

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, MARCH 31, 1976
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
8:30 A.M.

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

Mayor Wilson called the Regular Meeting to order at 2:01 p.m.

(Item 100)

Roll call was taken.

(Item 101)

RESOLUTION 215629, authorizing Suggestion Awards and making a presentation to the following employees: Duane M. Wolfe, Transportation Department, \$400, presented by Councilman Johnson; Manuel C. Guaderrama, Police Department, \$350, presented by Councilman Morrow, was adopted on motion of Councilman Ellis.

(Item 102)

RESOLUTION 215630, authorizing Suggestion Awards to the following employee: Buddy L. Carroll, Police Department, \$35, was adopted on motion of Councilman Morrow.

There were no requests for continuances.

The Council considered the portion of the Consent Agenda dealing with Ordinances introduced at a previous meeting, ready for dispensing with the reading and adoption, which consisted of Items 120, 121, 122, and 123.

The following Ordinances were introduced at the Meetings of March 16, 1976 on Item 120 and March 17, 1976 on Items 121, 122, and 123.

Reading in full was dispensed with by a vote of not less than a majority of the members elected to the Council and there was available for the consideration of each member of the Council and the public prior to the day of their passage, a written or printed copy of each Ordinance.

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

(Item 120 - CASE NO. 48-76-1)

ORDINANCE 11822 (New Series), incorporating a portion of the west 15 acres of the Southeast 1/4 of the Northeast 1/4 of Section 1, Township 19 South, Range 2 West, S.B.B.M., into C-1 Zone, as defined by Section 101.0430.1 of the San Diego Municipal Code and repealing Ordinance No. 8028 (New Series), adopted December 18, 1958, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 121)

ORDINANCE 11823 (New Series), amending Chapter II, Article 2, of the San Diego Municipal Code by adding Section 22.0209 relating to Alterations in Contracts.

(Item 122)

ORDINANCE 11824 (New Series), amending Chapter II, Article 6 of the San Diego Municipal Code by amending Section 26.02 relating to the Historical Site Board.

(Item 123)

ORDINANCE 11825 (New Series), amending Chapter IV, Article 1 of the San Diego Municipal Code by repealing Section 41.09; by amending Sections 41.08.1, 41.08.2, 41.12 and 41.13; and by adding Sections 41.09 and 41.16.1, all relating to Regulations for Food Handlers.

The Council considered the portion of the Consent Agenda dealing with Resolutions, which consisted of Items 150, 151, 153, 154, 155, 157, 159, 159, 159, 160, 161, 162, 163, 164, 165, 166, 200, and 201.

(Item 150)

The following Resolutions relative to Awarding Contracts, were adopted on motion of Councilman Haro:

RESOLUTION 215631, Hydro-Mechanical Co., for modifications to the Miramar Water Filtration Plant, for the sum of \$268,000; authorizing the expenditure of \$340,720 out of Water Revenue Fund No. 502 for said purpose; authorizing the Auditor and Comptroller to transfer \$62,280 from CIP 72-08.1 to Water Revenue Fund No. 502 Unallocated Reserve; and

RESOLUTION 215632, authorizing the use of City Forces to do all the work of shutting down and reactivating the Filtration Plant at different stages of the project, as required in connection with modifications to the Miramar Water Filtration Plant; cost of said work shall not exceed \$15,000.

(Item 151)

RESOLUTION 215633, awarding a contract to Toro Pacific Dist., Pacific Products Inc. and Hydro-scape Products, for the purchase of lawn sprinklers and sprinkler repair parts for a period of one year ending April 30, 1977, for an actual estimated cost, including tax and terms, of \$72,500, with an option to renew for an additional year on Hydro-scape Products subject to an escalation not to exceed 50% of bid prices, was adopted on motion of Councilman Haro.

(Item 152)

The following Resolutions relative to Awarding Contracts, were adopted on motion of Councilman Haro:

RESOLUTION 215649, Redondo Electric, for Mira Mesa High School - Tennis Court Lights, for the sum of \$23,725;

RESOLUTION 215650, Sunlight Electric Supply Co., Inc. for the purchase of lamps as may be required for a period of one year ending March 31, 1977, for an estimated cost for City's portion of \$58,884.06, including tax and terms; and

RESOLUTION 215651, Olin Corporation, for the purchase of fuses for a period of one year ending March 31, 1977, for an estimated cost (one year-City only), including tax and terms, of \$46,410.98; with an option to renew for five additional one year periods with escalation each year not to exceed 20%.

