

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - WEDNESDAY, OCTOBER 26, 1977
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES. C. DAIL CONCOURSE
8:30 A.M.

Present-Councilmen Johnson, O'Connor, Williams, Strobl and Mayor Wilson.
Absent--Councilmen Hubbard, Morrow, Gade and Haro.
Clerk---Charles G. Abdelnour.

Mayor Wilson called the Regular Meeting to order at 8:43 a.m.

(Item 100)

Roll call was taken.

Items 101 and 102 were considered simultaneously.

(Item 101)

A proposed Resolution authorizing suggestion awards and making a presentation to the following employees: Fred G. Herdel - General Services Department, Edwin J. Bergquist - Transportation Department - \$500; and James A. McQuary - Transportation Department - \$175, was presented.

Mr. Conger introduced Edwin J. Bergquist.

Councilman Williams presented Mr. Bergquist his award.

Mr. Conger introduced James A. McQuary.

Councilman Johnson presented Mr. McQuary his award.

Councilman Gade entered the Chambers.

(Item 102)

Three proposed Resolutions authorizing suggestion awards to the following employees: a) Ascencion Reyes - Property Department - \$30; Leroy Murphy - Engineering and Development Department - \$25; and John T. Mulvey - Personnel Department - \$15; b) Mary F. Labiak - Park and Recreation Department - \$50; Richard J. Bono - Fire Department - \$50; Kenneth R. Wise - Transportation Department - \$40; and Ascencion Reyes - Property Department - \$35; and c) Timothy L. O'Connell - Planning Department - \$10; and Flavian R. Geis - Engineering and Development Department - \$10, were presented.

Councilman Haro entered the Chambers.

(Items 101 and 102 - Continued)

On motion of Councilman Strobl the following Resolutions were adopted:

RESOLUTION 219552, authorizing suggestion awards and making a presentation to the following employees: Fred G. Herdel - General Services Department, Edwin J. Bergquist - Transportation Department - \$500; and James A. McQuary - Transportation Department - \$175;

RESOLUTION 219553, authorizing suggestion awards to the following employees: Ascencion Reyes - Property Department - \$30; Leroy Murphy - Engineering and Development Department - \$25; and John T. Mulvey - Personnel Department - \$15;

RESOLUTION 219554, authorizing suggestion awards to the following employees: Mary F. Labiak - Park and Recreation Department - \$50; Richard J. Bono - Fire Department - \$50; Kenneth R. Wise - Transportation Department - \$40; and Ascencion Reyes - Property Department - \$35; and

RESOLUTION 219555, authorizing suggestion awards to the following employees: Timothy L. O'Connell - Planning Department - \$10; and Flavian R. Geis - Engineering and Development Department - \$10.

(Item 103)

Mayor Wilson welcomed a group of students from Lewis Jr. High accompanied by Mr. Jack Dray.

Councilman Strobl addressed the group.

(Item 106)

Mr. Bouton introduced a group of new employees.

Mayor Wilson welcomed the group of new employees.

The Council considered requests for continuances: Items 250, 251 and 254:

(Item 251)

ORDINANCES INTRODUCED AT A PREVIOUS MEETING, READY FOR DISPENSING WITH THE READING AND ADOPTION: Amending Chapter IX, Article 1, Division 7, of the San Diego Municipal Code by amending Sections 91.0701, 91.0703, 91.0704, and 91.0705 relating to Special Building Regulations Pertaining to Designated Historical Buildings.

Assistant City Manager Blair answered questions directed by Council.

Discussion followed.

No action was taken at this time.

(Item 250)

ORDINANCES INTRODUCED AT A PREVIOUS MEETING, READY FOR DISPENSING WITH THE READING AND ADOPTION: Amending Chapter VI, Article 3, of the San Diego Municipal Code by amending Section 63.20.12 relating to Beach Areas - Dogs Prohibited.

Assistant City Attorney Teaze answered questions directed by Council.

Discussion followed.

On motion of Councilman Strobl item 250 was continued to the Meeting of November 16, 1977 - a.m., at the City Manager's request.

(Item 254)

OTHER RESOLUTIONS: Authorizing the City Manager to submit a preliminary loan application to the United States Department of Housing and Urban Development for the amount of not to exceed \$84,000 to be expended for surveys and planning in connection with low-rent housing projects containing not to exceed 500 dwelling units.

On motion of Councilman Strobl Item 254 was continued to the Meeting of November 9, 1977 - a.m. at the City Manager's request.

