

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, MAY 26, 1976
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE

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

Acting Mayor Johnson called the Regular Meeting to order at 8:47 a.m.

(Item 100)
Roll Call was taken.

(Item 103)
The Purchasing Agent reported on all bids opened Tuesday, May 25, 1976 for Paving and otherwise improving La Jolla Village Drive between Genesee Avenue and I-805 Freeway - three bids received.

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

The Council at this time considered requests for continuances: Item 254.

(Item 254)
OTHER RESOLUTIONS: (Continued from the Meeting of May 4, 1976.) Directing the City Manager to: (1) Proceed with plans to rebuild Fire Station 21 at its present location for the purpose of modernizing the facility and accommodating a truck company in addition to the existing engine company; and (2) Place a new project in the Capital Improvement Program to construct a new Fire Station with one engine company in the vicinity of Soledad Road and Soledad Mountain Road.

City Manager McKinley answered questions directed by the Council.
On motion of Councilman Gade, the proposed Resolution was continued to Wednesday, June 2, 1976, 2:00 p.m. Time Certain, to be heard with another item on the same subject.

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.

Items 120 and 121 were removed from the Consent Agenda.
There was discussion on Item 122.

The following Ordinances were introduced at the Meeting of May 12, 1976.

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

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

(Item 122)

ORDINANCE 11845 (New Series), establishing a Schedule of Compensation for Officers and Employees of The City of San Diego for the Fiscal Year 1976-77.

(Item 123)

ORDINANCE 11846 (New Series), 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 amending Document No. 750397, as adopted and amended therein, relating to Capital Improvements Program, Fund 725, by changing Project No. 21-417, entitled "Morley Field Tennis Clubhouse, Enlarge Men's Locker Room and Shower Facility," to read "Morley Field Tennis Center, Light Additional Tennis Courts and Construct Tennis Backboard."

The Council considered the portion of the Consent Agenda dealing with Ordinances to be Introduced, which consisted of Item 124:

(Item 124)

A proposed Ordinance, establishing a parking meter zone "A" and 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 south side of Russ Boulevard, between Twelfth Avenue and Sixteenth Street; authorizing the installation of the parking meters and the necessary signs and markings, was introduced on motion of Councilman Gade by the following vote: Yeas-Councilmen Hubbard, Williams, Morrow, Gade, and Acting Mayor Johnson. Nays-None. Absent-Councilmen O'Connor, Haro, and Mayor Wilson.

The Council considered that portion of the Consent Agenda dealing with Resolutions, which consisted of Items 150, 151, 152, 153, 154, 155, 156, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 200, 201, and 202.

There was discussion on Item 165.

(Item 150)

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

RESOLUTION 216022, T. B. Penick & Sons, Inc., for the Street Median Landscaping - Citywide (75/76), for the sum of \$247,000; authorizing the expenditure of \$123,400 out of Capital Outlay Fund (Fund 245) for said purpose and related costs;

RESOLUTION 216023, El Cajon Grading & Engineering Co., Inc., for the Construction of the La Pintura Drive Storm Drain for the sum of \$10,794; authorizing the expenditure of \$17,400 out of Storm Drain Bond Funds (Fund 727) for said purpose and related cost; authorizing the City Auditor and Comptroller to transfer \$16,820 from CIP No. 11-11-143(6) to CIP No. 90-727, Flood Control and Storm Drain Bond Fund Reserve; and

RESOLUTION 216024, Consolidated Facility Services, Inc., for furnishing complete landscape maintenance service for thirteen neighborhood parks for a period of twelve months ending May 31, 1977 for a total estimated cost of \$50,201.17, with option to renew the contract for an additional one year period.

(Item 151)

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

RESOLUTION 216025, Safeway Sign Co., for the purchase of reflectorized sheeting highway signs as may be required for the period of one year ending May 31, 1977, for an actual estimated cost, including tax and terms of \$25,630.54; and

RESOLUTION 216026, Western Scientific Associates for the purchase of one gas chromatograph with four detectors and accessories for a total cost, including tax and terms, of \$18,868.

(Item 152)

RESOLUTION 216027, authorizing the Purchasing Agent to advertise for sale 36 vehicles; said vehicles are so used, obsolete or depreciated as to be unfit or undesirable for use or retention by the City, was adopted on motion of Councilman Gade.

