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Ava Cripe
Minute Secretary

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Adjourned at 10:35 P.M. to Tuesday, June 8, 1971, at
5:30 P.M.

* * *

June 1, 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, June 1, 1971, at 5:30 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:

The Gra-Y Spark Plugs, sponsored by the Torrance YMCA, led in the salute to the flag.

4. INVOCATION:

The invocation for the meeting was given by Reverend Charles Phelps, Community Baptist Church.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

None available.

6. APPROVAL OF DEMANDS:

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

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.

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8. COUNCIL COMMITTEE MEETINGS:Public Works Committee:

Met this date -- avigation easement to be further investigated.

Finance Committee:

Will meet Monday, June 7th, at 4:30 P.M. re: sources of revenue.

COMMENDATIONS:

- 9.
- RESOLUTION
- expressing appreciation to Arthur L. Nagel.

RESOLUTION NO. 71-117

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE EXPRESSING APPRECIATION TO ARTHUR L. NAGEL, MINISTER OF THE UNITED METHODIST CHURCH, FOR RENDERING OUTSTANDING SERVICE TO THE COMMUNITY.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-117. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

- 10.
- RESOLUTION
- commending Excellon Industries.

RESOLUTION NO. 71-111

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE COMMENDING EXCELLON INDUSTRIES OF TORRANCE, CALIFORNIA FOR ITS OUTSTANDING WORK IN DEVELOPING A NEW AREA OF EXPORTS TO NATIONS IN EUROPE AND ASIA.

Councilman Wilson moved for the adoption of Resolution No. 71-111. His motion, seconded by Councilman Sciarrotta, was unanimously approved by roll call vote.

PROCLAMATIONS:

11. Rubella Sunday - June 6, 1971.
 12. First Class Girl Scout Day - June 3, 1971.
 13. Hope Sunday - June 6, 1971.

So proclaimed by Mayor Miller.

PLANNING AND ZONING MATTERS:

14. ORDINANCE re: ZC 71-5.

2. City Council
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ORDINANCE NO. 2234

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 SOUTHERLY SIDE OF NEWTON STREET, WESTERLY OF MADISON STREET, AND DESCRIBED IN ZONE CHANGE 71-5.

(Hugh L. Dunn and Zula B. Haig)

Councilman Uerkwitz moved for the approval of Ordinance No. 2234 at its first reading. The motion was seconded by Councilman Sciarrotta, and carried, with roll call vote as follows:

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

It was pointed out by Mayor Miller that the above action would bring the subject property into conformity with the surrounding area, and does not represent rezoning of a large area.

Councilman Surber commented that the people in this area do not want any more R-3, hence his "no" vote -- further, there is R-1 and R-2 zoning in this area; it is not completely surrounded by R-3.

SEWERS AND DRAINAGE:15. 1970 BOND ISSUE PROJECT 9814, UNIT I.

RESOLUTION RE: subject Project.

RESOLUTION NO. 71-119

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING THE 1970 BOND ISSUE PROJECT 9814, UNIT I, AND GRANTING PERMISSION TO THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT TO CONSTRUCT AND MAINTAIN SAID STORM DRAINS WITHIN THE PUBLIC STREETS IN THE CITY OF TORRANCE.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-119. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

REAL PROPERTY:16. PARK SITE APPRAISALS.REQUEST OF DIRECTOR OF RECREATION:

That the City Manager and City Attorney be given authority to select an appraiser from the appraisers list, as needed, and that the City Manager and City Attorney be further authorized to negotiate a contract with them contingent on the passage of the Recreation Facilities Bond Issue.

MOTION: Councilman Wilson moved to concur with the subject request, and his motion was seconded by Mayor Miller.

Discussion followed, with Councilman Uerkwitz questioning the wisdom of proceeding until the results of the election are known. Councilman Johnson recommended that there be more than one appraiser in that this will be a sizable job. It was noted by City Attorney Remelmeyer that the Council has not yet selected the vacant sites to be condemned, and it will be necessary to return to the Council with recommendations in this regard before the selection of appraisers. Mr. Remelmeyer also confirmed, at Councilman Surber's question, that concurrence with the request would not necessitate the spending of any money.

Roll call vote was unanimously favorable.

