

I N D E XCity Council - April 27, 1971

<u>SUBJECT:</u>	<u>PAGE</u>
<u>OPENING CEREMONIES:</u>	
1. Call to Order	1
2. Roll Call	1
3. Flag Salute	1
4. Invocation	1
<u>STANDARD MOTIONS:</u>	
5. Approval of Minutes	1
6. Approval of Demands	1
7. Motion to Waive Further Reading	1
8. Council Committee Meetings	2
<u>PRESENTATIONS:</u>	
9. Award of Tile Plaque to North Torrance High School Freshman Football Team	2
<u>PROCLAMATIONS:</u>	
10. "Armed Forces Day" - May 15, 1971	3
11. "National Fire Service Recognition Day" - May 8, 1971	3
<u>HEARINGS - OTHER THAN PLANNING AND ZONING:</u>	
12. 230th Street Assessment District No. A' 11-70-1	3,4,5
<u>PLANNING AND ZONING MATTERS:</u>	
13. Ordinance No. 2218 re: Hospital-Medical-Dental Zone	5
14. Ordinance No. 2219 re: time for CUP	6,7
15. Ordinance No. 2220 re: ZC 71-1	7,8
<u>STREETS AND SIDEWALKS:</u>	
16. Proposed Vacation of a portion of Beryl Street, Resolution No. 71-97	8
<u>SEWERS AND DRAINAGE:</u>	
17. Resolution No. 71-98 re: Pipeline Agreement with A.T. and S.F. Railway Company	8
<u>REAL PROPERTY:</u>	
18. Approval of sub-tenancy of Flighttime on S&W Aviation Leasehold	8,9
19. Resolution No. 71-99 authorizing George Taniguchi to use certain property	9
<u>AIRPORT MATTERS:</u>	
20. Request from Torrance Mounted Posse for permission to use certain Airport land for Annual Rodeo	9
<u>POLICE OPERATIONS:</u>	
21. Resolution No. 71-100 re: Helicopter Program	10
<u>ITEMS NOT OTHERWISE CLASSIFIED:</u>	
22. Attendance of City Manager at M.I.T. Program	10,11
23. Word Processor	11
<u>COMMUNITY AFFAIRS:</u>	
24. Resolution No. 71-101 re: mental health hospital and out-patient clinic on Lomita Blvd.	11
25. Proposed Ordinance No. 2215, Park Dedication	11,12
26. Rose Parade Float 1972	12
<u>NONCONTROVERSIAL ITEMS:</u>	
27. Expenditures over \$300	12
28. Revised Class Specifications - Police Series	13
29. KKOP sublease of transmitter facilities	14

Ava Cripe
Minute Secretary

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City Council
April 27, 1971

<u>SUBJECT:</u>	<u>PAGE</u>
<u>NONCONTROVERSIAL ITEMS (Cont.)</u>	
30. Notice of Completion - Shelving in Civic Center Library	13
31. Notice of Completion - Carpeting in Civic Center Library	13
32. Claim of Pacific Telephone & Telegraph	13
33. Claim of Judith A. Day	13
34. Notice of Completion - Crenshaw Boulevard	13
35. Appropriation from Drainage Improvement Fund for Construction of Drainage Facilities.	13
<u>ORAL COMMUNICATIONS:</u>	
36. City Clerk Coil re: Council meeting on night of Bond Election	14
36A. Councilman Sciarrotta re: communication from Mrs. Betty Jones	14
37. Councilman Sciarrotta re: hearing on SB 333	15
38. Councilman Sciarrotta re: bond issue	15,16
39. Councilman Surber re: 236 Project	16,17
40. Councilman Uerkwitz re: 182nd Street hazard	17
41. Councilman Wilson re: congratulations to Dr. Lloyd Jones	18
42. Mayor Miller re: Montgomery Ward opening	18
43. Mr. Glen Zachary re: Council hearing	18
44. Mr. Gerald Glass re: time extension and litigation	18
45. Mrs. Jeannette Altermatt re: 236 Project	18

Adjourned at 9:40 P.M.

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April 27, 1971

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, April 27, 1971, at 7:00 P.M. in the Council Chambers at Torrance City Hall.

2. ROLL CALL:

Present were Councilmen 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:

At the request of Mayor Miller, the members of Troop 890, Girl Scout Cadettes, led in the salute to the flag.

4. INVOCATION:

The Reverend William J. Roleder, First Lutheran Church, gave the invocation for the meeting.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

Councilman Sciarrotta moved that the minutes of April 13, 1970, be approved as recorded. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

6. APPROVAL OF DEMANDS:

Councilman Sciarrotta moved that all properly audited demands be paid. His motion was seconded by Councilman Brewster, 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 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.

1. City Council
April 27, 1971

8. COUNCIL COMMITTEE MEETINGS:

Civil Service Committee:

Held meeting this date; report forthcoming re: policy for Commissioners attendance at Conferences, as well as for the Executive Officer.

