

I N D E XCity Council - March 9, 1971

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Adjourned at 10:45 P.M. to Wednesday, March 10th, at 4:30 P.M.

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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, March 9, 1971, at 7:00 P.M. in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present were Councilman Brewster, Johnson, Sciarrotta, Surber, Uerkwitz, Wilson, and Mayor Miller. Absent: None.

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

3. FLAG SALUTE:

A member of the "Aliaya E. CI" Camp Fire Girls led in the flag salute, following introduction of the group by Mayor Miller.

4. INVOCATION:

Reverend Charles Neigh, Walteria United Methodist Church, gave the invocation.

\* \* \* \* \*

There was a further introduction by the Mayor -- Girls Scouts from Riviera School who were also welcomed to the meeting.

\* \* \* \* \*

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

Councilman Sciarrotta moved that the minutes of February 23, 1971 be approved as recorded. His motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

6. APPROVAL OF DEMANDS:

Councilman Johnson moved that all properly audited demands be paid. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

7. MOTION TO WAIVE FURTHER READING:

Councilman Uerkwitz 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

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Councilman the right to demand the reading of any such resolution or ordinance in regular order. The motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

8. COUNCIL COMMITTEE MEETINGS:

Police, Fire and Public Safety:

Meeting of March 16th cancelled in order to accomodate a Public Works Committee meeting.

Public Works Committee:

March 16th at 4:30 P.M.

Councilman Brewster reported on his attendance at the Tax Legislative Conference in Sacramento this date, and advised that a report would be forthcoming.

COMMENDATIONS:

9. RESOLUTION commending the Reverend Doctor H. Milton Sippel.

RESOLUTION NO. 71-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE COMMENDING THE REVEREND DOCTOR H. MILTON SIPPEL FOR HIS 14 YEARS OF LOYAL AND OUTSTANDING SERVICE TO THE CITY OF TORRANCE.

Councilman Wilson moved for the adoption of Resolution No. 71-44. His motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

10. RESOLUTION expressing appreciation to Hannah Saville.

RESOLUTION NO. 71-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE EXPRESSING APPRECIATION TO HANNAH SAVILLE FOR HER NINE YEARS OF FAITHFUL SERVICE TO THE CITY OF TORRANCE.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-45. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

11. RESOLUTION expressing appreciation to Bette JoAnn Silence.

RESOLUTION NO. 71-46

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE EXPRESSING APPRECIATION TO BETTE JOANN SILENCE FOR HER FAITHFUL AND DILIGENT SERVICE TO THE CITY OF TORRANCE AS A MEMBER OF THE TORRANCE BEAUTIFUL COMMISSION.

Councilman Johnson moved for the adoption of Resolution No. 71-46. His motion, seconded by Councilman Brewster, was unanimously approved by roll call vote.

HEARINGS - PLANNING AND ZONING:

12. VARIANCE 71-1, THE UPJOHN COMPANY.

Request for a variance to the off-street parking code requirements to construct an addition to an existing manufacturing plant at 555 Alaska Street.

PLANNING COMMISSION RECOMMENDS APPROVAL SUBJECT TO CERTAIN CONDITIONS.

An Affidavit of Publication was presented by City Clerk Coil, and it was ordered filed, there being no objection.

Mayor Miller announced that this is the time and place for the public hearing on V 71-1, and inquired if anyone wished to be heard. Present, representing the proponent, was Mr. Jack Eardley, in the event there were any questions.

It was the suggestion of Councilman Brewster that Staff conditions #2 - "That the proponents sign an agreement with the City to maintain yard areas devoid of structures or immovable equipment for the provision of parking as required by Code and for any increase in the number of employees, or alteration of use of facilities." - and condition #4 - "That no further construction take place on the subject property without prior Planning Commission approval." - be recorded. The Council concurred that this suggestion was a good one, and Mr. Eardley indicated that they would have no objection to such a requirement.

There being no one else who wished to be heard, Councilman Uerkwitz moved that the hearing be closed. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

MOTION: Councilman Sciarrotta moved to concur with the recommendations of the Planning Department and Planning Commission for approval, subject to conditions, and that conditions #2 and #4 be recorded. The motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

13. ZONE CHANGE 70-34, TORRANCE PLANNING COMMISSION.

Change of zone from A-1 and R-2 to R-1 on property located on the north side of 182nd Street, approximately 105 feet east of Gramercy Place.

PLANNING COMMISSION RECOMMENDS APPROVAL.

City Clerk Coil presented Affidavit of Publication; it was ordered filed, there being no objection.

Mayor Miller invited those present on this public hearing to speak at this time.

Mr. Kirby Talley, 23920 Anza Avenue, representing Mr. Graniczny, a property owner in the subject area, requested approval of the zone change as stipulated in the Notice of Public Hearing (from A-1 and R-2 to R-1 and R-2) -- they object to the zone change spelled out on the agenda for this meeting (from A-1 and R-2 to R-1).

The fact that 182nd Street is a busy street, traffic-wise, was pointed out by Mr. Talley, as was the fact that property to the east is zoned commercial and R-2, property to the west is zoned R-2 to Van Ness when it then becomes R-3 and C-2.

It is their feeling, Mr. Talley concluded, that the most appropriate action would be to leave the zoning R-2 on 182nd Street, in that R-2 development would not encourage those with children to live there -- R-1 development would require a larger house to justify the use of the property.

Mr. Frank Parth, 1906 West 181st Street, stated that he is the owner of a lot on 182nd Street presently zoned R-2, but he would prefer R-1 zoning.