17. RESOLUTIONS re: LEASE ASSIGNMENTS.

RESOLUTION NO. 71-120

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST A CONSENT TO ASSIGNMENT OF ONE (1) AIRPORT HANGAR LEASE OF CARL R. FAULKNER TO THOMAS E. GREEN AND ALICE M. GREEN.

Councilman Surber moved for the adoption of Resolution No. 71-120. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

RESOLUTION NO. 71-121

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST A CONSENT TO ASSIGNMENT OF ONE (1) AIRPORT HANGAR LEASE OF JACK W. MITCHELL TO LEE MAHONEY.

Councilman Brewster moved for the adoption of Resolution No. 71-121; his motion, seconded by Councilman Sciarrotta, was unanimously approved by roll call vote.

It was the recommendation of Councilman Uerkwitz that the Transportation Committee should probably review the matter of sub-tenants on the Airport, Councilman Johnson suggested that the leases from the Master Lease be set up on a chart so that the status of each might be easily ascertained.

18. RESOLUTION RE: Collins-Dietrich Air Services, Inc.

RESOLUTION NO. 71-122

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST THE AIRPORT

LEASE DATED JANUARY 1, 1971 BETWEEN THE
CITY OF TORRANCE AND COLLINS-DIETRICH
AIR SERVICES, INC.

Councilman Sciarrotta moved for the adoption of Resolution No. 71-122. His motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

19. RESOLUTION authorizing the execution of a Rental Agreement between the City and Torrance Aero Center, Inc. (Kidwell Holdovers - Sub Item C - Gerald Glass - Resubmittal)

RESOLUTION NO. 71-123

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE AUTHORIZING THE EXECUTION OF THAT CERTAIN RENTAL AGREEMENT DATED APRIL 1, 1971 BETWEEN THE CITY OF TORRANCE AND TORRANCE AERC CENTER, INC.

Discussion ensued regarding adoption of the above resolution vs. the Transportation Committee recommendation for denial, resulting in a MOTION by Councilman Brewster to concur with sub-item C of the Transportation Committee report of May 19, 1971. The motion was seconded by Councilman Johnson.

Mr. Gerald Glass spoke at this time regarding additional information furnished by him to the Council and the Airport Commissioners. Airport Commissioners Bell and Vroman urged that there be further investigation of this matter by a committee composed of the Transportation Committee, 3 members of the Airport Commission, and a representative from the City Attorney's office, all to meet with Mr. Glass.

The complex considerations of this matter were reviewed at length, it being the consensus of the Council that this be held until later in the meeting, following an Executive Session with Deputy Attorney Allen for necessary clarification, and the above action was withdrawn. (See Page 14)

* * * *

FISCAL MATTERS:20. WORKMEN'S COMPENSATION INSURANCE.RECOMMENDATION OF FINANCE COMMITTEE:

That, effective July 1, 1971, the City change to a self-insurance workman's compensation plan with excess insurance coverage carried between the limits of \$25,000 and \$1,975,000 and with the plan administered by an outside firm. The committee further recommended that, in inviting proposals for administering the plan, each firm be requested to submit two quotations -- one including legal representation, and the other without.

MOTION: Councilman Sciarrotta moved to concur with the above recommendation of the Finance Committee. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

ELECTION MATTERS:21. RESOLUTION ordering the canvass of the Special Bond Election.RESOLUTION NO. 71-124

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, ORDERING THE CANVASS OF THE SPECIAL BOND ELECTION TO BE HELD ON THE 8TH DAY OF JUNE, 1971, TO BE MADE BY THE CITY CLERK OF THE CITY OF TORRANCE, CALIFORNIA.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-124. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

PARK AND RECREATION:22. SLO-PITCH TOURNAMENT.RECOMMENDATION OF DIRECTOR OF RECREATION:

That Council approve the request of the United States Slo-Pitch Softball Association to hold a Class "B" Tournament July 2-5, 1971, with permission to have a concession stand at Torrance Park and El Nido Park.

Councilman Johnson moved to concur with the above recommendation of the Director of Recreation. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

23. ROSE PARADE FLOAT - 1972.RECOMMENDATION OF DIRECTOR OF RECREATION:

That Council 1) establish a procedure to select a Rose Parade Float Association and 2) appoint such a Rose Parade Float Association at the earliest possible date.