(Item 153)

RESOLUTION 215634, inviting bids for Balboa Park improvements for Organ Pavilion, Gold Gulch, Casting Pool Areas and Art Pratt Memorial Foundation Handicapped Play Area, in accordance with Specifications Document No. 754694, was adopted on motion of Councilman Haro.

(Item 154)

RESOLUTION 215635, inviting bids for Collier Park West Neighborhood Park - Phase I, in accordance with Specifications Document No. 754695, was adopted on motion of Councilman Haro.

(Item 155)

RESOLUTION 215636, inviting bids for the construction of sidewalk in Washington Place, north side, adjacent to Mission Hills Park, in accordance with Specifications Document No. 754696, was adopted on motion of Councilman Haro.

(Item 157)

RESOLUTION 215637, inviting bids for construction of Traffic Signal and Safety Lighting Systems at Rancho Bernardo Road and West Bernardo Drive, in accordance with Specifications Document No. 754698, was adopted on motion of Councilman Haro.

(Item 158)

RESOLUTION 215638, authorizing an agreement with The Regents of the University of California to provide for City Lifeguard Services on the beach adjacent to the University of California, Scripps Institution of Oceanography, for the period April 10 through October 31, 1976, was adopted on motion of Councilman Haro.

(Item 159)

RESOLUTION 215639, authorizing an agreement with Leonard Johnson for the construction of certain improvements on the center island of the cul-de-sac of the 4300 block of Ridgeway Drive; commending Leonard Johnson for this act of civic generosity and publicly expressing on behalf of the citizens of San Diego a debt of gratitude to him, was adopted on motion of Councilman Haro.

(Item 160)

RESOLUTION 215640, authorizing to do by City Forces all necessary work in conjunction with the construction of 180 feet of 6-inch Water Main in Gifford Way to Revere Development School; authorizing the expenditure of \$4,616 out of Water Revenue Fund 502 for said project, was adopted on motion of Councilman Haro.

(Item 161)

RESOLUTION 215641, authorizing the Auditor and Comptroller to expend the sum of \$89,327.03 from the Deposit Trust Fund 3021, and further, make appropriate adjustments to the departments of The City of San Diego in a sum not to exceed \$3,000, for the purpose of making premium payments to California Western States Insurance Company on behalf of covered City employees for seven pay periods, was adopted on motion of Councilman Haro.

(Item 162)

RESOLUTION 215642, 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 north side of Clairemont Mesa Boulevard, between Convoy Street and Mercury Street; authorizing the installation of the necessary signs and markings on said street, was adopted on motion of Councilman Haro.

(Item 163)

RESOLUTION 215643, 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 east side of La Jolla Shores Drive, between Azul Street and the north line of 9563; on the west side of Poole Street, from La Jolla Shores Drive to the north property line of 9472 Poole Street; and the east side of Poole Street, from La Jolla Shores Drive to the north property line of 9535 Poole Street; authorizing the installation of the necessary signs and markings on said streets, was adopted on motion of Councilman Haro.

(Item 164)

RESOLUTION 215644, requesting a supplemental allocation of State participation funds for the replacement of a grade separation crossing on Miramar Road at The Atchison, Topke and Santa Fe Railway's Crossing No. 2-252.9-A in an amount equal to the State's apportioned share of the excess costs over the amount previously allotted pursuant to this Council's request in Resolution No. 206250, was adopted on motion of Councilman Haro.

(Item 165)

RESOLUTION 215645, authorizing a representative of the Police Department to travel to Quantico, Virginia, during the period of May 2 through 28, 1976, for the purpose of attending the School for Police Law Specialists at the F.B.I. Academy; total cost of said travel, excluding salary, shall be reimbursed to the City by the F.B.I., was adopted on motion of Councilman Haro.

(Item 166)

RESOLUTION 215646, authorizing a representative of the Transportation Department to serve on an advisory panel for a federally-funded project entitled "Urban Intersection Improvement for Pedestrian Safety," in Washington, D.C., May 4 and 5, 1976, at no expense to the City, was adopted on motion of Councilman Haro.