(Item 153)

The following Resolutions, relative to the Final Subdivision Map of Penasquitos Scene, were adopted on motion of Councilman Gade:

RESOLUTION 216028, authorizing an agreement with The William Lyon Company, for the completion of improvements in Penasquitos Scene, a 62-lot subdivision located on Carmel Mountain Road, east of Black Mountain Road; and

RESOLUTION 216029, approving the final map of Penasquitos Scene and acknowledging receipt of subdivider's assurance of compliance with the Affirmative Marketing Program.

(Item 154)

The following Resolutions, relative to the final subdivision map of Ardath La Jolla, were adopted on motion of Councilman Gade:

RESOLUTION 216030, authorizing an agreement with La Jolla Limited, for completion of improvements in Ardath La Jolla, a 1-lot subdivision located between Ardath Road and Torrey Pines Road; and

RESOLUTION 216031, approving the final map of Ardath La Jolla and acknowledging receipt of subdivider's assurance of compliance with the Affirmative Marketing Program.

(Item 155)

RESOLUTION 216032, granting an extension of time to June 1, 1977, to Avco Community Developers, Inc., for completion of improvements in Bernardo Town Center Unit No. 6, was adopted on motion of Councilman Gade.

(Item 156)

RESOLUTION 216033, authorizing sale by negotiation for the sum of \$350 to Palm Homes, Inc., of a portion of Lot 92, Las Alturas Villa Sites; authorizing the execution of a grant deed; and waiving the requirements of Council Policy 700-30 as to advertising and public notice, was adopted on motion of Councilman Gade.

(Item 157)

RESOLUTION 216034, vacating Las Lomas Street in the subdivision known as Sea Colony Point Loma under the Summary Vacation Procedure where that portion to be vacated has been superseded by relocation, was adopted on motion of Councilman Gade.

(Item 158)

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

RESOLUTION 216035, James S. Flow and Barbara A. Floe, John A. Schueler and Doreen L. Schueler (open space purposes); and

RESOLUTION 216036, Kaiser Foundation Hospitals (street purposes) - CRAWFORD STREET.

(Item 159)

RESOLUTION 216037, approving the acceptance by the City Manager of a deed of American Housing Guild - San Diego, conveying portions of Lots "E" and "F" of Partition of a Portion of Lot 70 of Rancho Mission; authorizing the expenditure of \$206,000 out of Capital Outlay Fund 245 and \$102 out of Park Fee Fund 14380 for acquisition of the above described property, was adopted on motion of Councilman Gade.

(Item 160)

RESOLUTION 216038, employing and appointing Franklin T. Hamilton as Special Bond Counsel in connection with the proceedings under the Municipal Improvement Act of 1913, for the improvement of Beyer Boulevard from Dairy Mart Road, to Interstate 805; that in the event the proposed proceedings described above fail to materialize or are abandoned prior to the issuance of bonds, the City shall be liable for payment for services and costs incurred in said employment in an amount not to exceed \$3,140; authorizing the expenditure of not to exceed \$3,140 out of Gas Tax Fund 220, for payment of the above-stated services and costs in the event the proposed proceedings fail to materialize or are abandoned prior to the issuance of bonds, was adopted on motion of Councilman Gade.

(Item 161)

RESOLUTION 216039, employing and appointing Richard A Burt as Special Bond Counsel in connection with the proceedings under the Municipal Improvement Act of 1913 for the improvement of Palm Avenue from Interstate 5 to Hawaii Avenue; that in the event the proposed proceedings described above fail to materialize or are abandoned prior to the issuance of bonds, the City shall be liable for payment for services and costs incurred in said employment in an amount not to exceed \$4,500; authorizing the expenditure of not to exceed \$4,500 out of Gas Tax Fund 220 for payment of the above-stated services and costs in the event the proposed proceedings fail to materialize or are abandoned prior to the issuance of bonds, was adopted on motion of Councilman Gade.

(Item 162)

RESOLUTION 216040, authorizing an Encroachment Agreement with the United States of America to permit construction of a sculpture to encroach in, under and upon the public right-of-way of "E" Street between Union and Front Streets, was adopted on motion of Councilman Gade.

(Item 163)

RESOLUTION 216041, authorizing the expenditure of \$82,160 out of Federal Revenue Sharing Fund 2383 for oil mix surfacing of unimproved streets in the older areas of the City, supplementing Resolution No. 210195 in this amount, was adopted on motion of Councilman Gade.