(Item 255 - First Time)

A proposed Resolution, (Continued from the Meetings of October 12 & 19, 1977.) inviting bids for the demolition/removal of designated piers in Sail (Crescent) Bay in Mission Bay Park (Phase II) - Specifications Document No. 671345, was presented.

Councilman Gade requested that this item trailed for the full Council.

(Item 105)

The matter of a presentation to be made by Harry V. Cheshire, Jr., President - Automobile Club of So. California, Grand Award for Excellence - National Pedestrian Safety Award AAA for 1976, was presented.

Mr. Chesire presented the Mayor with the award.

Mayor Wilson accepted the award and requested the City Manager to have it displayed in the lobby of the City Administration Building.

(Item 205)

A proposed Ordinance (Continued from the Meetings of June 8 and 22, August 24, and October 5, 1977.) amending Chapter VI, Article 9 of the San Diego Municipal Code by repealing Article 9 and all divisions and sections enumerated therein, relating to the Environmental Impact Report Procedural Ordinance, and by adding a new Article 9, and the accompanying divisions and sections thereof, relating to the Environmental Quality Ordinance, was presented.

James Gleason, Environmental Quality Department, answered questions directed by Council.

Councilwoman O'Connor left the Chambers.

On motion of Councilman Haro the rules were suspended to allow 20 minutes of testimony.

Jim Williams appeared to speak in favor of the proposed amendment.

Councilwoman O'Connor entered the Chambers.

(Item 205 - Continued)

Lu Quinney appeared to speak in favor of the proposed amendment.

Margaret Flanigar, Miss Reyes, Susan Cutler, Bahadi Jefferies, Verna Quinn, Sherry Whitehead Lawson, Greg Arkilek, Joan Dahl, and Lionel Chadwick appeared to speak in opposition to the proposed amendment.

Mr. Gleason further answered questions directed by Council.

Discussion followed.

Chief Deputy City Attorney Reiss answered questions directed by Council.

Discussion followed.

A motion by Councilman Gade to introduce the proposed Ordinance amending Chapter VI, Article 9 of the San Diego Municipal Code by repealing Article 9 and all divisions and sections enumerated therein, relating to the Environmental Impact Report Procedural Ordinance, and by adding a new Article 9, and the accompanying divisions and sections thereof, relating to the Environmental Quality Ordinance deleting Paragraph E, received no vote at this time.

Discussion followed.

A motion by Councilman Williams to amend the previous motion of Councilman Gade to introduce the proposed Ordinance amending Chapter VI, Article 9 of the San Diego Municipal Code by repealing Article 9 and all divisions and sections enumerated therein, relating to the Environmental Impact Report Procedural Ordinance, and by adding a new Article 9, and the accompanying divisions and sections thereof, relating to the Environmental Quality Ordinance deleting Paragraph E by including Paragraph E, received no vote at this time.

Mr. Reiss further answered questions directed by Council.

Discussion followed.

A vote was then taken on the previous motion of Councilman Williams to amend the previous motion of Councilman Gade to introduce the proposed Ordinance amending Chapter VI, Article 9 of the San Diego Municipal Code by repealing Article 9 and all divisions and sections enumerated therein, relating to the Environmental Impact Report Procedural Ordinance, and by adding a new Article 9, and the accompanying divisions and sections thereof, relating to the Environmental Quality Ordinance deleting Paragraph E by including Paragraph E, which was defeated by the following vote: Yeas: Councilmen Williams and Haro. Nays: Councilmen Johnson, O'Connor, Gade, Strobl and Mayor Wilson. Absent: Councilmen Hubbard and Morrow.

Mr. Reiss further answered questions directed by Council.

Mr. Gleason further answered questions directed by Council.

Discussion followed.

On motion of Councilman Gade the proposed Ordinance amending Chapter VI, Article 9 of the San Diego Municipal Code by repealing Article 9 and all divisions and sections enumerated therein, relating to the Environmental Impact Report Procedural Ordinance, and by adding a new Article 9, and the accompanying divisions and sections thereof, relating to the Environmental Quality Ordinance deleting Paragraph E was introduced by the following vote: Yeas: Councilmen Johnson, O'Connor, Williams, Gade, Strobl, Haro and Mayor Wilson. Nays: None. Absent: Councilmen Hubbard and Morrow.

By Unanimous Consent Mayor Wilson welcomed a group of students from the Abraxas School accompanied by David Watson.

Items 200 and 255 were considered simultaneously.

(Item 200)

The matter of reviewing the alternative design concepts submitted by the City Manager for the development of public amenities along the shoreline of the Sail Bay portion of Mission Bay Park, and identifying and designating the basic concept upon which the design and construction of the amenities shall be based, was presented.