It was specifically noted by Councilman Johnson that in regard to the attendance of the Executive Officer at a Western Regional Conference in Sacramento, May 23 to 27, it is the recommendation of the Committee that, in this instance, the Executive Officer be permitted to attend; further, that \$250 be transferred for this purpose from the appropriate account into the Civil Service Commission account. Councilman Johnson so MOVED; his motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

Mayor Miller confirmed that the policy would be reviewed at budget session prior to voting in favor of the request.

Environmental Committee:

April 28th at 4:00 P.M.

Transportation Committee:

Met on April 26th; report re: Kidwell lease forthcoming. The Committee also met this date at the Airport with the FAA, the Chamber, and interested parties, with a report now being prepared.

The Transportation Committee will next meet on Thursday, April 29th, at 4:30 P.M. re: the Jefferson Lease.

Legislative Liaison Committee:

There is a need to review pending legislation, and May 3rd was selected as a tentative date for such meeting.

Goals Steering Committee:

May 10th at 5:00 P.M.

* * * *

Introduced by Mayor Miller were the students of the Community Relations class of the J.H. Hull Middle School; a description of the class accomplishments was provided by student Robert Tokoshiki.

* * * *

PRESENTATIONS:

- 9. AWARD OF TILE PLAQUE congratulating the North Torrance High School Freshman Football Team on winning the 1970 Freshman Bay League Football Championship.

Councilman Wilson, on behalf of the Council, extended congratulations to this championship team.

PROCLAMATIONS:

10. "Armed Forces Day" - May 15, 1971.
11. "National Fire Service Recognition Day" - May 8, 1971.

So proclaimed by Mayor Miller.

Open House at all five Fire Stations on May 8th, from 10 A.M. to 4 P.M., was noted by Fire Chief Lucas.

HEARINGS - OTHER THAN PLANNING AND ZONING:

12. 230th STREET ASSESSMENT DISTRICT NO. A' 11-70-1
Public Hearing on Resolution of Intention No. 71-73 declaring its intention to order the acquisition of right-of-way and the construction of certain driveways, curbs, gutters and sidewalks on 230th Street.

Affidavit of Publication, Mailing and Posting was presented by City Clerk Coil.

Mayor Miller announced that this is the time and place for the subject public hearing, this being the time and place fixed by Resolution of Intention No. 71-73 when and where any and all persons having any protests or objections to said proposed work or to extend said assessment district may appear before the City Council of the City of Torrance and show cause why said proposed work should not be carried out in accordance with the said Resolution.

Mayor Miller ordered that the above referred to Affidavit of Publication, Mailing and Posting be filed. Councilman Sciarrotta so MOVED; his motion, seconded by Councilman Johnson, was unanimously approved by roll call vote.

The Assessment Engineer, Mr. Laurence J. Thompson, was sworn in by City Clerk Coil, and, at the request of City Attorney Remelmeyer, described the nature of the work in this Assessment District. It was then stated by Mr. Thompson that the subject District is Assessment District No. 1 which involves property on 230th Street between Pennsylvania Avenue and Arlington Avenue, with some 50 parcels of land on this street. The work involved is a 2 ft. widening on some 8 parcels -- some 9 parcels on this street are already improved, according to Mr. Thompson, leaving the remainder of the parcels to be improved with curbs, gutters, and sidewalks.

The total cost of the project, Mr. Thompson continued, including incidental expenses that will be assessed against these properties, is \$25,476.24. Should the project go through, it was further stated by Mr. Thompson, the City contemplates placing the paving, together with the Engineering expenses which would be \$26,980, indicating a total cost of the project of approximately \$52,000, to be equally divided between cost to the City and the property owners.

Mr. Thompson then commented on the fact that the average lot is approximately 55 feet wide; a preliminary study for the curbs, gutters, and sidewalks, together with a driveway, could cost approximately \$525. Mr. Thompson again noted that there are some 9 parcels already completely

improved which will receive no curbs, gutters, sidewalks, or driveways; however, these parcels will be receiving the pavement plus their share of the incidental expenses -- in the opinion of Mr. Thompson these 9 parcels, even though they will not receive the above mentioned improvements, will certainly benefit in this project -- it is of extreme benefit to those property owners to have, once and for all, this 54 ft. wide street completely improved, with a brand new paving job.

Mayor Miller next inquired if any written protests had been received -- both the City Clerk and the City Engineer responded negatively.

Mayor Miller then invited oral protests, if any. There was no response.