MOTION: Councilman Sciarrotta moved to concur with the above recommendation of the Director of Recreation. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

ITEMS NOT OTHERWISE CLASSIFIED:

24. ORDINANCE re: Hog Farms and Dairies.

ORDINANCE NO. 2235

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING ARTICLE 5, CHAPTER 1, DIVISION 4 AND ARTICLE 4, CHAPTER 2, DIVISION 4 OF THE TORRANCE MUNICIPAL CODE PERTAINING TO THE REGULATIONS OF HOG FARMS AND DAIRIES AND ADDING ARTICLE 5, CHAPTER 1 TO DIVISION 4, ENTITLED "SWINE."

MOTION: Councilman Johnson moved for the approval of Ordinance No. 2235 at its first reading. His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

(In view of the large audience present for the following matter, it was considered, out of order, at this time:)

COMMUNITY AFFAIRS:

30. ROADIUM DRIVE-IN SWAP MEET.

Mrs. Barbara Oddy, 2810 West 163rd Street, Gardena mailing, presented a petition bringing the Council's attention to traffic problems involving parking and congestion on Friday, Saturday, and Sunday in the residential area, such problems created by the Roadium Drive-In Swap Meets. It was added by Mrs. Oddy that the Swap Meet has grown so over the past few years that it has become an intolerable problem, with some 10,000 to 15,000 people in attendance every weekend -- the children are faced with traffic hazards and emergency vehicle access would be impossible. It is the request of these residents, according to Mrs. Oddy, that their area be designated as a special district, because of the traffic problems, where new traffic laws could apply; put "No Parking from 3 AM to 4 PM" signs on Friday, or at least Saturday and Sunday, with homeowners and guests exempt; and a parking meter person assigned to their special district to enforce such signs.

Gardena Ordinance No. 895 was then noted by Mrs. Oddy with the suggestion that it could serve as a model; further, swap meets should be eliminated from the community. Mrs. Oddy acknowledged the new parking arrangements made at El Camino College, but stated that without "no parking" signs it is unlikely business will be turned away at the Roadium Theatre.

Councilman Wilson indicated support of the above petition; he lives near the area and is well aware of the congestion and the undesirable elements being brought in -- Dr. Wilson questioned the success of the proposed bus as well, and recommended that action similar to that of Gardena be taken, or that there be some regulation of the business which has become extremely commercial.

City Manager Ferraro advised that the Council-requested detailed study has been undertaken by the Planning Department which will include a detailed analysis of the parking requirements currently imposed by the ordinance pertaining to swap meets, and will be presented to the Council Finance Committee -- there is, further, a study underway regarding the schedule of license fees and the revenue structure for operations such as swap meets in the City of Torrance. Mr. Ferraro further reported that the Roadium situation had been observed over the last weekend, and requested that Lieutenant Cook, Torrance Police Department, report the findings thereof.

It was stated by Lieutenant Dave Cook that he had conferred with Captain Burns of the Gardena Police Department on May 28th, and was informed that Gardena formed a special parking district on the north side of Redondo Beach Boulevard which would provide restricted parking, by permit only, Saturday and Sunday, 8 AM to 4 PM, with such parking permits issued to residents, and the area so sign-posted.

There was inspection of the area, both the Gardena and the Torrance side, on Saturday and Sunday, Lieutenant Cook continued, and it was found that the new Gardena ordinance was quite effective with the normal amount of parked cars for a residential area -- due to inclement weather, there were no particular problems in Torrance on Saturday; however, on Sunday the area bordered by Redondo Beach Boulevard on the north, Crenshaw to the west, 164th on the south, and Daphne on the east, was saturated with parked vehicles due to the swap meet. It was further reported that there were approximately 12 cars in the new swap meet parking lot at 164th and Crenshaw -- a fact of which the Roadium management is aware of, and has resulted in the institution of a new policy which will require anyone who wishes to enter the swap meet to avail themselves of the parking lot and bus provided. In Lieutenant Cook's opinion, if this policy proves ineffective, it likely will be necessary for the City of Torrance to consider an ordinance similar to that of Gardena.