(Item 255 - Second Time)

A proposed Resolution, (Continued from the Meetings of October 12 & 19, 1977.) inviting bids for the demolition/removal of designated piers in Sail (Crescent) Bay in Mission Bay Park (Phase II) - Specifications Document No. 671345, was presented.

Discussion followed.

A motion by Councilman Gade to continue Items 200 and 255 to the Meeting of November 9, 1977 for full Council died for lack of a second.

Discussion followed.

A motion by Councilman Gade to continue Items 200 and 255 to the Meeting of November 2, 1977 at 9:00 a.m. Time Certain received no vote at this time.

Barbara Shafer appeared to speak in opposition to the continuance.

Discussion followed.

Carmen Schwartz appeared to speak.

Discussion followed.

Helen McKenna, Elie Marcus, and Eve Smull appeared to speak.

Discussion followed.

George Bench and Bert Schwartz appeared to speak.

Discussion followed.

Lou Conde, Mr. Oliver and Marion Bear appeared to speak.

Assistant City Manager Blair answered questions directed by Council.

A vote was then taken on the previous motion of Councilman Gade to continue Items 200 and 255 to the Meeting of November 2, 1977 at 9:00 a.m. Time Certain, which passed unanimously.

A motion by Councilman Gade to suspend the rules to allow 20 minutes of testimony per concept received no vote at this time.

Larry Marcus appeared to speak.

A vote was then taken on the previous motion of Councilman Gade to suspend the rules to allow 20 minutes of testimony per concept, which passed unanimously.

Dave Roberts, Park and Recreation Department, answered questions directed by Council.

Mayor Wilson recessed the meeting at 11:20 a.m. Upon reconvening at 11:34 a.m., the roll call showed Councilmen O'Connor, Hubbard, Williams and Morrow absent.

(Item 107 - First Time)

The matter of discussion of the following nominees for appointment to fill the vacancy on the Board of Directors of the Centre City Development Corporation for a term expiring on May 1, 1980: Arn, Samuel F., Davis, Peter Q., Gerhardt, Lorraine F., Kruer, Patrick and Larsen, W. Daniel, was presented.

On motion of Councilman Strobl, this matter was continued to the Meeting of October 26, 1977 at 2:00 p.m. due to lack of time.

(Item 200 - Second Time and Item 255 - Third Time)

Councilwoman O'Connor entered the Chambers.

Mr. Roberts further answered questions directed by Council.

Councilman Williams entered the Chambers.

Paul Edwards appeared to speak.

Councilmen O'Connor, Strobl and Williams left the Chambers.

Paul Edwards continued to speak.

Councilman Haro left the Chambers.

Discussion followed.

By common consent Items 200 and 255 will not be taken up before 3:00 p.m. at the Meeting of October 26, 1977 - p.m.

Councilmen Gade and Johnson left the Chambers.

Vince Marchetti, Park and Recreation Department, answered questions directed by Council.

Mayor Wilson recessed the Regular Meeting at 12:11 p.m.

(Item 404 - Supplemental No. 2 - Continued)

Adults (16 and older)\$3.00

A \$6.00 annual pass will be available for City residents.

A \$3.00 Koala Club membership fee will allow children 0-15 to enter Zoo free when not accompanied by an adult.

(Item 107 - Second time)

The matter, continued from the morning session of the Council Meeting, of discussion of the following nominees for appointment to fill the vacancy on the Board of Directors of the Centre City Development Corporation for a term expiring on May 1, 1980:

Arn, Samuel F.
Davis, Peter Q.
Gerhardt, Lorraine F.
Kruer, Patrick
Larsen, W. Daniel

was presented.

Mr. Arn was not present.

Peter Davis, Lorraine Gerhardt, Patrick Kruer, and Daniel Larsen appeared to speak and answered questions directed by the Council.

The first ballot, consisting of four names, were submitted by the Council members to the Assistant City Clerk.

Assistant City Clerk Osborne announced that Mr. Davis, Mrs. Gerhardt, Mr. Kruer, and Mr. Larsen received the highest number of votes and were the semifinalists.

The second ballot was taken.

Ms. Osborne announced that Mr. Davis and Mr. Larsen had received the highest number of votes.

The third ballot was then taken.

Ms. Osborne announced that Mr. Davis had received the highest number of votes and was appointed to fill the vacancy.

RESOLUTION 219557, appointing Peter Q. Davis as a member of the Board of Directors of the Centre City Development Corporation to complete the term which will expire on May 1, 1980, was adopted on motion of Councilman Johnson.