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

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

RESOLUTION NO. 71-94

A RESOLUTION OF THE CITY OF TORRANCE, CALIFORNIA, FINDING AND DETERMINING THAT PUBLIC CONVENIENCE AND NECESSITY REQUIRE CERTAIN WORK AND IMPROVEMENT AND THAT THE PROVISIONS OF THE SPECIAL ASSESSMENT INVESTIGATION, LIMITATION AND MAJORITY PROTEST ACT OF 1931 SHALL NOT APPLY THERETO; AND MAKING FINDINGS AND OVERRULING PROTESTS AND OBJECTIONS AGAINST SAID PROPOSED WORK OR IMPROVEMENT, THE EXTENT OF THE PROPOSED ASSESSMENT DISTRICT, OR TO THE PROPOSED GRADES, ALL AS THE SAME ARE DESCRIBED IN RESOLUTION OF INTENTION, RESOLUTION NO. 71-73.

Councilman Sciarrotta moved to waive further reading of Resolution No. 71-94. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

MOTION: Councilman Brewster moved for the adoption of Resolution No. 71-94. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

RESOLUTION NO. 71-95

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, WAIVING THE PAYMENT IN ADVANCE OF THE ACQUISITION COSTS AND A PORTION OF THE INCIDENTAL EXPENSES IN THE 230TH STREET ASSESSMENT DISTRICT NO. A' 11-70-1.

Councilman Uerkwitz moved to waive further reading of Resolution No. 71-95. His motion was seconded by Mayor Miller, and roll call vote was unanimously favorable.

MOTION: Councilman Sciarrotta moved for the adoption of Resolution No. 71-95. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

RESOLUTION NO. 71-96

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, ORDERING THE ACQUISITION OF RIGHT-OF-WAY AND CONSTRUCTION AND INSTALLATION OF DRIVEWAYS, CURBS, GUTTERS AND SIDEWALKS; ORDERING POSTING AND PUBLICATION OF NOTICES INVITING SEALED PROPOSALS OR BIDS; SETTING A TIME AND PLACE FOR OPENING OF BIDS; AND AUTHORIZING THE CITY ENGINEER OF SAID CITY TO OPEN SAID BIDS.

(230th Street Assessment District No. A'11-70-1)

Councilman Brewster moved to waive further reading of Resolution No. 71-96. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

MOTION: Councilman Johnson moved for the adoption of Resolution No. 71-96. His motion, seconded by Councilman Uerkwitz, was unanimously approved by roll call vote.

PLANNING AND ZONING MATTERS:

- 13. ORDINANCE amending the provisions of the Hospital-Medical-Dental Zone.

ORDINANCE NO. 2218

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 91.38.1 OF THE TORRANCE MUNICIPAL CODE WHICH SETS FORTH PERMITTED USES IN THE HOSPITAL-MEDICAL-DENTAL DISTRICT (H-M-D) TO DELETE ANY USE PERMITTED IN THE R-3 ZONE: ADDING A PROVISION THAT CERTAIN ANCILLARY FACILITIES SHALL BE PRIMARILY FOR THE USE OF DOCTORS AS WELL AS EMPLOYEES, PATIENTS AND VISITORS, AND THAT ANY SIGNS USED IN CONNECTION THEREWITH SHALL BE SUBJECT TO APPROVAL OF THE PLANNING COMMISSION: AND ADDING COMMERCIAL USES TO THOSE PERMITTED BY A CONDITIONAL USE PERMIT.

Councilman Wilson moved for the approval of Ordinance No. 2218 at its first reading. His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

14. ORDINANCE regarding the reduction in the period of time a CUP remains active after discontinuance of the use for which it was granted.

ORDINANCE NO. 2219

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING CITY CODE SECTION 95.2.7 TO REDUCE THE TIME PERIOD THAT A CONDITIONAL USE PERMIT REMAINS ACTIVE AFTER THE DISCONTINUATION OF THE USE FOR WHICH IT WAS ISSUED.

There was discussion prior to taking action on Ordinance No. 2219. Councilman Uerkwitz expressed concern as to possible financing problems presented by the six month time limit. In agreement was Councilman Johnson who added that it could make it necessary for a developer to repeat the Conditional Use Permit process in cases where financing proves difficult with no change in the development otherwise; Mr. Johnson is, therefore, opposed to Ordinance No. 2219 in that it just adds an extra, unnecessary burden without any realistic accomplishment.

Approval with the second half of the ordinance regarding change of ownership and the termination of the CUP at this point was expressed by Councilman Uerkwitz -- if a Conditional Use Permit is approved in the first place, why the concern until that person turns it over? Mr. Uerkwitz would not want to vote against the ordinance per se but it should perhaps be rewritten to take care of the six months problem at the beginning of the Conditional Use Permit.

It was added by Councilman Johnson that he could not concur completely with the above comment -- in his opinion, so long as it is for the purpose for which the CUP was issued, be it an individual or a company, it should be as good for one as the other in that these projects do change hands for one reason or another.

Mayor Miller recommended that the controls be retained in changes of ownership and that Conditional Use Permit approval be for the actual operators and a clear understanding of what is proposed.

Councilman Brewster recalled countless cases where an operation has gone out of business, particularly bars, with a request at a later date to reopen such business -- at that time the entire nature of the area may have changed, but denial has been difficult because the proponent is merely extending the Conditional Use Permit. Mr. Brewster would concur that the establishment of an expiration time and a repetition of the public hearing process is a good thing.

