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Minute Secretary

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Adjourned at 9:15 PM.

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Minute Secretary

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MINUTES OF A REGULAR MEETING
OF THE TORRANCE CITY COUNCIL

OPENING CEREMONIES:

1. CALL TO ORDER:

The Torrance City Council convened in a regular meeting on Tuesday, October 3, 1972, at 5:30 PM in the Council Chambers, Torrance City Hall.

2. ROLL CALL:

Present: Councilmen Armstrong, Brewster, Sciarrotta, Surber, Uerkwitz, Wilson and Mayor Miller. Absent: None.

Also present: Assistant City Manager Scharfman, City Attorney Remelmeyer, and City Clerk Coil. Absent: City Manager Ferraro and City Treasurer Rupert.

3. FLAG SALUTE:

At the request of Mayor Miller, Mr. John Mulvihill led in the Salute to the Flag.

4. INVOCATION:

The invocation for the meeting was provided by Reverend William J. Roleder, First Lutheran Church.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

Councilman Sciarrotta moved to approve the Minutes of the regular meeting of September 19, 1972, as submitted. The motion was seconded by Councilman Wilson and carried unanimously.

6. APPROVAL OF DEMANDS:

Councilman Uerkwitz moved that all properly audited demands be paid. His motion, seconded by Councilman Brewster, carried unanimously by roll call vote.

7. MOTION TO WAIVE FURTHER READING:

Councilman Brewster moved that after the Clerk has given a number and read title to any resolution or ordinance on tonight's agenda, the further reading thereof be waived, reserving and guaranteeing to each Councilman the right to demand the reading of any such resolution or ordinance in regular order. The motion

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was seconded by Councilman Armstrong and roll call vote was unanimously favorable.

8. COUNCIL COMMITTEE MEETINGS:

Transportation Committee - Met Monday, October 2, 1972, to discuss Jefferson Lease #6. A new concept in rent negotiations was introduced by Mr. Levitt which it is felt will prove advantageous to the City. Staff, however, needs time to analyze this concept and the Committee therefore recommended continuing the matter until 6:00 PM, October 24, 1972. Councilman Surber moved to adopt the recommendation of the committee in this regard. Councilman Uerkwitz seconded the motion and roll call vote proved unanimously favorable.

Legislative Liaison Committee - Report to be made under Orals by Councilman Sciarrotta. Copies of the written report made available to each Councilman.

Public Works Committee - Met this date to discuss 223rd Street extension -- no formal report to be made at this time. Will continue meeting on this subject until October 31 just prior to the Council meeting.

Also discussed effects of the Friends of Mammoth Court Case and a meeting is scheduled for Tuesday, October 10 to discuss the continuing development of the dedication program for the new City Hall.

It was recommended by Councilman Uerkwitz that the dedication of the fountain to the MIA's-POW's be coordinated to run concurrently with the dedication of the new City Hall. This has already been considered, according to Councilman Brewster, the only thing missing is a formal name for the fountain. Councilman Uerkwitz' suggested name -- the Torrance Memorial Fountain -- will be taken under advisement by the Committee, as will Councilman Surber's recommendation that attempts be made to procure Lt. Governor Reinecke as a guest speaker if Governor Reagan is unable to attend the dedication ceremonies rather than a HUD official. It was Mr. Surber's opinion that the Lt. Governor was probably more widely known than any HUD official; further, if the Lt. Governor is unable to attend, Mr. Surber suggested requesting a local Congressman to speak.

PROCLAMATIONS:

9. "White Cane Days" - October 6, 7, 1972

So proclaimed by Mayor Miller.

10. "Hadassah Month" - October 1972

So proclaimed by Mayor Miller.

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10A. OATH OF ALLEGIANCE to newly appointed Commissioners

City Clerk Coil administered the Oath of Allegiance to Mr. David Cargan, Water Commission and Mr. Bill Pickens, Traffic Commission. Both gentlemen were welcomed by the Mayor on behalf of all concerned.

STREETS AND SIDEWALKS:

- 11. Torrance Boulevard Improvement - Henrietta Street to Prospect Avenue. City Engineer recommends adoption of RESOLUTION requesting the Board of Supervisors of Los Angeles County to make allocation of funds from "Highway-Through-Cities Special Projects" funds for the acquisition of right of way for Torrance Boulevard between Henrietta Street and the westerly city limits.

RESOLUTION NO. 72-198

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE REQUESTING THE BOARD OF SUPERVISORS OF LOS ANGELES COUNTY TO MAKE ALLOCATION OF FUNDS FROM "HIGHWAY-THROUGH-CITIES SPECIAL PROJECTS" FUNDS FOR THE ACQUISITION OF RIGHT OF WAY FOR TORRANCE BOULEVARD BETWEEN HENRIETTA STREET AND THE WESTERLY CITY LIMITS.

Councilman Sciarrotta moved for the adoption of Resolution No. 72-198. The motion was seconded by Councilman Armstrong and roll call vote was unanimously favorable.

- 12. Cooperative agreement for the improvement of Western Avenue. City Engineer recommends adoption of RESOLUTION authorizing and directing the Mayor and City Clerk to execute and attest amendment to Cooperative Agreement No. 1920 between the Cities of Torrance, Lomita and Los Angeles, the County of Los Angeles and the State of California.

RESOLUTION NO. 72-199

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST THAT CERTAIN AMENDMENT TO COOPERATIVE AGREEMENT NO. 1920 BETWEEN THE CITIES OF TORRANCE, LOS ANGELES, AND LOMITA, THE COUNTY OF LOS ANGELES AND THE STATE OF CALIFORNIA RELATING TO THE IMPROVEMENT OF WESTERN AVENUE.

Councilman Wilson moved for the adoption of Resolution No. 72-199. Councilman Surber seconded the motion which carried unanimously by roll call vote.