Preference for R-1 zoning was indicated by Mr. Jones at 1927 West 182nd Street.

Mr. Marion Graniczny, 1519 East Avenue K, Lancaster, stated that he is the owner of the R-2 property in this area, and would favor changing the zoning of the back part of the lot to R-1; however, he requested that the front part remain R-2 in that this property is presently in escrow with the prospective purchaser interested in constructing a duplex.

There being no one else who wished to be heard, Councilman Uerkwitz moved that the hearing be closed. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

MOTION: Councilman Uerkwitz moved to concur with the recommendation of the Planning Commission for approval of ZC 70-34 from A-1 and R-2 to R-1 on all the property. The motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

It was the comment of Councilman Johnson that his "yes" vote was for the reason that while he ordinarily would have no objection to R-2 on 182nd Street, but R-1 seems to be desired by the majority, and it is only right to go that way in this case.

Mayor Miller stated that he cannot look at this as an individual piece of property and the whole of 182nd must be considered; there should be review from a complete street study.

14. ZONE CHANGE 70-4, TORRANCE CITY COUNCIL.

Change of zone from C-3 Precise Plan and M-2 to H-M-D (Precise Plan) on property located on the south side of Lomita Boulevard, east and west sides of Madison Street.

PLANNING COMMISSION RECOMMENDS APPROVAL.

An Affidavit of Publication was presented by City Clerk Coil, and it was ordered filed, there being no objection.

Mayor Miller announced that this is the time and place for the public hearing on Zone Change 70-4, and inquired if anyone wished to be heard. There was no response.

Councilman Sciarrotta moved that the hearing be closed; his motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

MOTION: Councilman Uerkwitz moved to concur with the recommendation of the Planning Commission for approval of ZC 70-4 from C-3 (PP) and M-2 to H-M-D (PP). The motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

14A. AMENDMENT TO THE H-M-D ZONE, Torrance City Council.  
PLANNING COMMISSION RECOMMENDS APPROVAL.

MOTION: Councilman Johnson moved to concur with the subject revisions to the H-M-D zone and refer to the City Attorney for preparation of the necessary ordinance. The motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

PLANNING AND ZONING MATTERS:

15. REQUEST FOR TIME EXTENSION OF VARIANCE 66-17, Southern California Association of Seventh Day Adventists (South Bay Junior Academy).

The fact that the subject request represents a 10-year extension in all was reviewed by the Council, as were the exceptions applicable to churches where building programs are concerned and the possible problems presented by today's terms for future development.

A MOTION was offered by Councilman Sciarrotta that the subject extension be granted for two years. The motion was seconded by Councilman Brewster.

Mayor Miller made a SUBSTITUTE MOTION: That the Council concur with the Planning Department in approval of the request.

It was the Mayor's comment at this time that churches have different problems where building is concerned in that a building program must be created and time can go very fast. It was added by Councilman Wilson that this situation should be encouraged, and not even questioned; this is a very valuable institution in the City and needs support in every possible manner, and the 5-year period is a more logical time.

The substitute motion was seconded by Councilman Johnson, and carried, with roll call vote as follows:

AYES: COUNCILMEN: Brewster, Johnson, Sciarrotta, Surber,  
Wilson, and Mayor Miller.  
NOES: COUNCILMEN: Uerkwitz (a shorter period of time  
preferred by him).

- 16. ORDINANCE reclassifying property described in ZC 70-33, Torrance Planning Commission.

ORDINANCE NO. 2207

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING DIVISION 9 OF THE TORRANCE MUNICIPAL CODE TO RECLASSIFY THAT CERTAIN PROPERTY WHICH IS BORDERED BY ANZA AVENUE, HAWTHORNE BOULEVARD, TORRANCE BOULEVARD, AND DEL AMO BOULEVARD, AND DESCRIBED IN ZONE CHANGE 70-33.  
(Torrance Planning Commission)

Councilman Uerkwitz moved for the approval of Ordinance No. 2207 at its first reading. His motion, seconded by Councilman Surber, was unanimously approved by roll call vote.

STREETS AND SIDEWALKS:

- 17. RESOLUTION RE: CONSTRUCTION OF CURB, GUTTER, AND SIDEWALKS AT 2563 SONOMA STREET. (Short Form 1911 Act).

RESOLUTION NO. 71-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DIRECTING THE CITY ENGINEER TO GIVE NOTICE TO THE OWNER OF THE PROPERTY AT 2563 SONOMA STREET TO CONSTRUCT CERTAIN STREET IMPROVEMENTS AND SETTING A TIME AND PLACE OF HEARING THEREON.

Councilman Wilson moved for the adoption of Resolution No. 71-47. His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

REAL PROPERTY:

- 18. RESOLUTION RE: AGREEMENT WITH UNION CARBIDE CORPORATION, AND CLIFFORD A. HEMMERLING, CREATING OPEN SPACE SIDE YARD.

An amended version of the subject resolution was furnished by City Attorney Remelmeyer.

RESOLUTION NO. 71-48

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE AND ATTEST THAT CERTAIN AGREEMENT BETWEEN UNION CARBIDE CORPORATION, CITY OF TORRANCE, AND CLIFFORD A. HEMMERLING, CREATING AN OPEN SPACE SIDE YARD ON UNION CARBIDE CORPORATION PROPERTY.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-48, as amended by the City Attorney. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

FISCAL MATTERS:19. RESOLUTIONS RE: Card-Punch Equipment.RESOLUTION NO. 71-49

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN SPERRY RAND CORPORATION, UNIVAC DIVISION AND THE CITY OF TORRANCE REGARDING THE INSTALLATION AND MAINTENANCE OF CARD PUNCH EQUIPMENT.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-40. His motion, seconded by Councilman Johnson, was unanimously approved by roll call vote.