(Item 164)

RESOLUTION 216042, authorizing the expenditure of \$4,000 out of Capital Outlay Fund 245, for the purchase and installation of a backstop at Santa Clara Point and related installation costs, was adopted on motion of Councilman Gade.

(Item 165)

RESOLUTION 216043, authorizing the City Auditor and Comptroller to expend the sum of \$11,400 out of the Police Department's Fiscal 1976 budget for the purpose of sponsoring one-half the cost of the School Safety Patrol Summer Camp for City of San Diego School Safety Patrol members to be held at Camp Palomar, June 21 - July 9, 1976, was adopted on motion of Councilman Gade.

(Item 166)

RESOLUTION 216044, confirming the following appointments by the Mayor to the Housing Advisory and Appeals Board for two-year terms ending March 1, 1978:

Mary Christian Heising (Reappointment)

Albert Willis McCain (Reappointment)

Harold G. Sadler (Reappointment)

was adopted on motion of Councilman Gade.

(Item 167)

RESOLUTION 216045, confirming the following appointments by the Mayor to the Housing Advisory Board for two-year terms ending March 1, 1978:

Robert Rodriguez (Reappointment)

Beverly C. Yip (Reappointment)

Mary L. Boyd (Leased Housing Tenant)

Henry Codomo (Leased Housing Tenant-over 62)

was adopted on motion of Councilman Gade.

(Item 168)

RESOLUTION 216046, confirming the appointment by the Mayor of Dr. Melinda S. Sprague to the Quality of Life Board for a term ending March 1, 1977, to fill the vacancy created by Dr. Virginia G. Flagg's resignation, was adopted on motion of Councilman Gade.

(Item 169)

RESOLUTION 216047, excusing Councilman Gil Johnson from the Special Public Services and Safety Committee Meeting of May 21, 1976, in order to attend the regularly scheduled meeting of the San Diego Coast Regional Commission as the Council's representative, was adopted on motion of Councilman Gade.

(Item 170)

RESOLUTION 216048, authorizing the City Manager to request reimbursement from the California Public Utilities Commission for one-half of the actual cost of the City's share of automatic gate protection at the Atchison Topeka and Santa Fe Railway's crossing (No. 2-253, 80-C) at Miramar Raod, was adopted on motion of Councilman Gade.

(Item 200)

The following Resolutions, authorizing Tideland Use and Occupancy Permits with the San Diego Unified Port District, were adopted on motion of Councilman Gade:

RESOLUTION 216049, leasing to City approximately 10,498 square feet of tideland area located in Block 31, New San Diego, for vehicle parking of the San Diego Police Department at a monthly rental of \$219.00 for a nine-month period beginning May 1, 1976; and

RESOLUTION 216050, leasing to City approximately 7,362 square feet of tideland area located in Block 21, New San Diego, for vehicle parking of the San Diego Police Department at a monthly rental of \$172.00 for a nine-month period beginning May 1, 1976.

(Item 201)

RESOLUTION 216051, amending Council Policy No. 100-2 regarding City Receipt of Donations, was adopted on motion of Councilman Gade.

(Item 202)

RESOLUTION 216052, endorsing and approving the report of the City Manager to the Mayor and City Council, dated March 15, 1976, entitled "Review of County Office of Emergency Services" and recommending continuation of a unified disaster response capability through the County Office of Emergency Services, was adopted on motion of Councilman Gade.

(Item 120)

A proposed Ordinance, introduced at the Meeting of May 12, 1976, amending Rules 1, 3, 6, 8, 9, 13, 15, 19, 20, 21, 22 and 23 of Section 22.0101, of Chapter II, Article 2, Division 1 of the San Diego Municipal Code relating to the Conduct of Council and Council Committee Meetings and making Ordinance No. 11254 (New Series), and any and all amendments thereto permanently effective, was discussed.

The motion of Councilman Hubbard to amend the proposed Ordinance to reinstate annual review dates, was not voted on.

Assistant City Attorney Teaze answered questions directed by the Council.

ORDINANCE 11847 (New Series), amending Rules 1, 3, 6, 8, 9, 13, 15, 19, 20, 21, 22 and 23 of Section 22.0101, of Chapter II, Article 2, Division 1 of the San Diego Municipal Code relating to the Conduct of Council and Council Committee Meetings and making Ordinance No. 11254 (New Series), and any and all amendments thereto permanently effective, was adopted and the City Attorney was directed to prepare an Ordinance which would reinstate annual review dates, on motion of Councilman Hubbard by the following vote: Yeas-Councilmen Hubbard, Williams, Morrow, Gade, Ellis, and Acting Mayor Johnson. Nays-None. Absent-Councilmen O'Connor, Haro, and Mayor Wilson.