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SEWERS AND DRAINAGE:

13. Supplemental Agreements with Los Angeles County Flood Control District and with Koebig & Koebig, Inc. for payment of additional engineering fee (1970 Bond Issue Project No. 8150 - Line A). City Engineer recommends adoption of RESOLUTIONS (2) authorizing execution of agreements with Los Angeles County Flood Control District and with Koebig & Koebig for payment of additional design work on Project No. 8150 - Line A (1970 Bond Issue Project).

RESOLUTION NO. 72-200

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST AN AGREEMENT BETWEEN THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT AND THE CITY OF TORRANCE RELATING TO ADDITIONAL DESIGN WORK FOR 1970 BOND ISSUE PROJECT NO. 8150 - LINE A.

Councilman Uerkwitz moved for adoption of Resolution No. 72-200. Councilman Surber seconded the motion and roll call vote proved unanimously favorable.

RESOLUTION NO. 72-201

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST AN AMENDMENT TO AN AGREEMENT FOR ENGINEERING SERVICES WITH KOEBIG & KOEBIG, INC. FOR STORM DRAINS TO BE CONSTRUCTED UNDER LOS ANGELES COUNTY FLOOD CONTROL DISTRICT 1970 BOND ISSUE PROJECT NO. 8150 - LINE A.

Councilman Surber moved for adoption of Resolution No. 72-201. The motion was seconded by Councilman Armstrong and carried unanimously by roll call vote.

MATTERS NOT OTHERWISE CLASSIFIED:

14. A Survey on Council - Appointed Boards, Commissions and Committees with Comment on Alternatives

Following Councilman Sciarrotta's recommendation that subject item be referred to committee, Mayor Miller appointed an ad hoc committee to consider the matter, such committee to consist of Councilmen Armstrong (Chairman), Surber and Wilson.

It was requested by Councilman Uerkwitz that Staff compile some statistics regarding the method of appointments to City Commissions and that such data be provided the ad hoc committee prior to their first meeting.

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Councilman Armstrong welcomed comments and suggestions from other Councilmen and requested that Staff provide the committee with the Planning Commission supplements to subject survey.

PERSONNEL MATTERS:

- 15. The City Manager requests an executive session in regard to hours, wages and working conditions

Assistant City Manager Scharfman requested an executive session at the conclusion of tonight's Council meeting in regard to wages, hours and working conditions. He indicated there would be no further action required on the part of the Council as the result of this executive session. These comments were so noted by Mayor Miller who ordered the executive session be held as per this request.

ENVIRONMENTAL MATTERS:

- 16. Report on Proposition 20 "Coastline Initiative" from Council Committee on Legislative Liaison

It was requested by Mayor Miller that this item be postponed until after the first recess. There were no objections and it was so ordered.

SECOND READING ORDINANCES:

- 17. ORDINANCE NO. 2359, amending Section 17.41.1 of Part IV, Chapter 7, Division 1 of the Code to add a new classification of Administrative Analyst

ORDINANCE NO. 2359

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 17.41.1 OF PART IV, CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE TO ADD A NEW CLASSIFICATION OF ADMINISTRATIVE ANALYST.

Councilman Sciarrotta moved for the adoption of Ordinance No. 2359 at its second and final reading. The motion was seconded by Councilman Wilson and roll call vote proved unanimously favorable.

- 18. ORDINANCE NO. 2360 amending Division 9 of the Code to reclassify property located on the northeast corner of Hawthorne Boulevard and Pacific Coast Highway, and described in Zone Change 72-7 (Torrance Planning Commission)

ORDINANCE NO. 2360

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING DIVISION 9 OF THE TORRANCE MUNICIPAL CODE TO RECLASSIFY THAT CERTAIN

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PROPERTY WHICH IS LOCATED ON THE NORTH-
EAST CORNER OF HAWTHORNE BOULEVARD AND
PACIFIC COAST HIGHWAY, AND DESCRIBED IN
ZONE CHANGE 72-7 (Torrance Planning Commission)

Councilman Wilson moved for the adoption of Ordinance No. 2360 at its second and final reading. The motion was seconded by Councilman Surber.

Prior to roll call vote, City Attorney Remelmeyer indicated he felt this an appropriate time to introduce the subject of the Environmental Impact Report inasmuch as it could have a bearing on this case. The provisions of the Environmental Impact Report and the subsequent effects of the court decision in the recent Friends of Mammoth case were then outlined by Mr. Remelmeyer. Specifically noted was the provision which stated that if a City has a Conservation Element in its General, or Master Plan, and it is determined that the matter to be considered, such as a Conditional Use Permit, Zone Change, etc. satisfies the requirements of said Conservation Element, the Environmental Impact Study ordinarily required (if an item is considered to have a substantial effect on the surrounding environment) under the provisions of this Act, may be waived. With that in mind, Staff proposes to bring to the Council next week a proposed Conservation Element of the City's Master Plan with the recommendation that it be adopted on an interim basis. It was Mr. Remelmeyer's recommendation, therefore, that subject item and any similar items be postponed for two weeks or until the Conservation Element has been prepared for consideration by the Council.

In view of the foregoing, Councilman Uerkwitz moved to delay subject item until the October 24 meeting. The motion was seconded by Councilman Sciarrotta and roll call vote proved unanimously favorable.

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19. ORDINANCE NO. 2362 amending Section 35.5.1, 35.5.2 and 35.5.3 of the Code relating to the granting of entertainment permits by the License Review Board and providing criteria therefor, adding Section 35.5.5 relating to changes in the form of entertainment and repealing Emergency Ordinance No. 2361 relating to the same matter.

ORDINANCE NO. 2362

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 35.5.1, 35.5.2, AND 35.5.3 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE GRANTING OF ENTERTAINMENT PERMITS BY THE LICENSE REVIEW BOARD AND PROVIDING CRITERIA THEREFOR; ADDING SECTION 35.5.5 RELATING TO CHANGES IN FORM OF ENTERTAINMENT AND REPEALING EMERGENCY ORDINANCE NO. 2361 RELATING TO THE SAME MATTER.