RESOLUTION NO. 71-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MODIFICATION OF AN AGREEMENT BETWEEN IBM CORPORATION AND THE CITY OF TORRANCE (AGREEMENT NO. C-100).

Councilman Wilson moved for the adoption of Resolution No. 71-50. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

LIBRARY OPERATIONS:20. InstaCopy Photocopying machines in Torrance libraries.RESOLUTION NO. 71-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE AND ATTEST THAT CERTAIN AGREEMENT BETWEEN INSTA COPY, INC. AND THE CITY OF TORRANCE PROVIDING FOR THE INSTALLATION OF PHOTOCOPY MACHINES IN CITY LIBRARIES.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-51. His motion, seconded by Councilman Surber, was unanimously approved by roll call vote.

ITEMS NOT OTHERWISE CLASSIFIED:21. RESOLUTION RE: PROPOSED LEGISLATION - EXTENSION OF SALES TAX TO FUND PUBLIC TRANSPORTATION SYSTEMS.RESOLUTION NO. 71-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE SUPPORTING PROPOSED LEGISLATION RELATING TO THE FINANCING OF PUBLIC TRANSPORTATION SYSTEMS.

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City Treasurer Rupert requested that the resolution be amended at the second WHEREAS, at the end of the paragraph, to state: "and that Section 99205 be amended to delete the phrase 'and which is not included within an operating transit district'."

It was the further request of Mr. Rupert that the mailing of this resolution be delayed until certain negotiations can be completed.

Councilman Surber moved for the adoption of Resolution No. 71-52, as amended by City Treasurer Rupert. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

22. WEED ABATEMENT PROGRAM FOR 1971.

RESOLUTION NO. 71-53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, DECLARING THAT WEEDS GROWING UPON AND IN FRONT OF CERTAIN PRIVATE PROPERTIES IN THE CITY ARE A SEASONAL AND RECURRENT NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR THE ABATEMENT THEREOF.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-53. His motion, seconded by Councilman Sciarrotta, was unanimously approved by roll call vote.

23. ORDINANCE "A" amending provisions concerning businesses requiring approval of the License Review Board.  
ORDINANCE "B" amending provisions establishing rules and regulations for public dance halls.  
ORDINANCE "C" governing the uses permitted in the C-1 commercial district.

MOTION: Councilman Uerkwitz moved that the subject ordinances be referred to the Planning Commission for their perusal and any recommendations they might have before Council taking action. The motion was seconded by Councilman Brewster.

Discussion followed, and it was pointed out by City Attorney Remelmeyer that something would be taken away from the Planning Commission, and generally such situations are reviewed by the affected Commission. What is proposed by the above ordinances is the elimination of a very cumbersome procedure, according to Mr. Remelmeyer.

Councilman Uerkwitz' motion carried, with roll call vote as follows:

AYES: COUNCILMEN: Brewster, Johnson, Sciarrotta, Surber,  
and Uerkwitz.  
NOES: COUNCILMEN: Wilson; Mayor Miller.

PERSONNEL MATTERS:

24. RESOLUTION authorizing contract for Law Clerk Services between the City and Michael R. Stetson.

RESOLUTION NO. 71-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST THAT CERTAIN CONTRACT FOR LAW CLERK SERVICES BETWEEN THE CITY AND MICHAEL R. STETSON.

Councilman Johnson moved for the adoption of Resolution No. 71-56. His motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

The excellent job done by Mike was specifically noted by Councilmen Johnson and Surber.

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At 8:00 P.M. Councilman Sciarrotta moved to recess as City Council and reconvene as the Redevelopment Agency. His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

The Council returned to its agenda at 8:05 P.M.

\* \* \* \*

24A. Mayor Miller announced that this is a date of note in that it is Councilman Sciarrotta's Birthday, and the following poetic contributions were presented in honor of the occasion:

COUNCILMAN BREWSTER:

"Years ago when times were sleepy,  
In the South Bay west of Florence  
At the foot of Palos Verdes  
Lay the village known as Torrance....  
To this hamlet by the crossroad  
Washed by ocean breeze and "watta"  
Came a Roman man of letters  
Came the man they called Sciarrotta.

In quiet wisdom he did ponder  
Should he not or should he oughta  
Settle here and make this place  
The home to raise the clan Sciarrotta.

Stay he did; the rest is history -  
Blazed in glory cross the pages --  
Ross Sciarrotta and our City  
Now linked together for the ages.

Behind the man there stands a woman --  
 Attractive, thoughtful, slender, strong --  
 Stands the gracious Nell Sciarrotta  
 Who now joins us in this song.

To say thanks and to give honor  
 We now gather resolute  
 Sincere in wishing Happy Birthday  
 To ROSS SCIARROTTA - Hail! Salute!".

COUNCILMAN JOHNSON:

"From time to time a poem is read  
 By our colleague and it is said  
 He makes his point direct and straight  
 With hope to end our tete-a-tete.

For we can talk and talk  
 And talk some more  
 Until the audience feels the bore  
 The die is cast with verse and rhyme  
 For we know now what's on his mind  
 The vote is taken now, you see,  
 Yep - you guessed it - Four to Three!"

MAYOR MILLER:

There was a man named Sciarrotta  
 Who sometimes voted when he shoulda not-a oughta  
 He had a way of changing  
 And making me do a lot of rearranging --  
 Nevertheless, after nine long years  
 We've remained friends through joy and tears --  
 But, Ross, I have one favor to bear  
 Won't you please recognize the Chair!