It was the comment of Councilman Wilson that in view of the Planning Commission recommendation there must have been some evidence that there has been abuse of this which has resulted in this action. Planning Director Shartle affirmed that there had been a number of such cases and the problems presented were described by him.

It was the suggestion of City Attorney Remelmeier that a possible compromise would be to leave these present provisions in but provide for an extension of time by the City Council upon application. This was generally acceptable to the Council, and it was agreed that the subject ordinance be returned to the City Attorney for rewriting along the lines discussed. Specifically noted was the need for the proponent to apply before expiration of the Conditional Use Permit.

15. ORDINANCE RE: ZONE CHANGE 71-1.

ORDINANCE NO. 2220

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 LOCATED AT THE SOUTH SIDE OF MARICOPA AVENUE, EAST OF AMIE AVENUE, AND DESCRIBED IN ZONE CHANGE 71-1.

(Reorganized Church of Jesus Christ of Latter Day Saints)

Councilman Wilson moved for the approval of Ordinance No. 2220 at its first reading. His motion was seconded by Councilman Sciarrotta.

Prior to roll call vote, Councilman Surber ascertained that the subject development came under a "202 Project", and, further, that it would take the property off the tax rolls. Councilman Surber then requested that his previous affirmative vote on this matter be changed to a "No" vote, and added that he is not in favor of a 14-story building and that his research of the "202 Project" indicates that this property will be off the tax rolls.

Earlier action on the subject zone change wherein the proponent agreed to make some additional contribution, by way of special assessments they would pay the City, recognizing the fact that they otherwise enjoyed tax-free benefits, was recalled by Councilman Brewster, as were the earlier discussions regarding this unique development.

Councilman Johnson indicated that because this is for senior citizens he would be willing to go to almost any length to give them whatever relief he can -- Mr. Johnson added that he will look carefully at other types of "low cost housing" to make sure that it meets all City specifications, etc.

Discussion was then directed to "202" and "236" Projects in general, with Councilman Surber offering a SUBSTITUTE MOTION: That the Council table this matter and refer it back to Staff for further study until there is a legal ruling as to whether or not the people have the right to veto this type of operation.

Mayor Miller stated that it is proposed merely to rezone property, without discussing programs, in this instance.

Councilman Surber's substitute motion died for lack of a second.

In view of the wide community interest re: "low cost housing", it was the request of Councilman Johnson that Staff prepare a proper report describing the several programs involved in these Government projects, in order that there may be intelligent discussion regarding such projects. The City Manager was so directed.

Councilman Wilson's motion to approve Ordinance No. 2220 at its first reading carried, with roll call vote as follows:

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

STREETS AND SIDEWALKS:

16. PROPOSED VACATION OF A PORTION OF BERYL STREET.

RESOLUTION NO. 71-97

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE DECLARING ITS INTENTION TO VACATE A PORTION OF BERYL STREET IN THE CITY OF TORRANCE; FIXING A TIME AND PLACE FOR A HEARING THEREON AND PROVIDING FOR THE PUBLICATION OF THIS RESOLUTION.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-97. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

SEWERS AND DRAINAGE:

17. RESOLUTION RE: PIPELINE LICENSE AGREEMENT WITH A.T. AND S.F. RAILWAY COMPANY.

RESOLUTION NO. 71-98

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE THAT CERTAIN PIPELINE LICENSE AGREEMENT BETWEEN THE CITY OF TORRANCE AND THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY.

Councilman Wilson moved for the adoption of Resolution No. 71-98. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

REAL PROPERTY:

18. APPROVAL OF SUB-TENANCY of Flightime on S&W Aviation Leasehold.

RECOMMENDATION OF AIRPORT MANAGER:

That, subject to stated conditions, sub-tenancy of Flightime on S&W Aviation Leasehold be approved.

8. City Council
April 27, 1971

Councilman Surber moved to accept the Airport Manager's recommendation. The motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

- 19. RESOLUTION AND LEASE authorizing Mr. George T. Taniguchi to use certain property at 226th Street and Ocean Avenue.

RESOLUTION NO. 71-99

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE EXECUTION OF THAT CERTAIN LEASE DATED JANUARY 1, 1971, BETWEEN THE CITY OF TORRANCE AND GEORGE T. TANIGUCHI.

Councilman Brewster moved for the adoption of Resolution No. 71-99. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

AIRPORT MATTERS:

- 20. Request from Torrance Mounted Posse for permission to use certain Airport land for Annual Rodeo, July 24 and July 25, 1971.

MOTION: Councilman Uerkwitz moved to concur with the recommendation of the Airport Commission. The motion was seconded by Councilman Wilson.