Councilman Armstrong moved for the adoption of Ordinance No. 2362 at its second and final reading. The motion was seconded by Councilman Uerkwitz and roll call vote proved unanimously favorable.

PLANNING AND ZONING MATTERS:

20. RESOLUTION granting a Precise Plan of Development in Case No. PP 72-13, Jimmie Capellino, to permit the construction of a 5-story office building in the C-R zone on property located at the northwest corner of 185th Street and Crenshaw Boulevard.

It was indicated by City Attorney Remelmeyer that the same problem as was mentioned under Item 18 (See Page 6) could have some effect in this matter. For this reason, he recommended subject item be postponed.

Councilman Surber moved to delay subject item until the October 24 meeting. Councilman Wilson seconded the motion which carried unanimously by roll call vote.

21. RESOLUTION granting a variance in Case No. V 72-10, Jimmie Capellino, to permit the construction of a 5-story office building in the C-R zone on property located at the northwest corner of 185th Street and Crenshaw Boulevard

Councilman Sciarrotta moved to delay subject item until the October 24 meeting. (Until after the Environmental Impact Guidelines are presented by Staff and adopted by the Council; see Item 18, Page). The motion was seconded by Councilman Surber and roll call vote proved unanimously favorable.

In response to a question posed by Councilman Surber, City Attorney Remelmeyer advised that Councilmen Surber and Uerkwitz, who were not present at the hearing held on subject item, could avail themselves of the Minutes of the meeting at which time this case was considered and listen to the tape recording thereof --

they could then participate in the voting on the Resolution when it is returned to the agenda on October 24. Mr. Remelmeyer further advised, per Councilman Surber's inquiry, that he would recommend not considering such matters as having been approved by the Council unless a minimum of four (4) affirmative votes is received.

The hour being 6:10 PM, the Council recessed as City Council, per a motion made by Councilman Sciarrotta, and reconvened as the Redevelopment Agency. The motion was seconded by Councilman Wilson and roll call vote proved unanimously favorable. A recess followed at 6:20 PM; the Council then reconvened at 6:30 PM.

PLANNING AND ZONING HEARINGS:

22. ZC 72-16, EQUITY REAL PROPERTIES (JAMES L. INGERSOLL, PRESIDENT). (Change of zone from R-1 to C-5 on property located at the northeast corner of 173rd Street and Roslin Avenue. Recommended for Approval by the Planning Commission.

Mayor Miller announced that this was the time and place for a public hearing, following which he inquired of the audience if anyone wished to be heard on this matter.

Noted by City Attorney Remelmeyer was that the problem of the lack of Environmental Impact Guidelines also affected this item and he recommended postponing action until the October 24 meeting.

Pursuant to questions posed by Mr. James Ingersoll, 3807 Wilshire Boulevard, Los Angeles, telephone - 487-6477, Mr. Remelmeyer clarified the situation confronting the Council with regard to Environmental Impact requirements, per the Supreme Court's recent decision in the Mammoth Case, advising that it was not quite certain at this time how this decision applied to such things as Variances, Conditional Use Permits, Zone Changes, etc.

Councilman Brewster moved to postpone subject item until October 24, with the proponent's concurrence. Councilman Armstrong seconded the motion.

Prior to roll call vote, Mr. Ingersoll inquired if he should expect the same situation at tomorrow night's Planning Commission meeting. It was suggested Staff contact him sometime during the day tomorrow with regard to this matter.

Roll call vote was then taken on the motion and proved unanimously favorable.

23. V 72-11, HUNT ENTERPRISES, INC. (DONALD G. HUNT, PRESIDENT). Request for a variance from the provisions of the R-1 zone to permit the construction of a 28-unit apartment building on property located at the east side of Cypress Street, approximately midway between Sepulveda Boulevard and 229th Street. Recommended for Denial by the Planning Commission.

Mayor Miller announced this was the time and place for a public hearing, noting that the Environmental Impact situation could also affect this matter.

Mr. Raymond Seltzer, 3847 West 234th Place, indicated he had no objections to holding this matter over -- Councilman Armstrong moved to hold subject item until the October 24 Council meeting. Councilman Sciarrotta seconded the motion which carried as is shown below:

AYES: Councilmen: Armstrong, Brewster, Sciarrotta,
Surber, Uerkwitz and Wilson

NOES: Councilmen: None

ABSTAIN: Councilmen: Mayor Miller

Miller to

Mayor/indicated his abstention was due/the proximity of his residence to the subject property (within 300 feet thereof).

The Council then returned to consider Item 16: (See Page 5)

16. Report on Proposition 20 - "Coastline Initiative" from Council Committee on Legislative Liaison

Councilman Sciarrotta, Chairman of the subcommittee on subject item, reported that the committee's recommendation, two to one, was to favor supporting the Coastline Initiative, Proposition 20. The committee agreed that the language was somewhat vague and needed to be more clearly defined; however, it will be possible, until 1976, to recommend changes thereto, through the State Legislature.

It was indicated by Councilman Uerkwitz that he agreed wholly with Councilman Brewster's minority opinion, opposing supporting subject Proposition, feeling that the measure basically was an encroachment on home rule, and further, that more problems than benefits could result if it is passed -- he therefore recommended Proposition 20 not be passed at this time.

Pointed out by Councilman Wilson was the fact that the entire California coastline is being continually worn away through development by private interest groups -- if the Council waits too long to act, there will be nothing left to legislate over, in his opinion. Further, Councilman Wilson expressed disagreement with Councilman Uerkwitz' opinion re the lack of local control -- he did not feel there would be any loss in this respect, and, while agreeing it was not a "perfect" law,

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he pointed out that few laws are perfect in every respect; also, there is the possibility of modification until 1976, as was earlier mentioned by Councilman Sciarrotta. In conclusion, Councilman Wilson stated he believed passage of subject Initiative was "long overdue."