Mayor Wilson recessed the Regular Meeting at 4:12 p.m. Upon reconvening at 4:32 p.m., the roll call showed Councilmen O'Connor, Hubbard, Williams, Morrow, Strobl and Haro absent.

Due to lack of a quorum the Meeting was delayed.

Councilmen Morrow and Haro entered the Chambers.

A quorum was now present.

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, 123 and 124.

The following Ordinances were introduced at the Meetings of October 11 and 12, 1977: Item 120 - October 11, 1977, Items 121, 122, 123, and 124 - October 12, 1977.

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, Morrow, Gade, Haro, and Mayor Wilson. Nays-None. Absent-Councilmen O'Connor, Hubbard, Williams, and Strobl.

(Item 120)

CASE NO. 42-76-7.

ORDINANCE 12191 (New Series), incorporating property in the San Diego River Floodplain which is generally bounded by Morena Boulevard on the west, the northerly slopes of Mission Valley on the north, Mission Gorge Road on the east, and the southerly slopes of Mission Valley on the south, into Floodway (FW) and FPF Overlay Zones, as defined by Sections 101.0403 and 101.0403.1, respectively, of the San Diego Municipal Code, and the alternative alignment of the FW Zone on property between State Route 163 on the west and I-805 on the east of said property; and

CASE NO. 42-76-8.

ORDINANCE 12192 (New Series), incorporating property in the San Diego River Floodplain which is generally bounded by Morena Boulevard on the west, the northerly slopes of Mission Valley on the north, Mission Gorge Road on the east, and the southerly slopes of Mission Valley on the south, into R-1-40 Zone, as defined by Section 101.0407 of the San Diego Municipal Code.

(Item 121 - CASE NO. 45-77-14.)

ORDINANCE 12193 (New Series), incorporating Parcel 3, Parcel Map 1672, being a Division of a portion of Penasquitos Pines, and a portion of Ranch De Los Penasquitos, R.O.S. 6204, into R-1-5 and R-2A Zones, as defined by sections 101.0407 and 101.0410, respectively, of the San Diego Municipal Code, and repealing Ordinance No. 8858 (New Series), adopted July 18, 1963, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 122 - CASE NO. 48-77-12.)

ORDINANCE 12194 (New Series), incorporating Lot 150, Rancho Jarana Unit 2, and a portion of the Northwest 1/4, Section 35, Township 18 South, Range 2 West, S.B.B.M., into R-1-5 Zone, as defined by Section 101.0407 of the San Diego Municipal Code and repealing Ordinance No. 10862 (New Series), adopted June 29, 1972, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

(Item 123)

ORDINANCE 12195 (New Series), amending Chapter III, Article 4, of the San Diego Municipal Code by amending Section 34.03 relating to Bicycle License Fee.

(Item 124)

ORDINANCE 12196 (New Series), amending Chapter VI, Article 1 of the San Diego Municipal Code by adding Division 19 relating to Assessment Deferrals for Low-income Property Owners.

The Council considered the portion of the Consent Agenda dealing with Resolutions which consisted of Items 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 203 and 204.

Councilmen O'Connor and Williams entered the Chambers.

There was discussion on Item 204.

(Item 150)

The following Resolutions, relative to Construction of Water Main Replacement Group 417 - La Jolla and Loma Portal Areas; were adopted on motion of Councilman Gade:

RESOLUTION 219558, awarding a contract to Long, Marker & Howley Construction Co. for the sum of \$158,957; authorizing the expenditure of \$277,000 out of Water Revenue Fund 502 for said project and related costs; and

RESOLUTION 219559, authorizing the use of City Forces to do all the work of performing operational checks, making connections where required and highlining existing water services in connection with said construction; declaring that the cost of said work shall not exceed \$58,670.

(Item 151)

RESOLUTION 219560, awarding a contract to T. B. Penick & Sons, Inc. for the Improvement of Alleys in Blocks F and G, Riviera Villas, Contract 1, for the sum of \$21,088; authorizing the expenditure of \$28,200 out of appropriate federally-funded accounts for said project and related costs, was adopted on motion of Councilman Gade.

(Item 152)

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

RESOLUTION 219561, Motorola, Inc., General Electric Company, RCA Corporation, Federal Signal Corporation, Pacific Communications, Sinclair Radio Laboratories Inc., and Microwave Associates Inc. for furnishing communications equipment, for an estimated cost of \$244,531.40 including tax and terms;

RESOLUTION 219562, Parron-Hall Corp., Kerrigan's Discount Office Furniture, San Diego Office Supply, McMahon Desk of San Diego, Fischer Office Interiors and Southwest Office Interiors for furnishing office furniture as may be required for a period of one year ending September 30, 1978, for an estimated total cost, including tax and terms, of \$53,332.17; and

RESOLUTION 219563, Valley Motorcycle Sales, Inc. for the purchase of thirteen Police Motorcycles (Honda CB750A), for a total cost, including tax, terms and trade in allowance, of \$24,657.06, with an option to purchase up to seven additional motorcycles at the same price and terms by December 1, 1977.