The varying recommendations between the Airport Manager and the Airport Commission were reviewed by the Council. Mr. Bud Walsh, representing the Torrance Mounted Police, was present to elaborate on the non-profit aspect of their organization, and advised, at Mayor Miller's question, that they had not paid any rent on the Del Amo property for past rodeos.

Airport Commissioner Vroman was also present to clarify the action taken by the Airport Commission. Airport Manager Egan likewise clarified his position in this matter.

Following discussion, Councilman Uerkwitz revised his motion to state: That Council concur with the recommendations of the Airport Manager, deleting conditions #1 and #5. The motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

* * * *

At 8:07 P.M. Councilman Sciarrotta moved to recess as City Council and reconvene as the Redevelopment Agency. The motion was seconded by Councilman Brewster, and approval was unanimous. A 10-minute recess followed at 8:09 P.M.

* * * *

POLICE OPERATIONS:

21. Approval of Federal Grant Request and RESOLUTION pertaining to the Regional Public Safety Helicopter Program.

RESOLUTION NO. 71-100

RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF TORRANCE.
(RE HELICOPTER PROGRAM)

Councilman Wilson moved for the adoption of Resolution No. 71-100. His motion, seconded by Mayor Miller, was unanimously approved by roll call vote following clarification of the proposed Helicopter Program by Lieutenant Bruce Randall.

It was the comment of Councilman Uerkwitz that the helicopter program is quite an extensive operation, with considerable involvement by the City of Long Beach -- it would appear that the cities should go on a study basis in order to determine final costs. The program is sound, Mr. Uerkwitz added; it is a matter of economics, and this affords an opportunity to try out the program.

Councilman Johnson indicated that he would not be willing to approve a continuing program, but, rather, that this be on an experimental basis not to exceed one year, with evaluation of the costs, etc. before the end of the year. Certain cities, such as Lakewood, have encountered problems with the program, according to Councilman Johnson. It was pointed out by Lieutenant Randall that Council approval every six months is required.

ITEMS NOT OTHERWISE CLASSIFIED:

22. Request that City Council authorize City Manager to attend the 4th M.I.T. Program for Urban Executives.

RECOMMENDATION OF CITY MANAGER:

That Council authorize the City Manager to attend the 4th M.I.T. Program for Urban Executives, June 20 through July 16, and transfer of \$1,200.00 to Education and Training Schools account.

At the request of Mayor Miller, City Manager Ferraro elaborated on the subject program and the benefits thereof. Mr. Ferraro indicated his willingness to incorporate vacation time in the requested time off.

Mrs. Ethel Kovach inquired as to the necessary steps to be taken to protect the City of Torrance in the event a lawsuit should be filed in reference to this course -- Mrs. Kovach then described pending litigation in other areas involving the National Training Laboratories and the Leadership Dynamics Institute for injuries sustained during a "sensitivity group session". City Attorney Remelmeyer was directed to investigate this matter.

MOTION: Councilman Wilson moved to approve the request of the City Manager to attend the M.I.T. Program, with the understanding that two weeks of his vacation time will be spent at this school, along with his expressed intention not to attend the City Manager's Conference in Florida. The motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

It was the comment of Councilman Surber, at the time of his "yes" vote, that without the incorporation of the vacation time, he would have been reluctant to have approved the 30 days in view of the fact that there would be many like demands from other employees, and a precedent would have been set.

23. WORD PROCESSOR.

RECOMMENDATION OF DATA PROCESSING MANAGER:

That one MTST be added to the present word processing system. (This will permit a fair and accurate evaluation of the equipment's capabilities -- at the end of the six-month experiment, a decision will be made to either retain or remove all of the equipment.)

MOTION: Councilman Uerkwitz moved to concur with the above recommendation of the Data Processing Manager. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

COMMUNITY AFFAIRS:

24. RESOLUTION encouraging and supporting the construction of a mental health hospital and out-patient clinic on Lomita Blvd.

RESOLUTION NO. 71-101

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF TORRANCE ENCOURAGING AND SUPPORTING THE
CONSTRUCTION OF A MENTAL HEALTH HOSPITAL
AND OUT-PATIENT CLINIC ON LOMITA BOULEVARD
IN THE CITY OF TORRANCE.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-101. His motion, seconded by Councilman Johnson, was unanimously approved by roll call vote.

25. PROPOSED ORDINANCE NO. 2215, PARK DEDICATION:

Representing Mr. Phillip R. Nicholson, Mr. P.L. Lacombe referred to his April 22nd communication and the need for further study, along with the fact that the Planning Commission will be reviewing this ordinance on April 28th; it is their request that this entire matter be turned over to the Park, Recreation, and Community Development Committee of the Council when all the material is compiled for further review.

Mr. Dan Butcher, 2371 Torrance Boulevard, expressed the opinion of the Chamber of Commerce in that neither the Executive Committee nor the Board of Directors of the Chamber have had an opportunity to discuss or study the subject matter, and consequently are not able at this time to take a position for or against the proposed ordinance. It is their request that a final decision on the matter be delayed until the Chamber has had an opportunity to review the matter and present its conclusions.