(Item 200)

RESOLUTION 215647, authorizing an agreement with The Balboa Tennis Club for the purpose of cooperative construction of certain improvements at the Morley Field Tennis Club; authorizing the expenditure of \$11,000 from the Capital Outlay Fund No. 245, for the City's share of the cost of the project, was adopted on motion of Councilman Haro.

(Item 201)

RESOLUTION 215648, cosponsoring with The Mexican Civic Association of San Diego, the annual Mexican Independence Day celebration ("Fiestas Patrias"), to be held in the Organ Pavilion, Balboa Park, on September 15, 1976, and waiving the rental fee in the amount of \$25 for the aforementioned facility, was adopted on motion of Councilman Haro.

(Item 152)

The following Resolutions relative to Awarding Contracts: a) Redondo Electric, for Mira Mesa High School - Tennis Court Lights, for the sum of \$23,725; b) Sunlight Electric Supply Co., Inc. for the purchase of Lamps as may be required for a period of one year ending March 31, 1977, for an estimated cost for City's portion of \$58,884.06, including tax and terms; and c) Olin Corporation, for the purchase of Fusees for a period of one year ending March 31, 1977, for an estimated cost (one year - City only), including tax and terms, of \$46,410.98; with an option to renew for five additional one year periods with escalation each year not to exceed 20%, were presented.

City Manager McKinley answered questions directed by the Council.

The following Resolutions relative to Awarding Contracts, were adopted on motion of Councilman Morrow:

RESOLUTION 215649, Redondo Electric, for Mira Mesa High School - Tennis Court Lights, for the sum of \$23,725;

RESOLUTION 215650, Sunlight Electric Supply Co., Inc. for the purchase of Lamps as may be required for a period of one year ending March 31, 1977, for an estimated cost for City's portion of \$58,884.06, including tax and terms; and

RESOLUTION 215651, Olin Corporation, for the purchase of Fusees for a period of one year ending March 31, 1977, for an estimated cost (one year - City only), including tax and terms, of \$46,410.98; with an option to renew for five additional one year periods with escalation each year not to exceed 20%.

(Item 156)

A proposed Resolution inviting bids for Street Median Landscaping - Citywide (75/76) - Specifications Document No. 754697, was presented.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 215652, inviting bids for Street Median Landscaping - Citywide (75/76), in accordance with Specifications Document No. 754697, was adopted on motion of Councilman Ellis.

(Item 202)

A proposed Resolution, continued from the Meeting of March 10, 1976, for another report from the Public Services and Safety Committee, endorsing the joint application of the County of San Diego and the County of Imperial to be designated as the Health Systems Agency for the Health Service Area of said two counties pursuant to the National Health Planning and Resources Development Act of 1974, Public Law 93-741, was presented.

Mary Ellen Abbey appeared to speak in opposition to the proposed Resolution.

Councilwoman O'Connor left the Chambers.

Discussion followed.

Councilwoman O'Connor entered the Chambers.

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

Mr. Panarisi appeared to speak in favor of the proposed Resolution.

The previous motion by Councilman Haro to adopt the proposed Resolution, was withdrawn.

The motion of Councilman Haro to support the County's proposal with an amendment to include Councilman Morrow's proposal or wording substantially similar to that proposal, received no vote at this time.

Assistant City Attorney answered questions directed by the Council.

RESOLUTION 215653, endorsing the joint application of the County of San Diego and the County of Imperial to be properly and lawfully designated as the Health Systems Agency for the Health Service Area of said two counties pursuant to the National Health Planning and Resources Development Act of 1974, Public Law 93-641, on the condition that the application be revised to incorporate revisions similar to that proposed by Councilman Morrow in that memorandum dated March 22, 1976, was adopted on motion of Councilman Haro.

(Item 103)

Mayor Wilson welcomed twenty-seven students from Baker Elementary School, accompanied by Ms. Gloria Jackson and thirty students from Baker Elementary School, accompanied by Mr. John Chung.

Councilman Williams addressed the groups.

(Item 104)

The thirty-five students from Patrick Henry High School, accompanied by Mr. Arthur Polk did not appear in the Chambers.