Mayor Miller, who also supported passage of subject Proposition, pointed out that the law proposed to restrict and control growth within a 1000 yard area from the coast and regulate planned developments occurring 5 miles inland -- whatever is proposed within the Torrance city limits will first be processed and subject to approval by the City of Torrance before going on to any higher governmental bodies and he therefore, did not believe that any local control would be taken away. The Mayor further indicated he believed the regional control aspect had merit in this particular situation, pointing out that developments occurring in neighboring cities do have an effect on Torrance; i.e., large multiple residential developments in adjacent communities, the residents thereof who utilize Torrance streets adding to traffic volume, etc., and he felt there should be some means of communication available to Torrance officials on such matters. Mayor Miller further pointed out, if this Proposition does not pass, it could easily be another 5 or 6 years before any similar legislation is effected and in that amount of time, it would probably be too late to save the coastline.

Prefacing his remarks by stating that he did not wish to debate the issue or offer rebuttal to what has already been said -- he simply wanted to clarify his position -- Councilman Brewster read the following prepared statement supporting his minority position opposing the passing of subject Proposition:

"There seem to be two basic arguments by those who support Proposition 20:

1. Local control has not done the job; and
2. Nothing is being done to remedy the situation - Bills and ballot measures are put up, and bills and ballot measures fail - time is fleeting.

In response to #2, may I comment that maybe if someone would put up the proper bill, properly drafted and workable, it would easily pass. (In a few moments, I will direct some remarks to this point).

It is undoubtedly true that local control has not done the job in many areas of the State, and it is not surprising to me that supporters of Proposition 20 are opposed to local control at least in this portion of the total planning spectrum.

I would submit for your consideration, however, that if local control has failed elsewhere (it has not failed in Torrance), it can only be because local citizens have (1) either failed to act impressively, or (2) have failed to elect responsive local officials.

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Now therefore, I would ask: Logically, if working citizens cannot even find the time and force to be effective on the "eye-ball to eye-ball" local level of governmental influence, what kind of effectiveness can you expect citizen voters to have on a DISTANT, THRICE REMOVED, NON-ELECTED, SLOW REACTING, TOTALLY IMMUNE MACRO-ORGANISM THAT MEETS IN DAY-TIME HOURS - AND THE ONLY RECOURSE FROM WHICH IS IN THE COURTS AND NOT THROUGH LOCALLY ELECTED REPRESENTATIVES.

In addition, without taking the time to go into detail, I find (and I believe most will readily admit) numerous examples of vagueness, undefined procedures, and other troublesome aspects (such as automatic approval by failure to act) in Proposition 20 as drafted - all of which, taken in toto, lead me to conclude that:

WHILE I CONCUR TOTALLY IN THE OBJECTIVE OF CONSERVING AND PRESERVING OUR VALUABLE AND NON-REPLENISHABLE COASTAL NATURAL RESOURCES,

I cannot concur that Proposition 20 is an any better vehicle nor any better drafted than Proposition 9 or AB 200 (which this body opposed) - and therefore passage of Proposition 20 will result in a maze of confusion and legal tangles, and perhaps will ultimately work against the objectives of those who now so ardently favor its passage - and perhaps, therefore, will only further delay the day when adequate protective and conservation measures are an enforceable reality.

I THEREFORE FEEL PROPOSITION 20 ENDANGERS ITS OWN OBJECTIVES, FOR MANY REASONS, AND THEREFORE SHOULD BE DENIED.

I cannot subscribe to the argument that doing something wrong is a start in the right direction, nor to the argument that moving in the direction of false hopes, just to be moving, is more advisable than refraining from a hasty, ill-advised and false start - in favor of awaiting until sure of the proper direction. In my own mind, in my own opinion derived from my own analysis of the situation, I conclude that Proposition 20 is the wrong road, a time-consuming, dangerous dead-end to achieving the common objectives that we all share. I recognize that others have reached conclusions that are contrary to mine, and that are divergent from my own; I'm not trying to argue anyone out of anything; I'm simply stating it as I see it. You can take it or leave it.

It is not my practice to be critical of a course of action without offering what I perceive to be a viable and acceptable alternative - therefore, I would make this positive suggestion:

I would subscribe to legislation or initiative (state or local or both) that aims at curing the basic problem; the inaction of many local level authorities. I suggest we should pass measures which mandate that the conservation and preservation of our coastal natural resources - for the pleasure and enjoyment of all citizens - is a priority objective of the people and State of California; further mandating through law

that every appropriate local jurisdictional body must adopt a master plan for said conservation and protection and preservation, predicated on these aforementioned principles, prior to 1975; that such plans be subjected to local citizen input and periodic formal public hearings during their development as well as to adoption through public hearings by the responsible local agency. Further, that said plans be voluntarily integrated with the plans of other nearby jurisdictions who share a "common community of interest" prior to 1976, or else disputes and differences of opinion would be adjudicated and resolved by an appropriate regional planning body. (such as those that are now in existence such as SCAG or ABAG) And further, mandating that regardless of the local zoning ALL developments of a (to be determined) nature, use or \$ value which fall within a well defined coastal overlay zone be subjected to: (1) fully advertised local public hearings (with the power to place conditions and restrictions thereon); and (2) publicly aired environmental impact analyses - this to be effective immediately, and to be applicable for at least the duration of the master plan development stage mentioned above."

In conclusion, Councilman Brewster stated that in all of this, in Proposition 9 and Proposition 20, and AB 200, he felt there was a very real warning, that ... "voluntary regional cooperation and compromise have got to be made a part of life for local authorities or we will all be rightfully stripped of our responsibilities."