(Item 121)

A proposed Ordinance, introduced at the Meeting of May 12, 1976, amending Sections 22.0101, 33.0501, 33.0502, 35.0110, 57.01.7, 62.0413, 72.0216 and 102.0221 of the San Diego Municipal Code relating to Appeals from Certain Administrative Decisions, was discussed.

Assistant City Attorney Teaze answered questions directed by the Council.

The motion of Councilman Hubbard to file the proposed Ordinance received no vote. Discussion followed.

The motion of Councilman Williams to continue the proposed Ordinance for further review, received no second.

On motion of Councilman Hubbard, the proposed Ordinance was referred to the Rules Committee for further review by the following vote: Yeas-Councilmen Hubbard, Williams, Morrow, Gade, Ellis, and Acting Mayor Johnson. Nays-None. Absent - Councilmen O'Connor, Haro, and Mayor Wilson.

Deputy Mayor O'Connor entered the Chambers and assumed the Chair.

(Item 250 - First time)

The hour of 9:00 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing, continued from the Meetings of May 4 and 12, 1976, on the matters of: a - Proposed amendments to the La Jolla Shores Precise Plan and to the La Jolla Shores Planned District regulations to create Tracts G, H, and I westerly of Gilman Drive which would permit residential densities not to exceed 817 dwelling units per net acre and private recreational facilities; and b - Proposed amendments to the La Jolla Shores Planned District Regulations to: 1 - Permit the expansion of the Northwest YMCA on Cliffridge Avenue; and 2 - Revise various administrative procedures within the Planned District Regulations.

Ken Klein, Planning Department, answered questions directed by the Council.

Paul Peterson appeared to speak.

The motion of Councilman Johnson to suspend the rules to allow 20 minutes testimony per side on Tract G passed by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Gade, and Deputy Mayor O'Connor. Nays-Councilmen Morrow and Ellis. Absent-Councilman Haro and Mayor Wilson.

Paul Peterson and Dale Nagle appeared to speak in favor of Tract G.

Donna Kruegler, Bob Burnett, Raymond Smith, Martin Stern, and John Asmus appeared to speak in opposition.

Paul Peterson appeared to speak further in favor of Tract G.

The motion of Councilman Johnson to suspend the rules to allow an additional five minutes per side failed due to lack of 5 affirmative votes by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, and Deputy Mayor O'Connor. Nays-Councilmen Morrow, Gade, and Ellis. Absent-Councilman Haro and Mayor Wilson.

Ken Klein, Planning Department, and Chief Deputy City Attorney Conrad answered questions directed by the Council.

Paul Peterson appeared to speak.

The motion of Councilman Morrow to allow 6 units per acre in Tract G, was not voted on at this time.

Ken Klein, Planning Department, answered questions directed by the Council.

The motion of Councilman Morrow to allow 6 units per acre in Tract G was defeated by the following vote: Yeas-Councilmen Johnson and Morrow. Nays-Councilmen Hubbard, Williams, Gade, Ellis, and Deputy Mayor O'Connor. Absent-Councilman Haro and Mayor Wilson.

On motion of Councilman Johnson, the Council approved the Planning Department and Planning Commission recommendations on Tract G, which included a correction on page 12 of the proposed ordinance - adding to Section 103.0304.1-B-8-d after Gilman Drive, and on existing graded slopes.

At this time, the Council welcomed students who were present in the Chambers.

(Item 101)

Deputy Mayor O'Connor welcomed twenty students from Miramar Ranch Site #2 School accompanied by Mrs. Watson.

Councilman Johnson addressed the group.

(Item 102)

Deputy Mayor O'Connor welcomed fifty students from Marston Jr. High School accompanied by Mr. Merrill Reams.

Councilman Gade addressed the group.

Deputy Mayor O'Connor recessed the Meeting at 10:23 a.m. Upon reconvening at 10:48 a.m., the Roll Call showed Councilmen Morrow, Haro, and Mayor Wilson absent.

(Item 250 - Second Time)

The Council at this time considered Tract H.

Ken Klein, Planning Department, answered questions directed by the Council.

Holland Savallis and James Hawkins appeared to speak.

Councilman Morrow entered the Chambers.