Councilman Uerkwitz referred to Planning Commission action of November 6, 1957 (Case #473) wherein a variance was granted to Pioneer Theatres, Inc. to operate a swap meet at the Roadium Theatre, and outlined the conditions attached to the variance, including the condition that no one shall park outside the theatre and walk in to the swap meet. Mr. Uerkwitz requested that Staff ascertain whether or not this variance is still in effect. (**See below.)

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

Objections to the swap meet, based on possible deterioration of property values, and the theatre clean-up arrangement with a blowing machine which filters dirt, etc. into the adjoining residential area were voiced by Mr. John Ashley, 2839 West 163rd Street, and Mr. Floyd Smar (?), 16118 Daphne Avenue. Revision of the ordinance to permit drive-in swap meet parking only was recommended by Mr. Eide, 16622 Ardath Avenue.

*** (It was ascertained by Staff, during the course of the meeting, that the above referred to 1957 Variance was nullified in 1963 by an ordinance which changed the zone to C-3, Precise Plan.)

It was indicated by City Manager Ferraro at this point that the pending Staff study, earlier referred to, will recommend that there be a requirement of 1300 parking spaces at the subject site, there being some 922 spaces at the present time, which would necessitate the selling area being reduced or more off-street parking provided.

The president of Pioneer Theatres, Inc., and the Roadium Drive-in Theatre, Mr. Dale Geisteiger, 2541 West 164th Street, indicated his awareness of the problem and his feeling that a solution has been attained with the acquiring of the El Camino College parking lot which will accommodate more than 600 cars -- there is need for additional advertising of this fact and customer education. As a resident of the neighborhood, Mr. Geisteiger would prefer that residential parking be allowed. It was further stated by Mr. Geisteiger that a "no walk-in traffic" arrangement at the Paramount swap meets has been effective; there could be like controlled parking at the Roadium.

An opportunity to prove the success of the remedies proposed was requested by Mr. Geisteiger -- a policy of "no walk-ins" will be effective June 12th, and the new parking lot should prove successful. At Councilman Surber's question, Mr. Geisteiger advised that the swap meets represent approximately 70% of the theatre's income; further, that 79% of the customers come from the South Bay area. It was also stated by Mr. Geisteiger that efforts are underway to improve the clean-up arrangement.

Objections to the undesirable swap meet patrons, the loudspeaker, the all-night parking prior to the meet opening, and the approximate eight years of continued annoyance were expressed by Mr. Maurice Hinsley, 2613 West 166th Street.

Mr. Ted Holman, 357 Palos Verdes Boulevard, stated that he has been with the swap meet for nine years, and outlined the many attempts to satisfactorily resolve problems with the neighborhood, specifically noting that public announcements are not permitted before 9:00 A.M. The new parking system which will cost \$1.00 will include free transportation and admission to the swap meet and free transportation back to the parking lot.

Resident protests were next directed to the unnecessary harassment of homeowners by undesirable people, the debris and trash left in front yards, the traffic congestion in the area of the Paramount swap meet, the absence of adequate resident parking, and the traffic hazards created by parked cars, and were stated by Mrs. Ruth Serber, 2803 West 163rd Street and Miss Debbie Bogie (?), 2613 West 163rd Street.

• Mrs. Barbara Oddy returned to express a special thanks to Mr. and Mrs. Kenny Uyeda, and the many friends and neighbors, who have given support to this problem, and to appeal to the Council for help in solving this problem -- her experience with City Hall personnel the last year and a half has been very time-consuming, frustrating, and not the least bit satisfactory -- it was Mrs. Oddy's suggestion that if more than ten people complain about the same problem in one area, it is worthy of investigation and ultimate solution. The help of citizens at election time is called upon --

these citizens now call on their elected officials to stand behind them in their fight to solve this problem permanently.

Mr. Geisteiger reiterated that they have the solution, and asked that they be permitted to do it.

A MOTION was offered by Councilman Wilson: That the Council institute a Special Parking District as soon as possible; further, that Staff investigate the zoning to determine whether or not the swap meet is in a conforming use. The motion was seconded by Councilman Johnson.