It appeared to Councilman Armstrong that this problem did not affect just the immediate community, but also surrounding areas as well. Logically, one couldn't expect a town on the edge of a national forest to take over the national forest; likewise, a city shouldn't be expected to manage its own coastline, in his opinion. Continuing, Councilman Armstrong indicated he believed the people who live along the coastline, no matter what part of the California coast, hold the coastline in trust for the rest of the people of the State, and, in that sense, it seemed the problem affects more than just the people in this City. In such cases, it is not uncommon to think in terms of some broader based hearing body, or board, such as the regional body concept in this situation. In conclusion, Councilman Armstrong indicated he would support subject bill, particularly favoring the portions wherein the opportunity was offered for local government to participate as well as the opportunity offered to provide additional input at a later time which could modify the bill and perhaps make it stronger. The only other alternative, in Councilman Armstrong's opinion, would be to wait and see what will happen which undoubtedly will be continued erosion of the coastline.

While duly impressed with Councilman Brewster's analysis of the situation, Councilman Wilson stated he felt the recommendations contained in his minority report represented "exactly what we are intending to do now." Councilman Wilson did not feel the City was being by-passed in this matter.

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Disagreement with Dr. Wilson's comments was expressed by Councilman Uerkwitz who predicted that lobbying efforts on the part of this City in the interest of modifying or changing this Proposition could have little or no effect, particularly since it has taken the Legislature this long to act on the matter in the first place. Further, he believed the Proposition, if approved, would take away this City's control over its own developments, within the Torrance City boundaries. Mayor Miller at that point, reiterated his earlier expressed understanding of the measure -- that strict control would be enforced within the first 1000 yards of the coastline, and regulation, to be coordinated with the particular city(s) involved, would be enforceable 5 miles inland.

Also opposing the passage of subject Proposition was Councilman Surber who stated he believed it would be "...almost impossible for the average citizen to attend regional meetings on this subject, meetings which most likely would be out of the local area." Pointing out that the Los Angeles Police Department is dividing into four sections as of January 1, 1973, in an effort to reduce the size of this division of municipal government, Councilman Surber indicated he felt that is what should be done in this situation -- governmental bodies should be reduced in size and scope, not enlarged, in order to afford local citizenry better representation. His main objection to the Proposition was the fact that he believed it would take away local control. Councilman Surber also indicated, at the conclusion of his presentation, that he felt the Initiative "...so ambiguously drafted that the area required to be included in the coastal zone master plan would undoubtedly have to be determined by the courts."

Mrs. Vicki Birdsall, representing the League of Women Voters, advised that the League also favored decentralizing government in many areas; however, it was their feeling that a regional approach to some matters was preferable. Mrs. Birdsall indicated it was her personal feeling that the regional control concept was more appropriate in this instance. Further, she noted that the League generally prefers working through the Legislature rather than the Initiative approach; however, after three years of "...being battled by big money interests...", it was felt the Initiative process was the only feasible approach to solving the coastline problem.

The discussion continued at length, the following action resulting:

MOTION: Councilman Sciarrotta moved that the Council go on record as supporting Proposition 20, the Coastline Initiative. The motion, seconded by Councilman Wilson, carried as is shown below:

AYES: Councilmen: Armstrong, Sciarrotta, Wilson and
Mayor Miller

NOES: Councilmen: Brewster, Surber and Uerkwitz

Councilman Sciarrotta then moved that the Legislative Liaison Committee do everything in their power to enable the appointment of one member of this City Council to the Regional Commission that proposes to consider coastline matters.

Mayor Miller felt such a motion premature at this time and he so indicated. The motion subsequently died for lack of a second.

MATTERS NOT OTHERWISE CLASSIFIED:

24. Report regarding City action before Public Utilities Commission, Ainsworth Power Poles

Assistant to the City Manager Jackson, at the request of Mayor Miller, read aloud the Staff recommendations 1 through 10 for subject item, as listed in the October 2nd communication to the Council (a matter of record). Clarification of these recommendations was provided by Mr. Jackson who pointed out that most of the expense involved is to be borne by the Edison Company (approximately \$3/4 million as opposed to around \$48,000 for the City of Torrance). The next step in the process, Mr. Jackson stated, was for the proposal, if concurred in tonight by the Council, to be presented to the Public Utilities Commission and the State Division of Highways. At the Council's subsequent request, Mr. Jackson read the Advantages of the subject proposal, also outlined in the October 2nd report.

Commendations were extended the City Attorney and Michael Stetson for their efforts in the preparation of the subject compromise document following which Mayor Miller complimented the Edison Company, also, for their cooperation in this matter. Echoing the Mayor's comments was Councilman Surber who added that many people are probably not aware that the Edison Company has been involved in the ecology program long before many people knew what the word "ecology" meant.

Concern was then expressed by Mayor Miller as to other pending Edison projects in the City, particularly what is to happen in the southern part of Torrance, but commented that this, he felt, was "...another ball game and a different battle field."

Mr. Orin Johnson, 3810 Stanhurst, Torrance, President of SETHA, applauded the Council for working out subject agreement with Edison, following which he, too, expressed concern as to what will occur in other parts of Torrance, particularly, the Edison proposal to run this type of lines from Western Avenue into the various street locations along 235th Street in Southeast Torrance. In this connection, he urged that the Council request Edison to immediately withdraw that proposal which, he understood, had already been presented to the P.U.C. Mayor Miller indicated he felt Mr. Johnson's request premature and recommended this problem be referred to Staff at this time for further investigation.

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MOTION: Councilman Uerkwitz moved to concur with the Staff recommendation on subject item and proceed with the implementation of the program. Councilman Sciarrotta seconded the motion which carried unanimously by roll call vote.

It was announced by Assistant to the City Manager Jackson that a legislative hearing relative to transmission lines in residential areas will be held at 10:00 AM in the Council Chambers, Torrance City Hall, on October 20, 1972, The Honorable Larry Townsend, presiding Chairman -- the public is invited to attend this hearing.

ROUTINE MATTERS:25. EXPENDITURES OVER \$300.00:RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the following purchases:

A. BUDGETED:

1. \$390.88 to Doubleday & Company for 81 adult and juvenile books.
2. \$445.43 to Kennikat Press, Inc. for 97 adult books.
3. \$859.50 to Needham Book Finders for 226 adult books.
4. \$9,116.26 to Railsback Subscription Agency for the renewal of 851 different magazine subscriptions for all City Branch Libraries as requested by the City Librarian. Other bids received were: \$9,112.02 from Maxwell International and \$9,162.45 from Ebsco Subscription Services. Recommendation to Railsback Subscription Agency is because it is a U. S. firm as opposed to Maxwell International Agency.