(Item 153)

RESOLUTION 219564, inviting bids for Improvement of Ocean View Boulevard, 37th Street, 41st Street, Cottonwood Street and Birch Street - (Contract No. 3) in accordance with Specifications Document No. 761500, was adopted on motion of Councilman Gade.

(Item 154)

RESOLUTION 219565, inviting bids for Remodel San Diego Transit Repair Shop in accordance with Specifications Document No. 761507, was adopted on motion of Councilman Gade.

(Item 155)

The following Resolutions, relative to the Final Subdivision Map of Eastview Unit No. 1, were adopted on motion of Councilman Gade:

RESOLUTION 219566, authorizing an agreement with Avco Community Developers, Inc., for the completion of improvements in Eastview Unit No. 1, a 10-lot subdivision located northerly of Bernardo Center Drive and Graciosa Road;

RESOLUTION 219567, approving the Final Map of Eastview Unit No. 1 and acknowledging receipt of subdivider's assurance of compliance with the Affirmative Marketing Program; and

(Item 155 - Continued)

RESOLUTION 219568, vacating portions of Graciosa Road and Bajada Road under the Summary Vacation Procedure where that portion to be vacated has been superseded by relocation.

(Item 156)

RESOLUTION 219569, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of The City Council to vacate Benicia Street between Linda Vista Road and Mildred Street and fixing a time and place for hearing thereof, was adopted on motion of Councilman Gade.

(Item 157)

RESOLUTION 219570, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate Kearny Mesa Road, northerly of Clairemont Mesa Boulevard, and fixing a time and place for hearing thereof, was adopted on motion of Councilman Gade.

(Item 158)

RESOLUTION 219571, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate portions of Willow Street and Macaulay Street and fixing a time and place for hearing thereof, was adopted on motion of Councilman Gade.

(Item 159)

RESOLUTION 219572, authorizing an agreement with Winmer-Yamada & Associates for Landscape Architectural Services required for the design of Kearney Vista Neighborhood Park (Mission Heights Neighborhood Park); authorizing the expenditure of \$41,500 out of Community Development Block Grant Fund 2930, Program/Element 86.54 for the purpose of providing funds for the above described services, was adopted on motion of Councilman Gade.

(Item 160)

RESOLUTION 219573, authorizing an agreement with the State of California, acting by and through its Business and Transportation Agency, Department of Transportation, for Preparation of Air Quality Reports for Federal Aid Urban Projects on (1) Pomerado Road, Stone Canyon Road to 500 feet south of Avenida la Valencia (CIP No. 52-103.5), (2) Jackson Drive, Navajo Road to Winding Creek Road (CIP No. 52-122), (3) Imperial Avenue, 32nd Street to Wabash Boulevard (CIP 52-022.6), and (4) Coronado Avenue, I-5 to Beyer Boulevard (CIP 52-010.2); authorizing the expenditure of \$4,750 and \$14,250 out of Capital Outlay Fund 245 and Gas Tax Fund 220, respectively, for the purpose of providing funds for the above-referenced projects, was adopted on motion of Councilman Gade.

(Item 161)

RESOLUTION 219574, authorizing an agreement with the Mission Valley Babe Ruth League, for Cooperative Construction of Certain Improvements on the Mission Valley Sports Field Site; authorizing the expenditure of \$30,000 from Capital Outlay Fund 245, for the purpose of providing funds for the City's share of the cost of the project, was adopted on motion of Councilman Gade.

(Item 162)

RESOLUTION 219575, authorizing the City Treasurer to make payment in the sum of \$362.50 in-lieu-of lost coupon #12 from City of San Diego Penasquitos Sewer District 1970 Sewer Bond, Series A., A1868 and A1869; directing the City Treasurer to place in his files the Letter of Indemnity from Bank of America N.T. & S.A., Sacramento. (Sewer Bonds.), was adopted on motion of Councilman Gade.

(Item 163)

RESOLUTION 219576, authorizing the City Treasurer to make payment in the sum of \$1,000 in-lieu-of lost coupon #32, from City of San Diego Sewer Revenue Bonds, Bond Nos. 35119/23, 33616/35, and 36267/91; directing the City Treasurer to place in his files the Letter of Indemnity from Bank of America N.T. & S.A., san Diego, (Sewer Revenue Bonds.) was adopted on motion of Councilman Gade.