\* \* \* \*

A recess was ordered by Mayor Miller (the hour being 8:10 P.M.)  
 for Happy Birthday cake and coffee, in recognition of this auspicious  
 occasion.

\* \* \* \*

24B. COMMISSION APPOINTMENTS:

Mayor Miller announced the following Commission appointments:

YOUTH WELFARE COMMISSION:

Philip Sheaffer

CIVIL DEFENSE AND DISASTER COMMISSION:

Robert McLemore

CITIZENS ADVISORY COMMITTEE:

Jerome Thornell

James Clawson (to fill the vacancy created by the resignation of Mrs. Jeannette Altermatt).

(Considered at this time, out of order:)

ADDENDA ITEM:45. TENTATIVE PARCEL MAP 70-2 (TPM No. 836) TORMED.

Request for approval of a tentative parcel map on property located on the south side of Lomita Boulevard, approximately 1,000 feet east of Hawthorne Boulevard.

PLANNING COMMISSION RECOMMENDS APPROVAL SUBJECT TO CONDITIONS (except Parcel 1 is not subject to conditions).

Representing Tormed, Attorney Louis Myers briefly recited the past history in this case, and advised that meetings have been held with Staff and three conditions have resulted. -- these conditions meet with the approval of Tormed with the exception of condition #2 - "That all persons having a record interest in any portion of the entire property included in TPM 70-2 execute and record with the County Recorder a covenant agreeing to perform all of the conditions of the above mentioned precise plan as amended that apply to their particular parcel or parcels."

This condition was deemed onerous by Mr. Myers in that such a covenant would require the consent of Metrocare who has no interest in the development of the subject project, as they are a record owner. It is further felt, according to Mr. Myers, that this would be a great cloud on title for financing purposes; a stipulation at this hearing that these conditions, as set forth at this time, and their stipulation to agree to same would provide sufficient protection for the City. It appears certain, Mr. Myers further stated, that Metrocare will not go along with the proposed conditions, and that would preclude development of Tormed's property.

Both Planning Director Shartle and City Attorney Remelmeyer indicated that condition #2 is a most significant one -- Mr. Remelmeyer noted the considerable time spent working this out with a Staff group to the end that the City would be well protected -- any revision of the condition would require considerable study.

Next to speak was Mr. Steve Kanne, representing Metrocare, who confirmed that their consent would be required in that they are lessees entitled to possession of a substantial portion of

the property which is covered by the Parcel Map -- they do not wish to be arbitrary or difficult, and they will not object to the conditional approval of the Parcel Map, but they do not at this time want to give their formal consent to same until they have seen each and every one of the conditions to be imposed in connection with the Precise Plan, and they would prefer not have the covenant. It was added by Mr. Kanne that they certainly would not sign any covenant which would impose personal liability to build out the improvements.

Discussion followed on the complications surrounding the Precise Plan requirement, the unresolved matter of the paving, the new H-M-D zone, possible financing difficulties, etc.

Mr. Ludwig Keehn, 3400 Lomita Boulevard, representing Tormed, stated that the problem faced by Tormed is the requirement that all persons with an interest in the property must sign, and is likely a requirement that can never be worked out away from this meeting. Mayor Miller deemed this a matter to be worked out amongst the interested parties, and recalled the early history of this situation, when it was indicated by Mr. Sainsevain that a fifth lot would not be requested. Now the entire concept has changed and has revised the conditions required by the City, Mayor Miller added.

Planning Director Shartle reiterated the desire that one composite Precise Plan be submitted to the Planning Commission -- a plan that fits together which may then be fractured into individual ownerships.

Mr. Myers returned to state that development would not be possible with such a requirement. Mr. Kanne added that his client would object to the covenants, and in reference to the Parcel Map they would reserve the right to approve the terms and conditions thereof.

MOTION: Councilman Johnson moved to concur with Staff recommendations, including condition #1 and its subparts, #2, and #3. The motion was seconded by Councilman Uerkwitz.

At this point Mr. Keehn came forward to state that they would have to withdraw their entire proposal -- they are the ones who filed originally; they cannot live with it; it just won't work. Mr. Keehn added that were condition #2 eliminated it would permit them to work as a group in a big parcel, some 7½ acres -- otherwise there will be a continuous delay. It is not a matter of Metrocare approving, Mr. Keehn continued, a Precise Plan; it's a matter of Metrocare approving the conditions imposed by the City on the Precise Plan.

Discussion resumed regarding the problems presented in this situation, with City Attorney Remelmeyer reaffirming the complexities of this matter, and the need for a basic design at the very beginning.

Speaking at this time, Mr. Ron Harper, 1425 Engracia Avenue, administrator, Torrance Memorial Hospital, referred to the Planning Commission recommendation that the Torrance Memorial Hospital not

be required to participate in the conditions of approval -- their building is now virtually ready for occupancy, and they would like to see the area developed, but are not in a position to say that they will put in streets and water mains.

Mayor Miller inquired of Mr. Keehn as to the position of his project at this time; Mr. Keehn stated that if they cannot get going with this, development is impossible -- there is a substantial cost carrying the property on a lease basis, and if their development is not started, it is quite likely that the west side of the hospital land will be in its present state for the next eight years, the term of the lease.

It was the comment of City Attorney Remelmeyer that/a Precise Plan of the private improvements, it being understood that Metrocare does not intend to build at this time; there is no great concern by the City as to the internal private development but there is concern about the public improvements -- streets, storm drains, sewers, etc. Insofar as Staff in concerned these people may come in with blank spaces showing future development of private improvements, but it is the desire of Staff to have an integrated determination of the public improvements to be built.