NOTE: Titles for all of the above books and subscriptions are available from the City Librarian's Office.

5. \$782.25 to Kelco Sales & Engineering Company to repair our Kelco water meter parts sandblasting cabinet as requested by the Water Department. This is a manufacture-direct repair service. This unit is used to clean sandblasting water meter parts in order to repair water meters.
6. \$301.14 to Western Water Works Supply for (100) only adapter couplings and six (6) each 8" service saddles as requested by the Water Department for stock. Other bids received were: \$332.85 from Park-Son Inc. and \$341.25 from Johnson Supply Co.
7. \$594.40 to Louis F. Almstadt for (500) only "Certificates of Appreciation" and (500) only specially engraved embossings of our City Seal as requested by the City Clerk. This price includes die costs and multicolor work charges to produce these items. This company was selected for this work based on their experience in doing this kind of work.
8. \$1,167.18 to Halprin Supply Company for two (2) only 20 foot sections of fire fighting suction hose and six (6) only 12 foot sections of suction hose for the same purpose complete with couplings as requested by Fire Department as replacements. Other bids received were: \$1,184.40 from Wardlaw Fire Equipment and \$1,394.30 from Western Fire Equipment Co.

26. File Units for Finance Department Vault.RECOMMENDATION OF FINANCE DIRECTOR:

1. That \$2,168 be appropriated from the Reserve for Civic Center Improvements to provide vertical file equipment for the storage of financial records in the Accounting Division vault.
2. That the contract for this equipment be awarded to A. Johnson Stationery and Supply Company of Torrance in the amount of \$2,167.67. Other bids received were from Western Office Furniture, \$2,238.08; and Gold Desk and Safe Company, \$2,635.34.

27. Del Amo Boulevard Improvement - Prospect to Henrietta Right of Way Acquisition. City Engineer recommends that \$750 in 2106 Gas Tax Funds be appropriated for the referenced project.CITY ENGINEER'S

RECOMMENDATION: That \$750 in 2106 Gas Tax Funds be appropriated for the referenced project.

28. Renewal of City Uniform Rental Contract - 1972-1973
(\$19,500.00 Annual Expenditure)RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the renewing of our existing uniform service contract with the Atlas Coverall and Uniform Supply at their original bid price of \$.70 per uniform for an additional year.

29. Award of Contract - Ductile Iron Pipe - Referenced Bid B72-38 (\$17,196.80 Expenditure)RECOMMENDATION OF FINANCE DIRECTOR/WATER SYSTEMS MANAGER:

That Council accept the low bid submitted by Pacific States Cast Iron Pipe Company and approve the awarding of the contract to them for the required pipe in the total amount of \$17,196.80 including tax.

30. Award of Contract - Heavy Duty Tiltbed Trailer - Reference Bid B72-35 (\$2,019.15 Expenditure)RECOMMENDATION OF FINANCE DIRECTOR/BUYER:

That Council accept the low bid submitted by Milo Equipment Corporation for required equipment and approve the awarding of the contract for same to them in the total amount of \$2,019.15 including tax.

31. Award of Contract - Improvement of Carson Street from Crenshaw Boulevard to Western Avenue (Job #70035) B72-36)

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RECOMMENDATION OF CITY ENGINEER/WATER SYSTEMS MANAGER:

1. That the contract be awarded to Vernon Paving Co. and all other bids be rejected;
 2. That \$10,000 be appropriated from the Water Revenue Fund to cover water main construction costs (Job #71106); and
 3. That \$20,000 be appropriated from 2106 Gas Tax Funds to cover construction of street lighting (Job #70035).
32. Notice of Completion - Construction of Skypark Drive from Garnier Street to 1,300 feet easterly (Job #71118)

RECOMMENDATION OF CITY ENGINEER:

1. That the work be accepted;
 2. That final payment be made to the contractor, Silveri & Ruiz Construction Co.;
 3. That \$500.00 be appropriated from the Sewer Revolving Fund to cover sewer costs; and
 4. That \$12,000 be appropriated from 2106 Gas Tax Funds to cover street costs.
33. Claim of Gail Boyd for Personal Damages

RECOMMENDATION OF CITY CLERK:

That the above claim be denied and referred to the City Attorney. The City Attorney concurs with the above action.

MOTION: Councilman Sciarrotta moved to concur with the recommendations on Agenda items 25 through 33, inclusive. The motion was seconded by Councilman Brewster and roll call vote proved unanimously favorable.

ORAL COMMUNICATIONS:

34. Announced by Assistant City Manager Scharfman was that the City Attorney's Emergency Ordinance governing slant drilling and other factors concerning oil wells, as requested by the Council last week, was completed and now ready for the Council's consideration. In response to Mayor Miller's question as to why this item was not on the formal agenda, Mr. Scharfman stated he believed it had been overlooked, the ordinance itself not having been prepared in time to be handed out until just prior to this meeting. Similar comments were added by City Attorney Remelmeyer who apologized for any inconvenience this may have caused.

Councilman Brewster stated he had received several inquiries from citizens as to whether this item would be on tonight's agenda -- inasmuch as he did not see the item, and believed it would not be, he so informed these people and was therefore hesitant to take any action on the matter. Like sentiments were expressed by Councilman Sciarrotta who indicated he, too, received similar phone calls.

