contingent upon approval by the Department of Housing and Urban Development (HUD) of the City's Second Program Year Block Grant application; authorizing the City Auditor to transfer the sum of \$605,000 from the contingency reserve of Fund No. 290 to Redevelopment Agency Fund No. 985 as an advance to be repaid from tax increment or other project revenues, for the purpose of implementing said project, said transfer of funds is contingent upon approval by the Department of Housing and Urban Development (HUD) of the City's Second Program Year Block Grant application; approving the scope of services, budget, and work program for said project, were adopted on motion of Councilman Haro by the following vote: Yeas-Councilmen Hubbard, Williams, Gade, Ellis, Haro, and Deputy Mayor Johnson. Nays-None. Absent-Councilwoman O'Connor and Mayor Wilson. Councilman Morrow was excused from voting due to a possible conflict of interest.

(Item 154)

A proposed Resolution, authorizing an Assignment with Economic Development Corporation, whereby EDC assigns to City all its rights contained in that certain deed executed by EDC as Grantor to Kyocera International, Inc.,; approving the acceptance by the City Manager of Deed of Kyocera International, Inc., bearing date of December 22, 1975, conveying to City Lot 1 of City of San Diego Industrial Park Unit No. 1; authorizing the expenditure of \$709,174 from Trust Fund No. 314 for the purpose of repurchasing the above described property, was presented.

City Manager McKinley and Assistant Property Director Hagar answered questions directed by the Committee.

Councilwoman O'Connor entered the Meeting.

Jim Cavelle appeared to speak.

RESOLUTION 215220, authorizing an Assignment with Economic Development Corporation, whereby EDC assigns to City all its rights contained in that certain deed executed by EDC as Grantor to Kyocera International, Inc.; approving the acceptance by the City Manager of Deed of Kyocera International, Inc., bearing date of December 22, 1975, conveying to City Lot 1 of City of San Diego Industrial Park Unit No. 1; authorizing the expenditure of \$709,174 from Trust Fund No. 314 for the purpose of repurchasing the above described property, was adopted on motion of Councilman Williams.

At this time the Deputy Mayor read the General Notice relative to appointments.

The Mayor shall place on the Council docket of Wednesday, February 11, 1976, for Council confirmation the reappointment of Ron Del Principe and Oscar Padilla to the Planning Commission for four-year terms ending January 28, 1980.

(Item 155 - Supplemental Docket)

The following Resolutions, continued from the Meeting of January 21, 1976 at the City Manager's request, relative to streets in connection with Subdivision of La Jolla Alta PRD Unit No. 2, were presented: a - Renaming a portion of Parkview Drive westerly of Soledad Road, and all of Calle Aventura from Calle Delicada to Calle Miramar, to ALTA LA JOLLA DRIVE; b - Approving the acceptance by the City Manager of Deed of Title Insurance and Trust Company (street purposes) - ALTA LA JOLLA DRIVE; and c - Approving the acceptance by the City Manager of Deed of Title Insurance and Trust Company (street purposes) - CARDENO DRIVE and ALTA LA JOLLA DRIVE.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 215221, renaming a portion of Parkview Drive westerly of Soledad Road, and all of Calle Aventura from Calle Delicada to Calle Miramar, to ALTA LA JOLLA DRIVE;

RESOLUTION 215222, approving the acceptance by the City Manager of Deed of Title Insurance and Trust Company (street purposes) - ALTA LA JOLLA DRIVE; and

RESOLUTION 215223, approving the acceptance by the City Manager of Deed of Title Insurance and Trust Company (street purposes) - CARDENO DRIVE and ALTA LA JOLLA DRIVE, were adopted on motion of Councilman Gade.

(Unanimous Consent No. 1)

By Unanimous Consent granted to Councilwoman O'Connor, a proposed Resolution, excusing Councilwoman Maureen O'Connor from the Rules Committee meeting of February 2, 1976, and from the Housing and Redevelopment meeting of February 2, 1976, for the purpose of traveling to Sacramento on legislative matters, was presented.

RESOLUTION 215224, excusing Councilwoman Maureen O'Connor from the Rules Committee meeting of February 2, 1976, and from the Housing and Redevelopment meeting of February 2, 1976, for the purpose of traveling to Sacramento on legislative matters, was adopted on motion of Councilman Haro.

(Unanimous Consent No. 2)

By Unanimous Consent granted to Mayor Wilson, a Special Order of Business for the Council Meeting of January 29, 1976, 8:30 a.m. to allow a presentation by Anne Russell, director of the federal Department of Health, Education and Welfare's bicentennial project, of a certificate to the City Council officially recognizing Fronteras 76 as a project of national and international significance, was presented.

On motion of Councilman Morrow, the Council voted to allow as a Special Order of Business on Thursday, January 29, 1976, a presentation by Anne Russell, director of the federal Department of Health, Education and Welfare's bicentennial project, of a certificate to the City Council officially recognizing Fronteras 76 as a project of national and international significance.

(Unanimous Consent No. 3)

By Unanimous Consent granted to City Attorney Witt, a proposed Resolution, authorizing the City Attorney to execute a release of all claims to settle the lawsuit against Pepper Industries, Inc., Industrial Cleaning Co., and P. W. Petter, Superior Court Number 362636, was presented.

RESOLUTION 215225, authorizing the City Attorney to execute a release of all claims, as may be necessary to settle the lawsuit against Pepper Industries, Inc., Industrial Cleaning Co., and P. W. Pepper, Superior Court Number 362636, was adopted on motion of Councilman Morrow.

(Unanimous Consent No. 4)

By Unanimous Consent granted to Councilman Ellis, a proposed Resolution, excusing Councilman Jim Ellis from the meetings of the Rules Committee, the Housing Authority and Redevelopment Agency, and the Transportation and Land Use Committee on February 2 and 3, 1976, was presented.

RESOLUTION 215226, excusing Councilman Jim Ellis from the meetings of the Rules Committee, the Housing Authority and Redevelopment Agency, and the Transportation and Land Use Committee on February 2 and 3, 1976, was adopted on motion of Councilman Haro.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Morrow at 3:29 p.m.

Charles J. Delaplanche

City Clerk of The City of San Diego, California