There was discussion prior to taking any action. It was the comment of Councilman Brewster that while he recognizes Mr. Geisteiger's attempts to keep the operation clean, etc., it seems to him that the swap meet is a use which is uncontrollable and is obviously out of hand, regardless of the good intentions of the owners -- it is a use which can no longer be condoned in this City. Therefore, Mr. Brewster continued, if it is uneconomical to operate an outdoor drive-in theatre as such, that is the way of economic pressures, and perhaps it is time that land is converted to some other C-3 use. Councilman Brewster then requested that the City Attorney provide information as to the period of time represented were swap meets eliminated from the ordinance as an allowable use in the City and the abatement thereof. Of further concern to Councilman Brewster is the likelihood of parking districts all over the city and the constitutionality thereof.

Disagreement with a parking district was expressed by Councilman Uerkwitz, for the reason that the burden is being placed on the homeowners and they now must live with a problem they have not created; he, therefore, offered a SUBSTITUTE MOTION: That the Council instruct the City Attorney to draw up an ordinance which allows parking only within the boundaries of the swap meet itself, as a temporary measure, until all desired information has been received. His substitute motion was seconded by Councilman Surber.

Discussion resumed regarding the problems confronted relative to enforcement; the similarity of this situation with the dairy and pig farms, & the likely need for abatement of swap meets; Mayor Miller was of the opinion that there is an immediate need which can best be solved by "no parking" signs on the affected streets, acknowledging that it likely will create a hardship for the neighborhood but that it is the only effective remedy at this time, with later review of the long range problems of swap meets per se.

It was the general consensus of the Council that there should be immediate posting of "no parking" signs, with parking permits provided residents -- City Traffic Engineer Horkay indicated his concurrence with something of a temporary nature until the matter can be finally resolved. Councilman Uerkwitz indicated his feeling that such signs would only drive the customers elsewhere and is avoiding the issue; the only answer is not to allow parking outside the theatre. It was added by Councilman Wilson that this is a problem that will not be solved in one or two weekends, in view of its long existence; the temporary signs can be installed, but eventually a decision involving more than cardboard signs will be required.

After lengthy review of appropriate remedial action, Councilman Uerkwitz amended his SUBSTITUTE MOTION to incorporate:

Temporary "no parking" signs for Saturday and Sunday;
A direction to the City Attorney to prepare an ordinance which would allow no parking except on the premises;

The understanding that the "no parking" would be for everyone until the theory of issuing special permits can be validated.

The amended substitute motion was again seconded by Councilman Surber.

Prior to roll call vote on the motion, Mrs. Evelyn Aga (?), 2822 Redondo Beach Boulevard, stated that she has a small beauty shop at this location, and with no parking for her customers, her business will be adversely affected. This problem was acknowledged by the Council, and a "permit" arrangement was suggested; City Attorney Remelmeyer indicated that this would be an illegal procedure.

Mr. Adam Volker, 2632 West 162nd Street, suggested that the solution of the parking problem would be time limit parking on the busy days of the swap meet -- i.e. 9 AM to 3 PM on Saturday and Sunday, no parking for anyone, residents included.

It was the unanimous agreement that the commercial establishments in the subject area on Redondo Beach Boulevard be excluded; such understanding to be incorporated in the above action.

Roll call vote was unanimously favorable.

Further action was taken in a MOTION by Councilman Brewster: That the City Attorney prepare an ordinance which will amend the current use ordinances by eliminating swap meets as a permissible use in this City; further, that there be a report from the City Attorney as to the methods and how quickly such uses can be abated. The motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

* * * * *

At 8:05 P.M. the Council recessed for an Executive Session regarding pending litigation, on a motion by Councilman Sciarrotta, seconded by Councilman Brewster, and approved unanimously.

The Council returned at 8:55 P.M. at which time Councilman Sciarrotta moved to recess as the City Council, and reconvene as the Redevelopment Agency. The motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

Consideration of the regular Council agenda resumed at 8:57 P.M.

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ITEMS NOT OTHERWISE CLASSIFIED:

25. Councilmanic Use of Clerical Services.

RECOMMENDATIONS OF COUNCILMANIC ADMINISTRATIVE MATTERS COMMITTEE (AD HOC).