At the request of Mayor Miller, City Clerk assigned a number and read title to:

ORDINANCE NO. 2365

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 97.1.1 and 97.1.4 OF THE TORRANCE MUNICIPAL CODE AND ADDING ARTICLE 12 TO CHAPTER 7, DIVISION 9 THEREOF TO REQUIRE THE ISSUANCE OF A PERMIT FOR THE PLACEMENT AND REPLACEMENT OF STORAGE TANKS AND EQUIPMENT ON ANY OIL WELL SITE IN THE CITY; AND AMENDING THE PROVISIONS OF SECTION 97.1.2 OF SAID CODE PROHIBITING OIL WELL DRILLING; AND DECLARING THE PRESENCE OF AN EMERGENCY.

Councilman Wilson moved to adopt Emergency Ordinance No. 2365. Councilman Armstrong seconded the motion.

Prior to roll call vote, it was noted by Councilman Uerkwitz that at least one opposing party had left the meeting with the impression that this item would not be considered tonight. Councilman Sciarrotta indicated he had this same feeling after talking to Attorney George Kurtz prior to this meeting and he expressed concurrence in the Mayor's subsequent recommendation to hold the matter over for one week. City Attorney Remelmeyer indicated he believed holding the item over would have little or no effect on the situation unless substantial changes of equipment are contemplated by oil operators in the near future -- he recommended, in fact, delaying the matter even longer than one week and referring it to the Oil Board for their consideration and review.

The discussion continued, Councilmen Sciarrotta and Brewster both indicating they would prefer not to consider this matter at all tonight in view of statements made earlier to various people that it was not on the agenda and therefore would probably not be discussed. Concurrence was indicated by Councilman Wilson who agreed, in all fairness to all concerned, the matter should be held over.

SETHA President Orin Johnson requested the Council pass the Emergency Ordinance this evening, noting that big pumping facilities have, in the past, been installed overnight, and this type of thing could very well happen again unless preventative measures are taken. Mr. Johnson pointed out that the regular ordinance could then be modified, upon request, and anyone wishing to make a statement for or against the regular ordinance, could do so at the hearing held on that matter.

It was the comment of Councilman Armstrong, while recognizing Staff's dilemma in requiring preparation time of ordinances and the like, that it would be indeed unfortunate if this Council could not act on emergency matters within one week's time. Further, he concurred with the concept of adopting the Emergency ordinance, it being his feeling that no one would be precluded from having

their say inasmuch as the regular ordinance was still to come before the Council. Councilman Surber concurred with this concept.

Councilman Brewster reiterated his earlier voiced objections to considering the item at this time, indicating he did not feel, in all good conscience, he could vote on an ordinance he hadn't even had the opportunity to review thoroughly.

Pros and cons as to adopting the emergency ordinance continued to be exchanged, resulting in the following SUBSTITUTE MOTION:

Councilman Surber moved to adopt the Emergency Ordinance as an interim measure, to provide control and protection until the regular ordinance can be amended, if need be, and adopted. The motion was seconded by Councilman Armstrong but failed to carry as is shown below:

AYES: Councilmen: Armstrong, Surber and Mayor Miller
 NOES: Councilmen: Brewster, Sciarrotta, Uerkwitz and
 Wilson

Councilman Uerkwitz asked that the record reflect his "No" vote has nothing to do with the content of the ordinance but was rather for reasons earlier stated.

Subject item was ordered back on the agenda next Tuesday, October 10 -- there were no objections.

35. The Council was reminded by City Clerk Coil that the League of California Cities Conference conflicts with October 17, a regular Council meeting night; also, October 31st, the 5th Tuesday of the month, is also Halloween, and November 7 is Election Day.

Councilman Surber moved that no Council meeting be held on November 7, 1972, Election Day. The motion was seconded by Councilman Armstrong and roll call vote was unanimously favorable.

It was recommended by Councilman Surber that the Council attempt to work their schedule on October 17 around the League of California Cities Conference, it being noted that it would be held locally this year.

36. Following the City Attorney's request that the Council authorize him to employ Mr. Ralph Nutter to represent the City in the litigation brought against it by the Shamrock Club, for a fee not to exceed \$5,000, Mayor Miller so moved. The motion was seconded by Councilman Surber and roll call vote proved unanimously favorable.

37. Councilman Armstrong requested those who are evaluating the success of Airport Days to include in their evaluation a review of the circumstances surrounding the recent Sacramento air tragedy.

38. Staff reports re (1) the Youth Sports Group Survey and (2) the Bicycle Trail situation were requested by Councilman Armstrong.

39. Reported by Councilman Sciarrotta was the fact that the Legislative Liaison Committee, which met this date at 8:00 AM took action on two items: first, the recommendation was made to seek outside funds for high priority transportation problems in this City including the development of Madrona Avenue and 223rd Street; and secondly, the Committee endorsed Congressman Anderson's Amendment to the proposed Urban Mass Transportation Act, said Amendment would permit Highway Trust Funds to be spent by local governments for the purchasing and construction of transportation facilities. Councilman Sciarrotta moved that the Council pursue the aforesaid recommendation of the Legislative Liaison Committee. The motion was seconded by Councilman Armstrong and carried unanimously.

40. Announced by Councilman Surber was that he had the pleasure last night of attending the 28th Annual Police Safety Awards Dinner of the Greater Los Angeles Chapter of the National Safety Council at which event the Torrance Police Department received a first place award in the Police Motorcycle Division and the Torrance Municipal Bus Lines received the first place award in the Motorcoach Transit Division. Both Departments were congratulated for their outstanding safety records over the past year.

41. Councilman Uerkwitz requested a status report on the "Beach Bus", such report to include facts and figures pertinent thereto.

42. At Staff's convenience, a status report relative to the improvement of the City Yard was requested by Councilman Uerkwitz who indicated he would like some recommendations contained therein which would enable positive action to be taken some time this year.

43. A letter from the Superintendent of Schools stating that the Torrance Board of Education would be very interested in considering meeting with the Council Committee on Park and Recreation and Community Development was noted by Councilman Wilson who indicated he felt this was a step in the right direction toward keeping lines of communication open between the City and the School Board, the resultant outcome of which would surely benefit both groups. A tentative date of October 19 was set for this meeting.