It was the consensus of the Council that the requested study period was in order; that this matter be heard by the Council Park, Recreation and Community Development Committee on May 10th, to be returned to the Council agenda on May 18th.

26. ROSE PARADE FLOAT 1972:

Request of Parks, Recreation and Community Development Committee that Council consider the idea of a Torrance float in the 1972 Rose Parade.

It was agreed to hold this matter for one week.

NONCONTROVERSIAL ITEMS:

27. EXPENDITURES OVER \$300:

RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the following purchases:

A. BUDGETED:

1. \$408.29 to Harbor Office Supply for material and installation of drapes as requested by the Airport Manager for their administration offices.
2. \$1665.30 to B & K Instruments, Inc. for two sound level meters as requested by Building and Safety for measuring sound emissions in the field.
3. \$525.00 to George Randle Company for installation of an auxiliary lens system to the Police Department's jail mug camera.

B. REIMBURSABLE:

4. \$1964.55 to Hersey Sparling Meter Company for one only 6" Hersey Sparling Meter Check and two 8" meter as requested by the Water Department for installation at the Sav-On Drugs, Ralph's Market, and CPR Upjohn services. Payment has already been received for their services.
5. \$431.45 to Park Son, Inc. for one only each 8" water sleeve and valve as requested by the Water Department for installation at the CPR Upjohn Service. Payment has already been received for this service.

C. SPECIAL ITEMS:

6. \$972.48 to Campbell & Hall, c/o Harry R. Wilson, for 66 adult books and 126 juvenile books.
7. \$974.49 to Western Bookbinding Company for binding service on 2955 books.

12. City Council
April 27, 1971

28. REVISED CLASS SPECIFICATIONS - Police Series.

Unanimously approved by Civil Service Commission;
submitted for Council consideration.

29. KKOP sublease of transmitter facilities.

Considered separately.

30. INSTALLATION OF SHELVING IN CIVIC CENTER LIBRARY.NOTICE OF COMPLETION.RECOMMENDATION OF CITY LIBRARIAN:

1. That the work be accepted;
2. That payment in full be made to installation contractor,
W.R. Ames Company.

31. INSTALLATION OF CARPETING IN CIVIC CENTER LIBRARY.NOTICE OF COMPLETION.RECOMMENDATION OF CITY LIBRARIAN:

1. That the work be accepted;
2. That final payment be made to the installation contractor,
Custom Floors.

32. CLAIM of Pacific Telephone and Telegraph for property damages.RECOMMENDATION OF CITY CLERK:

That said claim be denied and referred to the City Attorney.

33. CLAIM of Judith A. Day for property damages.RECOMMENDATION OF CITY CLERK:

That said claim be denied and referred to the City Attorney.

34. NOTICE OF COMPLETION - Crenshaw Boulevard from 231st Street to 232nd Street (east side) Job #71123, B71-5.RECOMMENDATION OF CITY ENGINEER:

1. That the work be accepted;
2. That final payment be made to the contractor,
J.B. Crosby Company, Inc.

35. APPROPRIATION FROM DRAINAGE IMPROVEMENT FUND FOR CONSTRUCTION OF DRAINAGE FACILITIES IN HAWTHORNE AND LOMITA BOULEVARDS.
(Drainage District 7B)RECOMMENDATION OF CITY ENGINEER:

That \$7,000 be appropriated from Drainage Improvement Fund for subject project.

MOTION: Councilman Sciarrotta moved to concur with the recommendations on items #27, 28, 30, 31, 32, 33, 34, and #35. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

82

29. REQUEST FROM KKOP FOR APPROVAL FOR SUBLEASE OF TRANSMITTER FACILITIES.

RECOMMENDATION OF CITY MANAGER:

That subject request be referred to the City Manager for study and evaluation.

MOTION: Mayor Miller moved to concur with the above recommendation of the City Manager. His motion was seconded by Councilman Wilson; there were no objections, and it was so ordered.

ORAL COMMUNICATIONS:

36. City Clerk Coil noted that the Bond Election will be on Tuesday, June 8th -- the night for a 7 P.M. Council meeting. The following action resulted:

MOTION: Councilman Sciarrotta moved that the June 8th Council meeting start at 5:30 P.M. instead of 7:00 P.M. The motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

36A. It was the request of Councilman Sciarrotta that the April 19th letter from Mrs. Betty Jones (Information Item B) be made part of the record. It follows:

"It has come to my attention through an article in the Centinela-South Bay Section of the 'Times' (4/18/71) that a woman identifying herself as a former 'Woman Marine' has requested Council to reconsider its sponsorship of the annual Armed Forces Day Parade - 'to stop glorifying this military spectacular'.