James Hawkins continued his presentation.

Ken Klein, Planning Department, answered questions directed by the Council.

The motion of Councilman Johnson to close the hearing on Tract H and approve Planning Department and Planning Commission recommendations on Tract H passed unanimously.

The Council at this time considered Tract I.

Ken Klein, Planning Department, answered questions directed by the Council.

James Hawkins appeared to speak.

On motion of Councilman Johnson, the hearing was closed on Tract I and the planning Department and Planning Commission recommendations on Tract I were approved.

At this time the Council considered b - Proposed amendments to the La Jolla Shores Planned District Regulations to: 1 - Permit the expansion of the Northwest YMCA on Cliffridge Avenue.

Ken Klein, Planning Department, answered questions directed by the Council.

Chief Deputy City Attorney answered questions directed by the Council relative to Councilman Hubbard's membership in the YMCA.

Ed Anderson appeared to speak.

Ken Klein, Planning Department, answered questions directed by the Council.

Councilman Williams left the Chambers.

Chief Deputy City Attorney Conrad answered questions directed by the Council. Myron Lewis and A. P. Winters appeared to speak.

(Item 250 - Continued)

Councilman Williams left the Chambers.

Ken Klein, Planning Department, answered questions directed by the Council.
A. P. Winter appeared to speak.

Ken Klein, Planning Department, answered questions directed by the Council.

The motion of Councilman Johnson to close the hearing and approve the permit to expand the Northwest YMCA on Cliffridge Road, received no vote at this time.

Discussion followed.

The motion of Councilman Johnson to close the hearing and approve the permit to expand the Northwest YMCA on Cliffridge Road, passed unanimously.

By common consent, the Council trailed Item 250 and considered Item 252.

(Item 252)

The following Resolutions, continued from the Meetings of May 5 and 12, 1976, relative to Improvement of Osler Street - 400 feet east of Ulric Street to Genesee Avenue: a - Finding that specified factors of improving traffic flow and providing direct access to a major arterial, improving travel times and reducing vehicle congestion at the major intersection of Linda Vista Road with Genesee Avenue and reducing through traffic on Levant Street which impacts an elementary school will result in benefits to the City and its current and future residents; which benefits outweigh the adverse impacts described in Environmental Impact Report No. 74-6-045C; and b - Inviting Bids for Improvement of Osler Street in accordance with Specifications Document No. 755039, were presented.

It was reported by the City Attorney that Resolution a on the Environmental Impact Report had been modified to also certify that the information contained in Environmental Impact Report No. 74-6-045C 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.

City Manager McKinley and William Schempers, Transportation Department, answered questions directed by the Council.

Harvey LeBow, Emmet Hunt and Manuel Vitug appeared to speak in favor of the proposed Resolutions.

Marian Farrell, Juan Del Rio, and Jean Morley appeared to speak in opposition to the proposed Resolutions.

Councilman Ellis left the Chambers.

Arthur Casey appeared to speak.

(Item 252 - Continued)

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

RESOLUTION 216053, finding that specified factors of improving traffic flow and providing direct access to a major arterial, improving travel times and reducing vehicle congestion at the major intersection of Linda Vista Road with Genesee Avenue and reducing through traffic on Levant Street which impacts an elementary school will result in benefits to the City and its current and future residents; which benefits outweigh the adverse impacts described in Environmental Impact Report No. 74-6-045C; certifying that the information contained in Environmental Impact Report No. 74-6-045C 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 216054, inviting bids for Improvement of Osler Street in accordance with Specifications Document No. 755039.

Deputy Mayor O'Connor recessed the Regular Meeting at 12:08 p.m. to reconvene at 2:00 p.m. Upon reconvening at 2:00 p.m., the Roll Call showed Councilmen Williams, Morrow, Haro, and Mayor Wilson absent.

(Item 250 - Third Time)

Ken Klein, Planning Department, answered questions directed by the Council relative to the administrative procedures.

William Kellogg and Donna Krueger appeared to speak.

Councilman Williams entered the Chambers.

R. H. Hamstra appeared to speak.

Ken Klein, Planning Department, answered questions directed by the Council.

Audrey Hughes appeared to speak.

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

The motion of Councilman Johnson to adopt the Planning Department's recommendations for the revised administrative procedures within the planned district regulations, was not voted on at this time.