- 1. a) Individual Councilmen have the right to use designated secretarial and stenographic services for appropriate City business "Appropriate" shall be as heretofore defined by the Committee in Items No. 2 and No. 3 on Page 2 of the 11/17/70 report.
- b) A secretary for the Council will be provided from the City Manager's staff for City business only and her salary will be reimbursed from the Council budget.
- 2. a) Unless the Council as a body has taken official action upon the subject, correspondence upon such subjects must state clearly in some manner that the correspondence reflects the personal opinion of the individual Councilman and is not the official position of the City Council.
- b) All Councilmanic correspondence prepared by the City Manager's staff must be made available for inspection by other members of the City Council at their request.
- 3. a) Individual Councilmen may request files from the City Manager for the purpose of review.
- b) The City Manager shall furnish them with such files if not prohibited by law.
- c) No Councilman may make a direct request of any department and may not go in person to any department for the purpose of inspecting any files or documents.
- 4. a) Individual Councilmen may have documents duplicated by the City Manager's staff if they pertain to appropriate City business.
- b) Each document page may be reproduced in an amount not to exceed 40 copies, including 6 copies for information of other Councilmen when more than 20 copies are reproduced.

Councilman Wilson, as chairman of this committee, expanded on the findings of this group, and deemed the word "appropriate" the key word in this report.

MOTION: Councilman Sciarrotta moved that the subject report on Administrative Matters be adopted as recommended; his motion was seconded by Councilman Wilson.

There was discussion prior to roll call vote on the motion, with Councilman Uerkwitz indicating that he likely would take a dim view of any withholding of files that he might request.

Councilman Johnson stated that it was his opinion, expressed at the committee meetings, that the fewer rules made by the Council on itself, the better in that the Council should be operating on the principle of good taste and service in matters of City business. Mr. Johnson is concerned over the establishment of many rules, some overlapping. He added that the matters which he considers to be his business with the people who elected him to do such business with the City, he will do as nearly as possible within the rules.

Clarification regarding duplication of documents was requested by Councilman Surber -- it being noted that the appropriateness of each request will be made by the City Manager, with the right of appeal to the Council. Mr. Surber indicated concurrence with the "not to exceed 40 copies" limitation, and recommended that a like rule apply to Staff, noting a recent running of 750-800 copies of an item. It was the general consensus of the Council that Administration be given latitude in this regard, with any questionable duplication to be reviewed by the Council.

Roll call vote to adopt the report was unanimously favorable.

It was the comment of Councilman Uerkwitz, at the time of his "yes" vote, that he thought it unfortunate that the Council puts the City Manager in a position of policing Councilmen -- he can live within these rules so long as there is appeal to the Council.

PERSONNEL MATTERS:

26. Request from Officer Phillip Joseph, President of the Torrance Police Officers Association, to reinstate Officer Taylor due to an insubordination offense.

Councilman Johnson reported on the Council Committee findings in this matter: There is still a need for definition of "calendar" days vs. "working" days; however, in view of the concurrence of the Chief of Police and the City Manager in forgiving the three days, Councilman Johnson MOVED that Officer Taylor be given his 12 days off and reinstated for the three days, in this case only. The motion was seconded by Councilman Sciarrotta.

Further investigation of this matter was reported by Officer Joseph and resulted in his request at this time that, instead, ten days be reinstated, withdrawing the above request.

Councilman Johnson thereupon withdrew his motion, as did Councilman Sciarrotta his second.

Discussion ensued as to proper procedures -- Officer Joseph requested that this matter be delayed for five minutes, and the request was granted. (See Page 14)

27. REVISED CLASS SPECIFICATION - SENIOR SYSTEMS ANALYST.

DECISION OF CIVIL SERVICE COMMITTEE:

1. This is not a new class because there was no material change in the Class Specification, so the incumbent will retain continued regular standing.

- 2. The Class Specification should have added to it the words, "act in the absence of the Department Head."
- 3. The salary for the class already includes an element of compensation for acting in the Department Head's absence, and, therefore, if moveup pay is paid in addition, acting in the absence of the Department Head would be over-compensated.

Executive Officer Donovan pointed out the position of the Civil Service Commission in this matter: to add these duties to a class specification is tantamount to a promotion, and due to the Charter requirements regarding promotions, such promotion should be by way of competitive examination -- the Commission was in agreement with the other addition.