(Item 164)

RESOLUTION 219577, authorizing the City Manager to transfer funds in the amount of \$4,192.66 which is the amount remaining from sums donated for Fronteras 1976 from the Fronteras 1976 Account (Fund 2761) to the Successor organization of Fronteras 1976, which is Fronteras De Las Californias, was adopted on motion of Councilman Gade.

(Item 165)

RESOLUTION 219578, designating Mayor Pete Wilson as the City's official representative at the inauguration of Roberto De La Madrid as governor of the State of Baja California in Mexicali on November 1, 1977; excusing the Mayor from the Council Meeting of November 1, 1977, for the above purpose, was adopted on motion of Councilman Gade.

(Item 166)

RESOLUTION 219579, authorizing Richard B. Ross, Director of the Housing and Community Services Department, to travel to Atlanta, Georgia, from October 31 to November 1, 1977, for the purpose of making a presentation at the International City Managers Association (ICMA) Annual Conference, was adopted on motion of Councilman Gade.

(Item 167)

RESOLUTION 219580, authorizing Robert B. Spaeth, Fire Captain, to attend the Federal Bureau of Investigation's seminar on "The Community Response to Bombs and Terrorism" at Quantico, Virginia, November 7 through 11, 1977; declaring that all expenses incurred will be paid by the FBI, was adopted on motion of Councilman Gade.

(Item 203)

RESOLUTION 219581, authorizing an agreement with George S. Nolte and Associates for Professional Services in preparing a feasibility study relative to the widening of San Ysidro Boulevard; authorizing the City Auditor and Comptroller to transfer \$27,000 from the Gas Tax Unallocated Reserve (CIP 90-220) to CIP Project 52-166.1 for the purpose of retaining a consultant and other City costs incurred in connection with the above-referenced project; authorizing the expenditure of \$27,000 out of Gas Tax Fund CIP 52-166.1 for the purpose of providing funds for the above-referenced professional service and related costs, was adopted on motion of Councilman Gade.

(Item 204)

RESOLUTION 219582, authorizing an agreement with the San Diego Transit Corporation for the operation of a Public Mass Transportation System in the Greater San Diego Area, was adopted on motion of Councilman Gade.

(Item 200 - Third Time.)

Councilman Strobl entered the Chambers.

Gary Kincannon, Bill Deleux, Beatrice Shafer, Ed Harris, and Dan McKinnon appeared to speak.

No further action was taken on this item or Item 255 which had been considered with Item 200 earlier in the Meeting.

(Item 201)

RESOLUTION 219583, authorizing a licensing agreement between American Sign and Indicator Corporation and the City for the Construction, Maintenance and Operation of a Scoreboard for San Diego Stadium, was adopted on motion of Councilwoman O'Connor.

(Item 252)

RESOLUTION 219584, authorizing the acceptance by the City Manager of temporary easement of California First Bank, granting an easement for ingress and egress across a portion of Lot 3 of Sequoia Pacific Industrial Park; authorizing the acceptance by the City Manager of temporary easement of California First Bank, granting an easement for ingress and egress across a portion of Parcel 2 of Parcel Map 1318, being a division of Lots 1 and 2 of Sequoia Pacific Industrial Park; authorizing the acceptance by the City Manager of temporary easement of Peter A. Sells, granting an easement for ingress and egress across a portion of Parcel 1 of Parcel Map 1318, being a division of Lots 1 and 2 of Sequoia Pacific Industrial Park; authorizing the acceptance by the City Manager of the Quitclaim Deed of Sells Engineering, Inc., as lessee, quitclaiming to City said Lessee's right regarding ingress and egress affecting a portion of Parcel 1 of Parcel Map 1318, being a division of Lots 1 and 2 of Sequoia Pacific Industrial Park; authorizing the expenditure of not to exceed \$34,000 from Fund 100 for acquisition of the above described property rights and for related costs, was adopted on motion of Councilwoman O'Connor.

(Item 401)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing, continued from the Meeting of October 12, 1977, on Matters of:

a - Proposal to amend Chapter X, Article 1, Division 4, of the San Diego Municipal Code by adding Sections 101.0455, 101.0455.1, 101.0455.2, 101.0455.3, and 101.0455.4 relating to the Small Lot Overlay Zone; and

b - Proposal to amend Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Subsection G to Section 101.0409 relating to the R-2 Zone to provide for a 3,750 square-foot lot under certain conditions.