Councilman Johnson made a motion to amend the motion to exclude single family residences, which failed due to lack of five affirmative votes by the following votes: Yeas-Councilmen Johnson, Hubbard, Williams, and Ellis. Nays-Councilman Gade and Deputy Mayor O'Connor. Absent-Councilmen Morrow, Haro, and Mayor Wilson.

The motion of Councilman Johnson to adopt the Planning Department's recommendations for the revised administrative procedures within the planned district regulations, passed unanimously.

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

(Item 250 - Third Time - Continued)

RESOLUTION 216055 - certifying that the information contained in Environmental Impact Report No. 75-08-04C and Environmental Negative Declaration No. 75-01-24P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Report and Declaration have been reviewed and considered by the Council; and

RESOLUTION 216056, adopting Amendments to "La Jolla Shores Precise Plan."

A proposed Ordinance, amending Chapter X, Article 3, Division 3 of the San Diego Municipal Code by amending Sections 103.0302.2, 103.0302.3, 103.0303.2, 103.0303.4, 103.0304.1, 103.0304.3, 103.0304.4, 103.0304.5, 103.0304.6, and 103.0306 relating to La Jolla Shores Planned District, was introduced on motion of Councilman Johnson by the following vote: Yeas-Councilmen Johnson, Hubbard, Williams, Gade, Ellis, and Deputy Mayor O'Connor. Nays-None. Absent-Councilmen Morrow, Haro, and Mayor Wilson.

Mayor Wilson entered the Chambers and assumed the Chair.

(Unanimous Consent No. 1)

By Unanimous Consent granted to Mayor Wilson, a proposed Resolution, opposing passage of AB 4474 which would amend the Meyers-Milias-Brown Act - Government Code Section 3508 by deleting the present authority of cities and counties to restrict the membership of peace officers to employee organizations composed solely of peace officers, was presented.

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

Discussion followed.

RESOLUTION 216057, opposing passage of AB 4474 which would amend the Meyers-Milias-Brown Act - Government Code Section 3508 by deleting the present authority of cities and counties to restrict membership of peace officers to employee organizations composed solely of peace officers, was adopted on motion of Councilman Ellis.

Councilman Morrow entered the Chambers.

(Item 23 - Meeting of May 25, 1976. CASE NO. 29-76-1)

NOTICED HEARINGS: Matter of rezoning a portion of Lot 13, Rancho Mission of San Diego, C.C.348, located north of Mallard Street between Laconia and 69th Streets, from Zone A-1-1 to Zone R-1-6.

Chief Deputy City Attorney Conrad answered questions of the Council regarding reconsideration.

A motion by Councilman Morrow to suspend the rules for reconsideration of Item 23 of Docket of May 25, 1976, failed due to lack of six affirmative votes by the following vote: Yeas-Councilman Johnson, O'Connor, Williams, and Morrow. Nays-Councilmen Hubbard, Gade, Ellis, and Mayor Wilson. Absent-Councilman Haro.

(Item 402 - Supplemental No. 3)

A proposed Resolution, recognizing the week of May 30 through June 5, 1976 as "Natural Law and Order Week"; encouraging the citizens of the City of San Diego to participate in activities such as Transcendental Meditation which promote natural law and order, was presented.

Discussion followed.

RESOLUTION 215058, recognizing the week of May 30 through June 5, 1976 as "Natural Law and Order Week"; encouraging the citizens of the City of San Diego to participate in activities such as Transcendental Meditation which promote natural law and order, was adopted on motion of Councilman Morrow by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, and Morrow. Nays-Councilmen Gade, Ellis, and Mayor Wilson. Absent-Councilman Haro.

(Item 401)

The Council at this time considered a Status Report on the Growth Management Program.

Planning Director Goff, Andrew Schlaefli, and Max Schmidt presented informational reports and answered questions directed by the Council.

Dr. Robert Freilich presented report and answered questions directed by the Council.

Councilman Williams left the Chambers.

Dr. Robert Freilich continued the report.

Councilman Ellis left the Chambers.

Dr. Robert Freilich answered questions directed by the Council.

Mayor Wilson recessed the Meeting at 4:05 p.m. Upon reconvening at 4:39 p.m., the Roll Call showed Councilmen O'Connor, Williams, and Haro absent.

(Item 401 - Continued)

Max Schmidt, Planning Department, answered questions directed by the Council.

Councilmen O'Connor and Williams entered the Chambers.

Max Schmidt, Planning Department, answered further questions directed by the Council.

Dr. Robert Freilich answered questions directed by the Council.