MOTION: Councilman Uerkwitz moved to concur with the above recommendation of the Civil Service Committee. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

Further action was taken in a MOTION by Councilman Johnson to approve the class specifications for the Senior Systems Analyst, identified as Item "B". The motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

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The Council returned to:

- 26. Suspension of Officer Taylor:

Officer Joseph indicated that they had decided on the appeal, and requested that the time and date be set.

City Manager Ferraro stated that he would like to withdraw the letter signed by Chief Nash and him.

It was stated by City Attorney Remelmeyer that the record should come to the Council, and should include the transcript before the Civil Service Commission, along with all other evidence submitted to the Commission, the original statement of charges and the answer, if any, presented to the Commission. Any new evidence, according to Mr. Remelmeyer, would necessitate a new hearing before the Civil Service Commission. Officer Joseph confirmed that no new evidence would be presented.

MOTION: Councilman Uerkwitz moved to set the subject hearing for the Council meeting of June 29th, at an appropriate place on the agenda. The motion was seconded by Councilman Johnson, and there were no objections.

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Consideration now returned to:

- 19. TORRANCE AERO CENTER, INC. - GERALD GLASS.

Councilman Brewster restated his earlier motion: That Council concur with sub-item C of the Transportation Committee report of

May 19, 1971. The motion was seconded by Councilman Johnson, and carried, with roll call vote as follows:

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

NOES: COUNCILMEN: Mayor Miller (he would have preferred a one-week delay on this matter.)

COMMUNITY AFFAIRS:

28. Recommendations of COUNCIL CHARTER REVIEW COMMITTEE.

CHARTER REVIEW COMMITTEE RECOMMENDATIONS:

1. That Council direct the City Manager and City Attorney to revise and update the present Charter by removing all the obsolete and superseded sections, then renumbering the remaining sections in accordance with the proposed system. Without further change, this streamlined Charter would be placed on the April 1972 ballot for approval by the voters of Torrance.
2. That the Committee begin preparing its recommendations to the City Council regarding sections of the present and proposed Charters about which there was disagreement.
3. Following this review and recommendation to the Council, it is planned that any revisions to the present Charter which are thought desirable by the Council will be submitted to the electorate at the June 1972 Statewide primary election for ratification.

MOTION: Councilman Wilson moved to concur with the above recommendations of the Charter Review Committee. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

29. RECOMMENDATION FROM YOUTH WELFARE COMMISSION TO CHANGE THEIR NAME TO "COMMUNITY SERVICES COMMISSION".

Youth Welfare Commission Chairman Smith was present to describe the extensive study of the Commission in arriving at the recommended name change and the desire to encompass Senior Citizen needs as well.

City Manager Ferraro indicated that Staff is preparing a major report regarding the youth services program for the City, and recommended that the subject request be held until this report is reviewed.

Discussion ensued on the request, and the merits of a name change; it was the consensus of the Council to wait for the Staff report before taking action.

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SECOND READING ORDINANCES:

31. ORDINANCE NO. 2231.

ORDINANCE NO. 2231

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE AMENDING SECTION 97.3.3 OF THE TORRANCE MUNICIPAL CODE (THE OIL CODE) TO INCREASE THE AMOUNT OF BOND REQUIRED AS A CONDITION OF THE ISSUANCE OF A LICENSE FOR DRILLING OF AN OIL WELL HOLE.

Councilman Johnson moved for the adoption of Ordinance No. 2231 at its second and final reading. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

NONCONTROVERSIAL ITEMS:

32. EXPENDITURES OVER \$300:

RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the following purchases:

A. BUDGETED ITEMS:

- 1. \$1438.50 to Cataphote Company for 1000 pounds of thermo-plastic street striping material as requested by the Traffic & Lighting Department for thermal striping street crosswalks.
- 2. \$1120.00 to Dewey Pest Control of Torrance for an annual contract for pest extermination service as requested by the Custodial Department for all Recreation Department buildings.
- 3. \$497.70 to Wardlaw Fire Equipment Company for 4 only 150 ft. lengths of hi-pressure booster hose uncoupled as requested by the Fire Department.