Added by Planning Director Shartle was the imperative need for an integrated plan, even though submitted by only one developer -- it is generally known what is proposed for the property, as well as the existing development; it is merely a matter of showing it on one piece of paper showing the driveways, etc. Mr. Shartle acknowledged that no matter what is done with this situation, it is not going to be satisfactory to all in that there is a big difference as to who is going to pick up the tab on these properties regarding public improvements, and is a matter which must be resolved among themselves.

Councilman Johnson restated his MOTION: To concur with Staff recommendations, including Condition #1 and its subparts, #2, and #3; further, to concur with the Planning Commission findings on the Torrance Memorial Hospital. The motion was seconded by Councilman Uerkwitz.

Mr. Ludwig again indicated that he would withdraw the application -- they cannot file a Parcel Map under those conditions.

It was clarified by City Engineer Weaver that it is not necessary for a Parcel Map to be recorded prior to the opening of Torrance Memorial Hospital -- any pavement and curb and gutter are not requirements; however, sidewalks and street trees must be furnished, per the original agreement.

Roll call vote on Councilman Johnson's motion was unanimously favorable.

#### 34. TORRANCE'S 50TH ANNIVERSARY CELEBRATION.

MOTION: Councilman Johnson moved to concur with the Team recommendation to approve the subject program, and to appropriate \$5700 from the City's unappropriated balance in the General Fund to carry out the program. The motion was seconded by Mayor Miller, and roll call vote was unanimously favorable.

\* \* \* \*

There was a 5-minute recess at 9:25 P.M.

PERSONNEL MATTERS:25. ORDINANCE regarding Layoffs.ORDINANCE NO. 2208

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING RULE XV OF THE CIVIL SERVICE RULES AND REGULATIONS WHICH DEALS WITH LAYOFFS AND REEMPLOYMENT LISTS.

Councilman Uerkwitz moved for the approval of Ordinance No. 2208 at its first reading. The motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

It was clarified for Officer Joseph by Assistant to the City Manager Jackson that whatever the finding of the Civil Service Commission it would have to be met and conferred on before it could be adopted.

26. ORDINANCE re: Management Employees.ORDINANCE NO. 2209

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING SUBSECTION (1) OF SECTION 2, ARTICLE 8, CHAPTER 4, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE AND SUBSTITUTING A NEW SUBSECTION (1) IN ITS PLACE.

Prior to taking action, Officer Phillip Joseph spoke indicating his regret at having signed the Memorandum of Understanding, but it appears that another ordinance will be amended which will make this a satisfactory situation. Specifically, according to Officer Joseph, it appears that Mr. Donovan would be removed from Civil Service -- this was emphatically denied by Councilman Johnson who pointed out the stand of this Council in that regard.

Discussion was then directed to the possible confusion surrounding definitions -- it being the comment of Councilman Brewster that the term "management employee" is confusing; this has nothing to do with the organizational status of the manager or a department head; it simply is a definition of a man to whom the City Manager may delegate matters with regard to employer-employee relationships. Since the Executive Officer does not work for the City Manager, he cannot then have representatives; according to Mr. Brewster, and has nothing to do with Mr. Donovan's status by the dictionary definition of a manager or a department head.

Executive Officer Donovan stated that the opinion of the Civil Service Commission was that the definition of management employees was to be found in the enumeration of those positions which were management employees, and that the other argument that such as represent the City Manager was a specious argument and is the reason they went against the recommendation.

MOTION: Councilman Uerkwitz moved for the approval of Ordinance No. 2209 at its first reading. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

27. Request from Civil Service Commission for reconsideration of Assignment of Application Receipt Function.

MOTION: Councilman Sciarrotta moved that the subject communication be filed. His motion was seconded by Mayor Miller, and roll call vote was unanimously favorable.

COMMUNITY AFFAIRS:

28. Letter from South Bay Children's Health Center Association, Inc. regarding financial support from the City in budget year 1971-72.

MOTION: Councilman Sciarrotta moved that the subject letter be referred to the City Manager for study and recommendation.

Mrs. Audrey Montgomery, 631 South Camino Real, Redondo Beach, secretary of the Health Center, outlined the accomplishments and needs of this group, and urged support of their request for financial support.

The motion was seconded by Councilman Johnson; there were no objections and it was so ordered.

SECOND READING ORDINANCES:

29. ORDINANCE NO. 2203.

ORDINANCE NO. 2203

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTIONS 91.9.1, 91.25.2 AND 95.3.18 OF THE TORRANCE MUNICIPAL CODE TO CONDITIONALLY PERMIT THE OPERATION OF DAY NURSERY SCHOOLS IN THE C-R AND R-4 ZONES.

Councilman Wilson moved for the adoption of Ordinance No. 2203 at its second and final reading. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

30. ORDINANCE NO. 2204.

ORDINANCE NO. 2204

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING DIVISION 9, ARTICLE 4 OF THE TORRANCE MUNICIPAL CODE TO ELIMINATE THE OVERLAY "O" COMBINING OIL DISTRICT ON PROPERTIES LOCATED BETWEEN CRENSHAW BOULEVARD AND MADISON STREET AND BETWEEN LOMITA BOULEVARD AND

THE A.T. & S.F. RAILWAY RIGHT-OF-WAY,  
AND DESCRIBED IN ZONE CHANGE 70-30.  
(Torrance Planning Commission)

Councilman Johnson moved for the adoption of Ordinance No. 2204 at its second and final reading. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

31. ORDINANCE NO. 2205

ORDINANCE NO. 2205

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING DIVISION 9, ARTICLE 4 OF THE TORRANCE MUNICIPAL CODE TO ELIMINATE THE OVERLAY "O" COMBINING OIL DISTRICT ON PROPERTIES LOCATED BETWEEN SEPULVEDA BOULEVARD AND 236TH STREET AND CRENSHAW BOULEVARD AND ARLINGTON AVENUE; BETWEEN 230TH STREET AND THE SOUTHERLY CITY BOUNDARY AND BETWEEN ARLINGTON AVENUE AND WALNUT STREET, AND DESCRIBED IN ZONE CHANGE 70-29.