Councilwoman O'Connor left the Chambers.

Dr. Robert Freilich and Max Schmidt, Planning Department, answered further questions directed by the Council.

Andrew Schlaefli, Planning Department, presented report.
City Manager McKinley answered questions directed by the Council.

Councilwoman O'Connor entered the Chambers.

Lee Grissom appeared to speak.

Councilman Morrow left the Chambers.

Phil Walling appeared to speak.

Discussion followed.

The motion of Councilman Hubbard to refer the Growth Management Program Report to the Planning Commission to bring its recommendation back to Council, received no vote at this time.

Arline Van de Wetering appeared to speak.

Planning Director Goff answered questions directed by the Council.

Deputy City Attorney Poyner answered questions directed by the Council.

The motion of Councilman Williams to suspend the Rules to permit entertainment of specifics, such as the Freilich contract, passed unanimously.

The motion of Councilman Williams to direct the City Attorney to prepare a contract extending Professor Freilich's present contract, received no vote.

Discussion followed.

Andrew Schlaefli, Planning Department, Planning Director Goff and Deputy City Attorney Poyner answered questions directed by the Council.

The motion of Councilman Hubbard to continue the matter, received no second at this time.

The motion of Councilwoman O'Connor to suspend the Rules to extend the time of the Meeting past 5:30 p.m. passed unanimously.

(Item 401 - Continued)

Deputy City Attorney Poyner answered questions directed by the Council.
Councilman Gade seconded the motion of Councilman Hubbard to continue the matter to June 2, 1976.

Discussion followed.

On motion of Councilman Hubbard, the matter was continued to the Meeting of June 2, 1976, and to direct the City Attorney to prepare an amendment to contract extending Professor Freilich's contract, by the following vote: Yeas-Councilmen O'Connor, Hubbard, Williams, Gade, Ellis, and Mayor Wilson. Nays-Councilman Johnson. Absent-Councilmen Morrow and Haro.

(Item 253)

A proposed Resolution, continued from the Meeting of May 12, 1976, accepting the Regional Air Quality Strategy proposed by the Joint Air Quality Planning Team; referring the matter to the Transportation and Land Use Committee, was presented.

RESOLUTION 216061, accepting the Regional Air Quality Strategy proposed by the Joint Air Quality Planning Team; referring the matter to the Transportation and Land Use Committee, was adopted on motion of Councilwoman O'Connor.

(Item 258)

A proposed Resolution, authorizing the City Manager to submit a Grant Application for Fourth Action Year Funding covering the period July 1, 1976 through June 30, 1977 under HUD's Comprehensive Assistance Program, was presented.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 216059, authorizing the City Manager to submit a Grant Application for Fourth Action Year Funding covering the period July 1, 1976 through June 30, 1977 under HUD's Comprehensive Assistance Program, was adopted on motion of Councilman Hubbard.

(Item 259 - Supplemental Docket No. 2)

A proposed Resolution, authorizing Assistant Personnel Director David Morris to travel to Denver, Colorado to participate in a Labor-Management Relations Service Executive Internship Program commencing June 7, 1976 for a period of 110 days; authorizing the Auditor and Comptroller to transfer within the General Fund No. 100 the sum of \$3,000 from the Unallocated Reserve (53.30) to the Personnel Department (13.10) to defray such expenses incurred during this period of internship, was presented.

Personnel Director Sue Williams answered questions directed by the Council.

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

(Item 259 - Supplemental Docket No. 2 - Continued)

City Manager McKinley answered questions directed by the Council.

RESOLUTION 216060, authorizing Assistant Personnel Director David Morris to travel to Denver, Colorado to participate in a Labor-Management Relations Service Executive Internship Program commencing June 7, 1976 for a period of 110 days; authorizing the Auditor and Comptroller to transfer within the General Fund No. 100 the sum of \$3,000 from the Unallocated Reserve (53.30) to the Personnel Department (13.10) to defray such expenses incurred during this period of internship, was adopted on motion of Councilman Ellis.

On motion of Councilman Williams, the remaining items, consisting of Item 26 - Supplemental Docket No. 1, Items 251, 255, 256, and 257 were continued to the Meeting of June 2, 1976, 2:00 p.m. due to lack of time.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Gade, the Regular Meeting was adjourned in memory of Miss Bernice Morris, at 6:07 p.m., on motion of Councilman Gade.

Mayor of The City of San Diego, California

ATTEST:

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