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

Mr. Klein stated that there was no need for findings as the Environmental Impact Report

Mrs. Ruth Schneider appeared to speak in opposition.

The motion of Councilman Johnson to suspend the rules to extend the time of the Meeting past 5:30 p.m. passed unanimously.

Mrs. Schneider continued speaking.

Marian Bear appeared to speak in opposition.

Mr. Klein answered questions directed by the Council.

The motion of Councilman Williams to close the hearing, introduce the two Ordinances amending the Municipal Code; and adopt the Eir Resolution, was not voted on at this time.

Discussion followed.

The vote was then taken on the previous motion of Councilman Williams, which passed unanimously and resulted in the following actions:

The hearing was closed.

(Item 401 - Continued)

RESOLUTION 219585, certifying that the information contained in Environmental Impact Report No. 76-11-12, 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, amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code by adding Sections 101.0455, 101.0455.1, 101.0455.2, 101.0455.3, and 101.0455.4 relating to the Small Lot Overlay Zone; and

A proposed Ordinance, amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by adding Subsection G to Section 101.0409 relating to the R-2 Zone, were introduced on motion of Councilman Williams by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Gade, Strobl, Haro, and Mayor Wilson. Nays-None. Absent-Councilman Hubbard.

(Item 251 - Second Time.)

Councilman Morrow left the Chambers.

On motion of Councilman Haro, the proposed Ordinance was continued to the Meeting of November 2, 1977 - a.m. for full Council.

(Item 206)

The matter, continued from the Meeting of October 19, 1977, of Employee Use of City Vehicles, was presented.

On motion of Councilwoman O'Connor, the matter was referred to the Committee on Public Services and Safety.

(Item 402 - CASE NO. 28-77-3)

The hour of 2:00 p.m. having arrived the Mayor announced this was the time and place set for the hearing on the matter of rezoning Lot 16, Block F, Oak Park Addition (approximately one-half acre), located on the south side of University Avenue between 50th and 52nd Streets, in the Mid-City Development Plan area, from Zone C to Zone R-3.

There were no questions directed to staff and no one appeared to be heard.

The hearing was closed and the following actions taken on motion of Councilman Strobl:

RESOLUTION 219586, certifying that the information contained in Environmental Negative Declaration No. 77-06-10 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

ORDINANCE NO. _____
(New Series)

0.78-12

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE
BY ADDING SECTIONS 101.0455, 101.0455.1,
101.0455.2, 101.0455.3, and 101.0455.4
RELATING TO THE SMALL LOT OVERLAY ZONE.

BE IT ORDAINED, by the Council of The City of San Diego,
as follows:

Section 1. That Chapter X, Article 1, Division 4, of
the San Diego Municipal Code be, and it is hereby amended by
adding Sections 101.0455, 101.0455.1, 101.0455.2, 101.0455.3



Handwritten initials

ORDINANCE NO. _____
(New Series)

0.78-13

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1,
DIVISION 4, OF THE SAN DIEGO MUNICIPAL CODE BY
ADDING SUBSECTION G TO SECTION 101.0409 RELATING
TO THE R-2 ZONE.

BE IT ORDAINED, by the Council of The City of San
Diego, as follows:

Section 1. That Chapter X, Article 1, Division 4, of
the San Diego Municipal Code be, and it is hereby amended by
adding subsection G to Section 101.0409 to read as follows:

SEC. 101.0409 R-2 ZONE

[No amendments to subsections A through F.]

G. OPTIONAL DEVELOPMENT REGULATIONS

In the R-2 Zone the Property Development
Regulations contained in Section 101.0455.4 (SL
Overlay Zone) may be utilized in their entirety
as an alternative to the respective regulations
contained in this section, provided that no more
than one dwelling unit for each 3,750 square feet

01201

(Item 402 - CASE NO. 28-77-3 - Continued)

A proposed Ordinance, incorporating Lot 16, Block F, Oak Park Addition (approximately one-half acre), located on the south side of University Avenue between 50th and 52nd Streets, in the Mid-City Development Plan Area, into R-3 Zone, as defined by Section 101.0411 of the San Diego Municipal Code, and repealing Ordinance No. 184 (New Series), adopted March 20, 1933, of the Ordinances of The City of San Diego insofar as the same conflicts herewith, was introduced on motion of Councilman Strobl by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Gade, Strobl, Haro, and Mayor Wilson. Nays-None. Absent-Councilmen Hubbard and Morrow.