"If being a 'Woman Marine' in World War II places one in any special category I would take this opportunity to use that same status and encourage Council to continue its sponsorship of this particular event - an event which rekindles deep patriotism in tens of thousands each year - those participating and those viewing.... I believe this will be the 12th year for this parade - therefore, I would assume it was begun before the present controversial situation in Vietnam. And, established, I believe, for the purpose of honoring those who served in the past, are presently serving, and even for those to serve in the future.

"To say that this parade 'glorifys war' would be to liken the recent Moratorium Marches as having left 'peace' in the devastated areas through which many of the marchers stamped!

"If a survey were possible, of the fine Torrance men in uniform, I would wager that they too would prefer having the Torrance Armed Forces Day Parade continue -- I find it difficult to believe that they would submit to being 'paid off' with a small bank account in return for serving their country, especially if it meant giving up the Torrance Armed Forces Day Parade."

37. A vital hearing on compulsory arbitration was noted by Councilman Sciarrotta who MOVED THAT Legislative Advocate Rupert and Assistant to the City Manager Jackson attend this meeting re: SB in Sacramento and report back to the Council. The motion was seconded by Councilman Uerkwitz; there were no objections, and it was so ordered.

38. Councilman Sciarrotta commented on the recently published remarks of former Mayor Isen relative to the bond issue and the innuendos contained therein which reflected unfavorably on this Council. Rebuttal as follows was presented by Mr. Sciarrotta:

"A well balanced city must not only have sufficient jobs for its people, a good school system, a variety of industries, a variety of commercial enterprises, a variety of sound financial institutions, churches of all denominations, people participation in local affairs, beautiful residential districts, but also sufficient open air and park areas sprinkled with important recreational and cultural programs to meet the needs of the people of all ages.

"Torrance scores fairly well in all these categories except for parks and recreational facilities. This shortcoming has been called to our attention by many people, including home owner groups and the League of Women Voters. It was only fitting and proper that we gave these groups the opportunity to go to the people and find out as to whether or not it is the desire of our people to add additional recreational areas to our present inadequate setup. I want to re-emphasize that this move was not initiated by this Council or former Councils. It was initiated by the people of our community.

"If, in the bond election, our people vote favorably, it will signify that our constituents want more facilities and more services. It will signify that they are willing to pay for the facilities and the additional services. I, as a public official, do not want to go on record classifying our people as being stupid. I am sure that they all know that more facilities and more services mean more expenditures. I am equally sure that if they have to go outside of our City to take advantage of facilities we do not have, it will cost them more in the long run.

"Now for the record -- This move came when on February 27, 1968, the City Manager was instructed, by a unanimous vote, to present for Council consideration a proposal for financing specific park and recreation improvement projects by means of a general obligation bond issue. The so called "voice from the hill" voted favorably on this motion. I have heard of voices changing on teenagers, but never on old men in their sixties.

"Again for the record. This very same voice from the hill -- in his sounding off -- is critical of the \$2,290,000 dollars lease-back financing for capital improvement. Before his voice changed, he not only voted for the lease-back agreement, but also signed it as Mayor. Who is he kidding?

"Back in 1957 and 1958 -- again before his voice changed -- he voted for, supported and endorsed a bond election for parks which would have purchased for us 116 acres of land at \$17,200 per acre. Land is now approximately five times higher and consequently takes

five times more money. My, how time and disappointments play a very important role in changing people's philosophies and outlook!

"The loud but ineffective voice from the hill is also extremely critical of the \$25,000 paid to a consultant to find out what our needs are and fulfill the people's wishes, but keeps mum on the \$75,000 study he instituted to get a college for the City of Torrance and then lose it all on Governor Brown's lap.

"This same voice, I'm sure, would say to a young draftee, 'You are about to be inducted in the Armed Forces. You are not going to like the food or the clothes you will be wearing. You will drill for hours and hours. You will hate the morning bugle call. You will despise the strict disciplinary rules, and chances are you may be killed in battle.'

"I mention this because the former Mayor, in his criticism, embodied several innuendos that the City Council is not telling all the truth. What he really means is that we must write a dissertation, presented so negatively that it will be self-defeating and then he will not have to pay taxes on facilities he is not going to be able to use.

"I believe Torrance has intelligent voters. I do not want to insult their intelligence. Officials of the home owners groups are well informed and do ask questions on items which need further elucidation. The League of Women Voters has made its own study and know what this is all about, and when it comes to increased taxation and expenditures, the average voter will think things through and investigate before he votes. When the votes are cast, we will know what our people want. This Council has reserved for them the right to make the decision."

39. Councilman Surber referred to the proposed FHA 236 Project and the considerable citizen interest therein, and requested that Staff investigate the possibility of disallowing this in Torrance. Councilman Surber further directed the City Attorney to ascertain whether or not a referendum could be effected.

It was then pointed out by Mr. Surber that the Times this date stated: "The California Constitution provides that citizens can approve or reject in referendum elections any act by the legislator or local government bodies. In 1950 the State Supreme Court held that the decision to seek Federal aid for public housing was an executive action not subject to a referendum. California voters then enacted Article 34 of the State Constitution subjecting public housing decisions to referendum."