(Torrance Planning Commission)

Councilman Johnson moved for the adoption of Ordinance No. 2205 at its second and final reading. His motion, seconded by Councilman Brewster, was unanimously approved by roll call vote.

32. ORDINANCE NO. 2206.

It was the request of Councilman Johnson that this item be held for one week in view of the fact that he has furnished the Council with a revised version of this ordinance; one week would permit the necessary study time. What this version of the ordinance does, according to Councilman Johnson, is put into it the public hearing aspect, and would provide the filing of a civil court action to abate the nuisance. Further, in this version, the hearing would be before the Traffic Commission. Councilman Johnson reiterated his request for a one-week delay, as a matter of courtesy.

Discussion followed. Councilman Sciarrotta commented that this apparently represents the drawing up of another ordinance, with a considerable consumption of time by the Attorney's office -- it was Mr. Sciarrotta's recommendation that in the future any ordinance or resolution first be presented to the Council.

Councilman Johnson stated that he had done most of the work on this ordinance, with legal contributions by Mr. McNary -- Mr. Johnson stated that he is of the opinion that each Councilman has the same right in the preparation of material in a semi-final form to make a presentation in this manner.

It was the comment of Mayor Miller that the appropriate procedure would be to return to the Council, when there are objections to legislation, and request consideration which will result in restudy,

and direction from the City Attorney's office, the entire theory being that Staff time must be cut down as much as possible -- if seven Councilmen so indulged there could be problems insofar as Staff time is concerned.

Discussion followed -- Councilman Wilson indicated that he had no objection to the requested delay; however, the basic content of what is proposed by Councilman Johnson has been discussed, and it would seem that a majority of the Council has agreed on the present ordinance; there would seem to be little gained.

There was further discussion as to past and present protocol relative to resolutions and ordinances and the presentation thereof, with Councilman Johnson stating that his efforts have been misinterpreted -- a written note could just as well have been prepared, indicating his disagreement with the proposal and his recommendations pertaining thereto; this was felt a more efficient presentation.

Mr. Bill Burchfield, Torrance Beautiful Commission, commented at this time that the subject ordinance has been passed twice before -- once last summer and the present time; a vote this evening was requested by him. Further noted by Mr. Burchfield was the fact that a litter ordinance will soon be coming up; a hearing body will be required, and such an ordinance has always been a companion to the subject ordinance, and should be a consideration.

MOTION: Councilman Uerkwitz moved that the requested week be allowed, as a courtesy to Councilman Johnson. The motion was seconded by Councilman Surber.

The Chairman of the Torrance Beautiful Commission, Mr. George Allison, pointed out that the subject ordinance is again before the Council because of changes in the Vehicle Code -- it would seem that there has been ample time in this intervening period for review of the ordinance. Mr. Allison noted that Councilman Johnson's version would give three months notice to remove a vehicle, with a second notice of 30 days, 20 days for a hearing, 10 days before Traffic Commission, 20 days to appeal, 30 days before Council, 10 days to remove, and after 7 months you would have declared a misdemeanor, and still not abated the problem; it would have to be taken to court for removal. Ordinances "A" and "B" would do the job in three months; all the safeguards are provided, and this would be preferable to the above described 7 month period.

A SUBSTITUTE MOTION was offered by Councilman Sciarrotta: That the City Clerk be instructed to read the subject ordinance for its second and final reading, and the vote taken. The motion was seconded by Councilman Brewster, and carried with roll call vote as follows:

AYES: COUNCILMEN: Brewster, Sciarrotta, Wilson; Mayor Miller.  
NOES: COUNCILMEN: Johnson, Surber, Uerkwitz.

At the request of Mayor Miller, City Clerk Coil thereupon read the ordinance:

ORDINANCE NO. 2206

AN ORDINANCE OF THE CITY OF TORRANCE ADDING ARTICLE 5 TO CHAPTER 3 OF DIVISION 4 OF THE TORRANCE MUNICIPAL CODE PROVIDING FOR THE ABATEMENT AND REMOVAL AS PUBLIC NUISANCES OF ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE VEHICLES OR PARTS THEREOF FROM PUBLIC OR PRIVATE PROPERTY NOT INCLUDING HIGHWAYS AND RECOVERY OF COSTS OF ADMINISTRATION THEREOF AS AUTHORIZED BY SECTION 22660 VEHICLE CODE.

Councilman Sciarrotta moved for the adoption of Ordinance No. 2206 at its second and final reading. His motion was seconded by Councilman Brewster, and carried, with roll call vote as follows:

AYES: COUNCILMEN: Brewster, Sciarrotta, Uerkwitz, Wilson,  
and Mayor Miller. ·  
NOES: COUNCILMEN: Johnson, Surber.

It was the comment of Councilman Johnson, at the time of his "no" vote, that his request for courtesy will return to haunt the Council, as will this ordinance!