(Item 403 - CASE NO. 33-76-2 - ALLIED GARDENS AREA - City-initiated - Drawing No. C-506.1)

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 HR (Hillside Review) Overlay Zone to the whole or any part of the following property in the Navajo Community Area: Those hillsides west of College Avenue and east of Mission Gorge Road, and between Zion Avenue and Waring Road on the north and I-8 on the south.

The motion of Councilman Strobl to continue the matter for further review, received no vote.

The motion of Councilman Gade to Continue the matter due to lack of time to the Meeting of November 2, 1977 p.m. was not voted on.

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

Councilman Strobl withdrew his previous motion to continue the matter for further review.

Councilman Gade made a motion to amend his previous motion to include Items 202 and 253 to be continued to the Meeting of November 2, 1977 a.m. and Item 403 to November 2, 1977 p.m., which passed unanimously.

(Item 202)

COMMITTEE ON RULES, LEGISLATION AND INTERGOVERNMENTAL RELATIONS: RESOLUTIONS: Establishing Council Policy No. 700-38 regarding the sale of City-owned property for industrial development.

(Item 253)

OTHER RESOLUTIONS: Determining and ordering that any presently outstanding indebtedness owed by the Redevelopment Agency of the City of San Diego to the City shall be subordinate to the rights of any bondholders of the Agency, the payment of which is to be made from tax increment revenues received by the Agency.

ORDINANCE NO. _____
(New Series)

AN ORDINANCE INCORPORATING LOT 16, BLOCK F, OAK PARK ADDITION (APPROXIMATELY ONE-HALF ACRE), LOCATED ON THE SOUTH SIDE OF UNIVERSITY AVENUE BETWEEN 50TH AND 52ND STREETS, IN THE MID-CITY DEVELOPMENT PLAN AREA, IN THE CITY OF SAN DIEGO, CALIFORNIA, INTO R-3 ZONE, AS DEFINED BY SECTION 101.0411 OF THE SAN DIEGO MUNICIPAL CODE, AND REPEALING ORDINANCE NO. 184 (NEW SERIES), ADOPTED MARCH 20, 1933, OF THE ORDINANCES OF THE CITY OF SAN DIEGO INSOFAR AS THE SAME CONFLICTS HEREWITH.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Lot 16, Block F, Oak Park Addition, (approximately one-half acre), located on the south side of University Avenue between 50th and 52nd Streets, in the Mid-City Development Plan Area, in the City of San Diego, California, within the boundary of the district designated "R-3" on Zone Map Drawing No. B-3012, filed in the office of the City Clerk as Document No. 761494, be, and it is hereby incorporated into R-3 Zone, as such zone is described and defined by Section 101.0411 of the San Diego Municipal Code.

Section 2. That Ordinance No. 184 (New Series), adopted March 20, 1933, of the ordinances of The City of San Diego, be, and it is hereby repealed insofar as it conflicts herewith.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage, and no building permits for development inconsistent with the

provisions of this ordinance shall be issued unless application therefor was made prior to the date of adoption of this ordinance.

APPROVED: JOHN W. WITT, City Attorney

By *Frederick C. Conrad*
Frederick C. Conrad
Chief Deputy City Attorney

FCC:clh
10/18/77
28-77-3
Or.Dept.:Clerk

(Unanimous Consent No. 2)

By Unanimous Consent granted to Councilman Haro, a proposed Resolution, excusing Councilman Jess D. Haro from the Council and Transportation and Land Use Committee meetings of November 1, 1977, for the purpose of attending the inauguration of Roberto de la Madrid as Governor of the State of Baja California in Mexicali, was presented.

RESOLUTION 219587, excusing Councilman Jess D. Haro from the Council and Transportation and Land Use Committee meetings of November 1, 1977, for the purpose of attending the inauguration of Roberto de la Madrid as Governor of the State of Baja California in Mexicali, was adopted on motion of Councilman Haro.

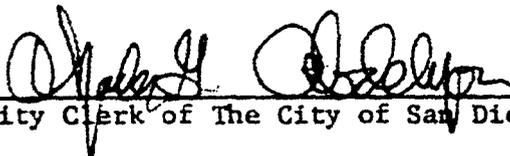
There being no further business to come before the Council at this time, the Regular Meeting was adjourned at 5:50 p.m. on motion of Councilman Haro, and the Mayor announced the Council would go into executive session on pending litigation in the 12th Floor Council Conference Room. The following Resolution was adopted:

RESOLUTION 219588, authorizing the Mayor and the City Clerk to execute a quitclaim deed, quitclaiming to El Rancho Del Rey, the City's interest in a portion of the east half of quarter section 69 Rancho De La Nacion, and reserving an easement for water pipeline purposes.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California