44. Mrs. Ariel Hilton, owner of the 14-unit apartment building located at 3711 Artesia Boulevard, who stated her personal residence was in Playa del Rey, while not present during consideration of Item 24 (See Page 14), asked to be heard

at this time regarding this matter. Mrs. Hilton indicated she had reviewed the material, felt the statement of compromise an excellent one and commended the City Attorney for his efforts in this regard, pointing out, however, that her apartment building, and adjoining apartment buildings constituted the "...area of sacrifice," the area between Yukon and Prairie on Artesia Boulevard, and stated she wished to lodge a formal protest against the erection of these 100 foot power poles in this area. Mrs. Hilton noted that in the past, such large poles have been installed near freeways or in unoccupied areas and she felt this policy should be retained, it being her opinion that no one should have to live under 240,000 volts of electricity. Further, Mrs. Hilton pointed out that there were 4 to 5 people in each apartment unit, their being 14 units in her building, 80 in the building immediately adjacent, and numerous multiple unit buildings existed in other surrounding complexes -- this matter will have a very significant effect on the environment, in her opinion, particularly considering the number of people involved. In her own behalf and on behalf of these other apartment residents, Mrs. Hilton again voiced her objections to the proposal to erect the 100 foot power poles along the subject area of Artesia Boulevard.

It was pointed out by Assistant to the City Manager Jackson that strict regulations regarding safety factors would be enforced by the PUC -- all Public Utility Commission requirements must be met, in fact, before the poles can even be constructed.

Per Mayor Miller's request, further clarification of the situation as it now exists was provided by City Attorney Representative Mike Stetson who advised that Edison had been requested to attempt to place these poles in their existing right of way but Edison representatives informed the City that there was absolutely no room at this location; also, the question of undergrounding these lines was deemed infeasible by Edison inasmuch as the cost thereof was estimated to be 10-12 times as much as to install the poles above ground.

Mrs. Hilton was informed by the Council that the subject compromise was considered the only viable alternative under the circumstances; further, that this City's fight was not over and that attempts would be made to prevent these large poles from being constructed on any single family residential streets in Torrance. Hope for improved technology in the near future was expressed by Mayor Miller -- perhaps undergrounding of all Edison lines, even the 240,000 volt lines will be possible and less expensive at that time.

It was further pointed out to Mrs. Hilton by City Attorney Remelmeyer, who prefaced his remarks with a brief history of the situation, that all the points she brought out this evening had earlier been noted and discussed before the Public Utilities Commission, but, having been turned down by that body, the only feasible alternative to the City had been the compromise recommendation adopted by the Council this evening. (Item 24)

45. Mayor Miller stated he was pleased to announce that he and Councilman Armstrong had been able to attend the POW/MIA Day activities in El Segundo today in honor of Lt. Col. Robert Barnett.

46. In response to a question posed by Mrs. Stella Billings, (who stated she had mentioned this matter two weeks ago before the Council) 4129 West 178th Street, Torrance, Assistant City Manager Scharfman stated that Mr. Verduco had been contacted by Staff relative to his problem which appeared to be threefold -- first, there was a misunderstanding with regard to the sewer and drainage fees (which appears to have been resolved); secondly, was the requirement of dedication of 27 feet of Mr. Verduco's property for a future street; and third, was the requirement of a bond for curbs, sidewalks and gutters. The second and third problems, Mr. Scharfman stated, represent standard procedure in the City and such is required of all property owners, Mr. Verduco having made himself liable for these requirements when he constructed a new dwelling on his lot. Further, in response to the City's suggestion to Mr. Verduco that he could either be bonded through his own insurance agent or provide the \$520.00 in cash for the curbs, sidewalks and gutters, Staff was informed that Mr. Verduco does not have an insurance agent.

Discussion ensued, further clarification of City Code requirements being provided at that time by City Engineer Weaver. Councilman Uerkwitz indicated to Mrs. Billings that he could not understand her allegation that Mr. Verduco had been billed for \$500.00 twice. Like comments were expressed by Mayor Miller who pointed out that relief in similar situations has been given only if the individual's property was located at the end of a cul-de-sac, which was not the case in this matter. The same requirements are made of all citizens in the City, Mayor Miller continued -- no differentiation is made because of race, color, etc. as was inferred earlier by Mrs. Billings.

The possibility of establishing a Time Certificate of Deposit, which procedure was explained and clarified by Councilman Sciarrotta and City Attorney Remelmeyer, was then pointed out to Mrs. Billings.

In view of further facts presented -- the fact that Mr. Verduco was a pensioner, 73 years old, and borrowed the money from friends and relatives to purchase his home -- Councilman Armstrong inquired as to the time element in such matters -- could a mortgage be placed on the house and some sort of payment plan instituted? Along these lines, Councilman Brewster inquired if it had been absolutely determined if the man was not bondable? It was his feeling perhaps some assistance in this area could be given Mr. Verduco.

The discussion continued briefly, the following action resulting:

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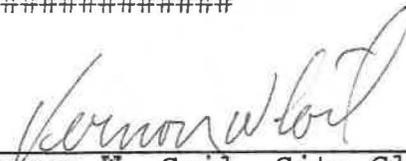
MOTION: Councilman Uerkwitz moved to refer subject matter to Staff, directing them to work out any details possible to assist Mr. Verdusco and report back to the Council accordingly. There were no objections and it was so ordered.

47. In response to a question raised by Mr. Irving Clintworth, 3530 West 230th Street regarding the oil overlay zone on the property located on the northwest corner of 230th and Crenshaw, City Attorney Remelmeyer stated this matter was to be considered at next Tuesday's Council meeting in connection with the proposed Oil Ordinance.

At 9:00 PM, the meeting was adjourned to Executive Session as per Staff's earlier request (See Page 5, Item 15), the Mayor indicating once again that no formal business would be conducted following this session.

The meeting was formally adjourned at 9:15 PM.

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Vernon W. Coil, City Clerk of the
City of Torrance, California



Mayor of the City of Torrance