\* \* \* \*

NONCONTROVERSIAL ITEMS:33. EXPENDITURES OVER \$300:RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the following purchases:

A. BUDGETED:

1. \$420.00 to C.B. Van Vorst Company for 8 heavy duty mattresses with box springs as requested by the Fire Department as replacements.
2. \$2573.90 to Moore Business Forms for 257,750 Continuous Form water bills to be coordinated with the Data Processing equipment as requested by the Customer Service Division, to be delivered "as requested". This expenditure was originally approved by Council on December 1, 1970 for \$2151.78 for 240,000 water bills. This additional expenditure represents cost of incorporating the "50th Anniversary" logo (approved by the City Manager) and the receipt of a normal over run quantity for printed material which is universally recognized and observed. The printer is obligated to over run the print job in order to guarantee a final desired quantity.
3. \$2687.74 to Golden State Paint Company of Torrance for 50 gallons of special coating for City jail and 110 gallons epoxy preparation requested for use in repainting and coating the floors at the Benstead Plunge as requested by the Building Maintenance Dept.
4. \$436.48 to Brooks Products, Inc. for 100 meter boxes as requested by the Water Department for stock.
5. \$777.25 to Michelin Office Machine Company of California for one only electronic printing calculator as requested by the Finance Department as a replacement unit.
6. \$999.43 to Constructors Supply for 12 only 4'x6' United States and California state flags and 24 each 3'x5' United States and California flags, requested by the Fire Department as replacement flags.
7. \$346.24 to Johnson Stationers of Torrance for 5000 Kraft pressboard binders as requested by the Police Department.
8. \$1284.63 to Johnson Stationers for six each desks and chairs as requested by the City Librarian for use at the new Central Library.

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B. SPECIAL LIBRARY ITEMS:

9. \$916.08 to Western Bookbinding Company for 527 rebound library books.
10. \$812.47 to New York Times for 24 adult titles.
11. \$2123.52 to Bro-Dart, Inc. for 152 adult books and 227 juvenile books.

34. TORRANCE'S 50TH ANNIVERSARY CELEBRATION.

Heard earlier in the meeting.

35. SALE OF GYMNASIUM EQUIPMENT.RECOMMENDATION OF ASSISTANT TO THE CITY MANAGER:

That Council declare the equipment described in subject communication as surplus, and that Council concur in the request to return this material to the Torrance Police Officers Association.

36. AWARD OF CONTRACT - Three truck utility bodies (Ref. Bid #B71-11).RECOMMENDATION OF PURCHASING SUPERVISOR:

That Council accept the low bids submitted by Sabco-Division of Peabody Galion for all three bodies and approve of the awarding of a contract for same to them in the total amount of \$5386.50 including tax.

37. AWARD OF CONTRACT - Vibrating tandem roller and trailer (Reference Bid #B70-65)RECOMMENDATION OF PURCHASING SUPERVISOR:

That Council approve of the awarding of a contract for this vibrating roller with trailer to the Essicks Machinery Company in the amount of \$6,399.07 including tax.

38. AWARD OF CONTRACT - Cast Iron Pipes for Water Department (Ref. Bid #B71-10)RECOMMENDATION OF PURCHASING SUPERVISOR:

That Council accept the low bid submitted by Pacific States Cast Iron Pipe Company and approve of the awarding of a contract to them for this pipe in the amount of \$11,793.01 including tax.

## 39. Request for additional appropriation - Completion of Airport Capital Improvement Access Road (Crenshaw to Airport Drive)

RECOMMENDATION OF AIRPORT MANAGER:

That the Director of Finance be instructed to appropriate an additional \$1,300.00 from the Airport Retained Earnings to complete necessary capital improvements under Job 69001.

FINANCE DIRECTOR'S RECOMMENDATION:

The Airport Fund's final share of engineering and contract costs of the Crenshaw/Airport Drive project have not yet

been determined. In order to not prolong the Airport Department's security problem, we recommend that the entire estimated \$1,400 for the gate and fencing be appropriated at this time, with any other funding adjustments to be considered with the completion of the Crenshaw/Airport Drive contract.

- 40. CLAIM of Kevin M. Barnett for personal damages.
- 41. CLAIM of Larry E. Moore for personal damages.
- 42. CLAIM of Mr. and Mrs. Norman L. Burr for property damages.

RECOMMENDATION OF CITY CLERK:

That items #40,41, and 42 be denied and referred to the City Attorney.

- 43. Considered separately.
- 44. Resubmittal of request for authorization to make application for benefits of National Flood Insurance Program.

RECOMMENDATION OF CITY CLERK:

That Council authorize application (24CFR 1910) to establish eligibility for benefits of the National Flood Insurance Program for the City of Torrance.

MOTION: Councilman Sciarrotta moved for the approval of agenda items #33,35,36,37,38,39,40,41,42, and #44 as recommended. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

- 43. Payment by Total Concepts Corporation of \$6,000 to be used for public park purposes.

MOTION: Councilman Surber moved that the subject check be put in the General Fund for use for park purposes. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

ADDENDA ITEMS:

- 45. TENTATIVE PARCEL MAP 70-2 (TPM No. 836) TORMED.

Heard earlier in the meeting.

- 46. Waiver of \$25.00 filing fee for Mr. Alex Richardson for processing Waiver before the Planning Commission.