(Item 203)

A proposed Resolution, directing the City Manager to communicate with all Landscape Architectural Organizations regarding the proceedings of the Design Consultant Selection Committee to ensure that all such landscape architecture organizations be put on the mailing list of said Committee and that all such organizations be requested to designate a candidate representative to the Selection Committee (one Landscape Representative to be chosen); and directing the Design Consultant Selection Committee to issue Progress Reports and Yearly Reports which set forth recipients and value of prime and subdesign consultant contracts in a manner consistent with the requirements provided for above, was presented.

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

City Manager McKinley answered questions directed by the Council.

RESOLUTION 215654, directing the City Manager to communicate with all Landscape Architectural Organizations regarding the proceedings of the Design Consultant Selection Committee to ensure that all such landscape architecture organizations be put on the mailing list of said Committee and that all such organizations be requested to designate a candidate representative to the Selection Committee (one Landscape Representative to be chosen); and directing the Design Consultant Selection Committee to issue Progress Reports and Yearly Reports which set forth recipients and value of prime and subdesign consultant contracts in a manner consistent with the requirements provided for above, was adopted on motion of Councilman Morrow.

(Item 250)

The following Resolutions relative to Awarding Contracts: a) Awarding a Contract to M. Arrieta & Son Inc. for Pacific Highway Pipeline for the sum of \$677,000; authorizing the transfer of \$321,000 within Water Revenue Fund (Fund No. 502) from the Unallocated Reserve (P.E. 69.79, Obj. Acct. 3495) to CIP City Force and Contract (P.E. 66.92, Obj. Acct. 3275); authorizing the expenditure of \$854,000 from Water Revenue Fund (Fund No. 502) for said purpose and related costs; and b) Authorizing the City Manager to do by City Forces all the work of performing operational checks and making connections where required; cost of said work shall not exceed \$46,100, were presented.

City Manager McKinley answered questions directed by the Council.

Water Utilities Director King answered questions directed by the Council.

The following Resolutions relative to Awarding Contracts, were adopted on motion of Councilman Haro:

RESOLUTION 215655, awarding a contract to M. Arrieta & Son Inc. for Pacific Highway Pipeline for the sum of \$677,000; authorizing the transfer of \$321,000 within Water Revenue Fund (Fund No. 502) from the Unallocated Reserve (P.E. 69.79, Obj. Acct. 3495) to CIP City Force and Contract (P.E. 66.92, Obj. Acct. 3275); authorizing the expenditure of \$854,000 from Water Revenue Fund (Fund No. 502) for said purpose and related costs; and

(Item 250 - Continued)

RESOLUTION 215656, authorizing the City Manager to do by City Forces all the work of performing operational checks and making connections where required, in connection with Pacific Highway Pipeline; cost of said wrk shall not exceed \$46,100.

(Item 251)

A proposed Resolution, authorizing a Resolution instructing the City's delegates to the Regional Employment and Training Consortium Policy Board to ask for rescission of the Board's February 2, 1976, action restricting all hiring under Titles II and VI of the Comprehensive Employment and Training Act (CETA) to persons who meet the definition of Economically Disadvantaged, was presented.

Councilman Morrow left the Chambers.

Personnel Director Williams answered questions directed by the Council.

The motion by Councilman Haro to adopt the proposed Resolution, with amendment to delete the word "quota" and replace with the word "goal" on the first page of the Resolution, and delete the last sentence of the Resolution, died for lack of a second.

Assistant City Attorney Teaze and Personnel Director Williams answered questions directed by the Council.

The previous motion of Councilman Haro was withdrawn.

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

Personnel Director Williams answered questions directed by the Council.

Councilman Ellis left the Chambers.

The following Resolution was adopted on motion of Councilman Haro.

Council requested the Personnel Director to submit a report as to the number of people applying and the number rejected for failing to meet one of the sections of CETA regulations; and of those hired, how many eventually became permanent.

RESOLUTION 215657, immediately rescinding RETC policy on the exclusive employment of economically disadvantaged in order to promote full employment within the CETA Program and to continue the Affirmative Action efforts being realized by the achievement of CETA goals and objectives, and that while reviewing and establishing categorical employment goals, RETC make every effort to contact affected agencies for input, consider the achievement of reasonable percentages within the existing labor force, and emphasize future objectives through the revisions of goals, as opposed to instituting absolute quotas; directing the City Council its representatives on the Regional Employment & training Consortium Policy Board to take the necessary and appropriate action required to change said RETC policy which requires the exclusive employment of the "economically disadvantaged".