Councilman Surber acknowledged that there are varying interpretations in this matter, but, in his opinion, the 236 proposal represents public housing, and this would seem to represent the feeling of the people. There should be a public hearing on this matter, Mr. Surber continued, in order that the public may be properly and fully informed.

City Attorney Remelmeyer stated that he would prepare an opinion on the law to accompany Staff material.

At Councilman Brewster's question as to any pending projects, City Manager Ferraro advised that there is such a project pending on Emerald, east of Anza, but a building permit has not been issued.

Councilman Uerkwitz inquired if it would be possible not to issue such a building permit until receipt of the Staff report; City Manager Ferraro responded affirmatively, stating that administratively he could withhold such issuance.

It was the suggestion of Councilman Johnson that the public hearing include all varieties of government subsidized housing in view of the several programs apart from that proposed by the 236 Project. A dissertation from Staff on each of these programs was requested by Mr. Johnson.

Complete agreement with Councilman Surber's sentiments was indicated by Councilman Sciarrotta -- he is fully convinced after reading the decision of the Supreme Court that the people can veto any government housing project that may be pending in the City. What is desired in this case is much worse than that represented by the modular homes, according to Mr. Sciarrotta, and this Council must be made very aware of pending housing and the many ramifications that may result from these housing projects.

The public hearing should provide enlightenment as to proper procedure for the public, along with clarification of the entire picture, was the comment of Councilman Uerkwitz.

It was the added suggestion of Councilman Sciarrotta that if it is determined that a vote of the people is required, the City Attorney should immediately start the process for putting it on the ballot in order that it be a matter of record that this housing is not desired in the City of Torrance.

City Manager Ferraro advised that the report would be returned to the Council in 30 days, and confirmed that the public hearing should be scheduled at that time as well.

40. Councilman Uerkwitz referred to the continuing hazard at the underpass on 182nd Street, and requested that the Council instruct the Traffic Engineer to proceed with the railing that was proposed, regardless of whether or not the State makes a contribution, with the remainder of the problem to be studied by the Public Works Committee. Councilman Uerkwitz so MOVED; the motion was seconded by Councilman Johnson. It was noted that an appropriation not to exceed \$10,000 out of Gas Tax Funds would be necessary, and this was incorporated in the motion. Roll call vote was unanimously favorable.

It was stated by Councilman Brewster that Assemblyman Beverly has taken issue with the Division of Highways stand in this matter, with appeal directly to the Governor, it presently being on the Governor's desk.

41. A letter extending the congratulations of the Council to the new Superintendent of Schools, Dr. Lloyd Jones, was requested by Councilman Wilson. There were no objections, and it was so ordered.

42. Mayor Miller noted that the new Montgomery Ward store will be opening on April 28th, and the interesting fact that this represents essentially the same floor space as the existing shopping development, as well as representing a tremendous financial asset to the City of Torrance.

43. Mr. Glen Zachary, president, Walteria Homeowners Association, referred to the pending hearing before Council on a request for proposed rezoning involving townhouses and apartment units, and the need for larger quarters for these hearings in order that the many interested residents may participate in this hearing.

It was the consensus of the Council that this matter was deserving of a Special Meeting in view of the time consuming aspect of hearing all interested parties -- further, that arrangements be made to hold the hearing at Torrance High School with its large seating capacity, with South High as a second choice. The date selected was May 27th at 7:00 P.M. with City Attorney Remelmeyer to follow through with the necessary procedure.

44. Mr. Gerald Glass, Palos Verdes Aviation, requested an extension of time in reference to recent court action involving his lease on the Airport.

City Attorney Remelmeyer requested that there be no Council decision in this matter, without an Executive Session, in view of the pending litigation.

Mr. Glass was permitted to outline his problem, with further clarification of the court action by Mr. Remelmeyer and the repeated request that the Council not involve itself.

It was stated by Councilman Uerkwitz that the Council has only two choices: either to go into Executive Session or to concur with the request of the City Attorney, and, accordingly, MOVED to concur with the City Attorney for no comment. The motion was seconded by Councilman Surber; there were no objections, and it was so ordered.

45. Mrs. Jeannette Altermatt, 1323 Hickory, referred to the earlier discussion pertaining to the 236 Project and confirmed that no permit will be issued to the developers of this project until after the City Attorney's opinion has been reviewed. City Manager Ferraro reiterated that, administratively, he will attempt to hold the issuance of such permit for 30 days.

It was the request of Mrs. Altermatt that she be furnished a copy of the City Attorney's opinion and the Staff report.

The meeting was regularly adjourned at 9:40 P.M.

* * * *

Ava Cripe
Minute Secretary

: 18.

City Council
April 27, 1971

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

APPROVED:

Ken Miller
Mayor of the City of Torrance