MOTION: Councilman Sciarrotta moved that the \$25.00 Waiver Fee be waived in the subject request. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

47. AGREEMENT WITH SOUTHERN CALIFORNIA EDISON COMPANY  
TORRANCE STREET LIGHTING DISTRICT NO. 15

RESOLUTION NO. 71-54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THAT CERTAIN AGREEMENT WITH SOUTHERN CALIFORNIA EDISON COMPANY IN ACCORDANCE WITH THE DIAGRAM ON PLAN L-15-69 OF THE TORRANCE LIGHTING DISTRICT NO. 15.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-5 His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

48. RESOLUTION COMMENDING CITY OF LOS ANGELES FOR PROVIDING DEFENSE FOR POLICE PERSONNEL.

RESOLUTION NO. 71-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE COMMENDING THE MAYOR AND CITY COUNCIL OF THE CITY OF LOS ANGELES FOR THEIR STAND IN PROVIDING DEFENSE FOR SERGEANT MARSHALL F. GAINES, OFFICER JEFFREY J. FEDRIZZI AND OFFICER HECTOR R. ZEPEDA, INDICTED BY THE FEDERAL GRAND JURY IN CONNECTION WITH 2 SHOOTING DEATHS IN THE CITY OF LOS ANGELES.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-55. His motion, seconded by Councilman Sciarrotta, was unanimously approved by roll call vote.

It was the suggestion of Councilman Uerkwitz, concurred in by the Council, that Councilman Surber personally present this resolution to Chief Davis.

At the request of Officer Phil Joseph, City Clerk Coil read aloud Section 2 of the subject resolution; Officer Joseph indicated the wholehearted approval of TPOA in this regard.

Mr. Loren Schwink, 24035 Ocean, chairman of the Torrance Support Your Local Police Committee, and on behalf of that Committee expressed their gratitude for passage of this resolution, urging that there be widespread publicity.

It was the request of Councilman Surber that copies of this resolution be sent various cities in the area, as well as to the President and the Attorney General. Mr. Surber also described his personal concern regarding these events, and his opinion that the State of California has the finest police forces in the world.

ORAL COMMUNICATIONS:

49. A public expression of gratitude to Larry Irwin in getting the application approval from the Federal Government was made by City Manager Ferraro.

50. Councilman Brewster expressed his appreciation for the letter drafted by Phil Mennard in the City Manager's office on behalf of the Council to Boy Scout Troop 153, in response to his recent oral communication.

51. It was the request of Councilman Johnson that City Librarian West take the report regarding the period since separation from the County library services in order that there may be a comparison of the program after the expenditure of the bond issue funds, and the status at this particular point in time.

52. Councilman Sciarrotta questioned the need for two secretaries in attendance and taking notes at a recent Civil Service Commission meeting. It was clarified by Executive Officer Donovan that Mrs. Gustafson's role at the Commission meetings is not one of minute-taking, but one of Staff assistance; compensatory time off is given her for this effort.

It was the opinion of Mr. Sciarrotta that this is a function properly performed by Mr. Donovan, and he reiterated his concern with this procedure.

A written report from the Civil Service Commission regarding this situation was suggested by Councilman Brewster, with concurrence of the Council.

53. Councilman Surber reported on a recent narcotics seminar sponsored by the Torrance Jaycees -- Mr. Surber found this a most worthwhile experience and will shortly furnish an extensive report on this seminar.

54. The status of his requested report from the City Attorney as to what a Councilman may or may not do relative to the reproduction of material was questioned by Councilman Surber.

City Attorney Remelmeyer indicated that this is a matter he is diligently pursuing himself and completion is anticipated in approximately two weeks.

55. Councilman Uerkwitz referred to a previous recommendation by Councilman Brewster that there be a study of Commissions as to their duties, responsibilities, etc., and indicated his concurrence with such an undertaking. It was Mr. Uerkwitz' request that Staff study the City's existing situation, what is being done in this regard by other cities of comparable size, etc. which will result in a full-blown study by the Council as to Commission needs.

It was also requested by Mr. Uerkwitz that Staff determine methods of appointment to Commissions used by other cities as a means of determining the best way to accomplish such appointments.

There was general concurrence by the Council that such a study be made by Staff.

56. Councilman Wilson referred to the recent communication from Supervisor Hahn indicating cooperation in pushing through Prairie, Madrona, and Del Amo -- it would seem that progress is being made and Staff is to be commended for obtaining such cooperation.

57. Mayor Miller requested information pertaining to the status of the underground utilities on Hawthorne Boulevard, which information was furnished by Assistant to the City Manager Jackson.

The progressive, forward action of the City of Torrance in the matter of undergrounding of utilities, and the funding thereof, was noted by the Mayor -- credit is due the Committee formed for this purpose, as well as the Staff members involved. Councilman Sciarrotta attributed some of this success to the good leadership, Mayor-wise, of the City.

A need to improve in the area of estimates was noted by Councilman Uerkwitz; it was also his feeling that there might be a need for better guidelines.

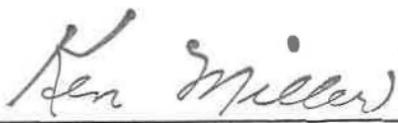
58. Officer Phil Joseph indicated that Council action earlier this evening in passing Resolution No. 71-55 will serve as a morale booster for both the Torrance Police Department and the Los Angeles Police Department; it was his request that he be permitted to read the resolution at a law enforcement meeting slated for March 11th. There were no objections, subject to approval of the Chief of Police.

As a Councilman (a so called part-time occupation) now in his 17th hour of part-time service this date, Councilman Brewster moved to adjourn to Wednesday, March 10th, at 4:30 P.M., the hour being 10:45 P.M. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

\* \* \* \*

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

APPROVE:

  
 \_\_\_\_\_  
 Mayor of the City of Torrance

Ava Cripe  
 Minute Secretary

24. City Council  
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