(Unanimous Consent No. 1)

By Unanimous Consent granted to the City Manager, the following Resolution was adopted on motion of Councilwoman O'Connor:-

RESOLUTION 215658, accepting the offer of Edward L. Speights Realty & Insurance Agency and authorizing the City Manager to execute a contract for CETA Employees Workmen's Compensation Insurance for a period of one year commencing April 1, 1976 at \$3.45 per \$100 of payroll.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned at 10:28 a.m., on motion of Councilman Gade.

Mayor of The City of San Diego, California

ATTEST:

Charles G. Robinson.
City Clerk of The City of San Diego, California

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, MARCH 31, 1976
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
2:00 P.M.

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

Deputy Mayor O'Connor called the Regular Meeting to order at 2:04 p.m.

(Item 301 - Docket of March 30, 1976)

Deputy Mayor O'Connor informed the Council that this item is going to be referred to the Public Facilities and Recreation Committee on April 12, 1976.

Deputy Mayor O'Connor recessed the Meeting at 2:05 p.m. into Executive Session, 12th Floor, Council Conference Room on pending litigation.

Upon reconvening at 2:35 p.m., the roll call showed Councilman Haro absent.

(Item 401 - CASE NO. FP/75-01)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply the Floodway (FW) Zone and the Floodplain Fringe (FPF) Overlay Zone to the San Dieguito River Floodplain. The area is generally bounded by the City of Del Mar on the west, unincorporated areas of the County of San Diego on the north and the east, and by Black Mountain Road on the south. It was reported that no written protests had been received.

Ken Klein, Planning Department and Engineering and Development Department Director Fowler answered questions directed by the Council.

The motion of Councilman Morrow to close the hearing, adopt the Environmental Impact Report, and introduce an Ordinance for FW and FPF Overlay Zoning, received no vote at this time.

Harriet Allen appeared to speak.

James F. Gleason, Environmental Quality Division, answered questions directed by the Council.

(Item 401 - CASE NO. FP/75-01 - Continued)

The hearing was closed on motion of Councilman Morrow, directed the City Manager and Planning Director to bring back a report to the Transportation and Land Use Committee on possible adverse effects to environmental factors that may arise from the application of the FW and FPF Overlay Zoning, and the following resolution adopted:

RESOLUTION 215659, certifying that the information contained in Environmental Impact Report No. 75-08-25C 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.

A proposed Ordinance, incorporating the San Dieguito River Floodplain, generally bounded by the City of Del Mar on the west, unincorporated areas of the County of San Diego on the north and east, into Floodway (FW) and Floodplain Fringe (FPF) Overlay Zones, as defined by Sections 101.0403 (New Series) and 101.0403.1 (New Series) of the San Diego Municipal Code, was introduced on motion of Councilman Morrow by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Gade, Ellis, and Mayor Wilson. Nays-None. Absent-Councilman Haro.

(Item 402 - T.M. 75-96)

The hour of 2:00 p.m. having arrive, the Mayor announced this was the time and place set for the hearing on the application of Raymond St. John for special permission to waive Underground Utility Requirements in connection with the Subdivision Map of Glidden Court Subdivision, located on Linda Vista Road between Glidden Court and Glidden Street, in the R-1-5 Zone.

J. F. McLaughlin, Engineering and Development Department, answered questions directed by the Council.

The hearing was closed on motion of Councilman Johnson and the following resolution adopted:

RESOLUTION 215660, granting the application of Raymond St. John for special permission to waive underground utility requirements in Glidden Court was adopted on motion of Councilman Johnson.

There being no further business to come before the Council at this time, by Unanimous Consent granted to the Mayor, the Regular Meeting was adjourned at 3:25 p.m., on motion of Councilman Johnson, in memory of Rev. Canon C. Rankin Barnes, Episcopal Priest, who passed away March 26, 1976.

Mayor of The City of San Diego, California

ATTEST:

Charles J. W. Johnson
City Clerk of The City of San Diego, California