B. REIMBURSABLE ITEMS:

- 4. \$1200.00 to San Pedro Glass & Mirror Company for the replacement of 5 sections of glass-special tempered and stained, recently damaged by wind at new Library. This replacement is reimbursable by insurance coverage (\$100 deductible).
- 5. \$2673.30 to Hersey Sparling Meter Company for one only 8" Hersey water meter complete with check valve on main and intermediate flow lines as requested by the Water Department for installation at the Volvo Western Distributing, Inc. service. Payment has already been received for this service.

C. SPECIAL ITEM:

6. \$837.87 to Doubleday & Company, Inc., c/o Al Packer, for 275 assorted books.

33. ABOLISHMENT OF SR. SECRETARY POSITION - TRAFFIC AND LIGHTING DEPARTMENT.

RECOMMENDATION OF CITY MANAGER:

That the budgeted position of Senior Secretary for the Traffic and Lighting Department be abolished and that a new position of Secretary be budgeted, to be filled in accordance with Civil Service Rules and Regulations.

34. REDUCTION OF GRADING BOND - TORRANCE MEMORIAL HOSPITAL.

RECOMMENDATION OF BUILDING AND SAFETY DIRECTOR:

Inasmuch as 90% of this grading has been satisfactorily completed, it is recommended that this bond be released upon receipt of a new bond, or rider, covering the remaining 10% of the uncompleted work.

35. Considered separately.

36. RENEWAL OF ANNUAL CONTRACTS:

RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the following:

- A. ROAD OILS AND EMULSIONS - (ANNUAL EXPENDITURE \$7140.00)
It is recommended that Council approve the renewing of this contract to the Douglas Oil Company of California in the total amount of \$7140.00 including tax.

- B. CRUSHED ROCK, CRB, ROCK AND SAND - (ANNUAL EXPENDITURE \$62,565.00) It is recommended that Council approve the renewing of this contract for crushed rock, CRB, and aggregate base rock to Azusa Western, Inc. in the total amount of \$62,565.00 including tax. It is recommended that Council approve the renewing of a sand contract to Chandlers Palos Verdes Sand Company in the amount of \$2460 including tax.

- C. READY MIXED CONCRETE - (ANNUAL EXPENDITURE \$19,577.00)
It is recommended that Council approve the renewing of this contract to A&A Ready Mixed Concrete, Inc. until 9/15/71 at which time they can determine what impact their new labor contract will have on their concrete prices. Value of this contract until 9/15/71 is \$7000, including tax.

37. EXTENSION OF ANNUAL CONTRACT, SULLY MILLER COMPANY.

RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve of the extension of present asphalt mix contract for one month beginning 6/1/71. (\$15,000 Anticipated Expenditure - Budgeted.)

- 38. CLAIM of Kell P. Vincent; Lucien E. Vincent and Elsie A. Vincent for personal damages.

RECOMMENDATION OF CITY CLERK:

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

City Manager Ferraro noted that the above claim is not within the geographical limits of the City of Torrance.

MOTION: Councilman Sciarrotta moved to concur with agenda items #32, 33, 34, 36, 37, and #38. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

- 35. RELEASE OF CASH DEPOSIT.

RECOMMENDATION OF BUILDING AND SAFETY DIRECTOR:

That the cash bond in the amount of \$13,500 on the repair of slope failure on Mesa Street, Tract No. 30301, be released to Imperial Bank since the work has been satisfactorily completed in accordance with the approved plans.

It was the request of Building and Safety Director McKinnon that approval of the above include the condition that the City hold any inspection fees due on this project.

MOTION: Councilman Uerkwitz moved to concur with item #35, incorporating the condition above stated by Mr. McKinnon. The motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

- 39. CLAIM of Bullard, Bullard and Lawson DBA - The Doll House - for refund of Alcoholic Beverage Consumption Tax.

RECOMMENDATION OF CITY CLERK:

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

Councilman Sciarrotta moved to concur with the above recommendation of the City Clerk. His motion, seconded by Councilman Uerkwitz, was unanimously approved by roll call vote.

ADDENDUM ITEM:

- 40. RELOCATION OF FENCE - COLUMBIA PARK SITE.

RECOMMENDATION OF DIRECTOR OF RECREATION:

That Council approve the appropriation of \$1,258 from the Park and Recreation Facilities Fund for the purpose of relocating 840 lineal feet of chain link fencing on the Columbia Park site, and that the City be authorized to enter into a contract with Armour Fence Company to have the work done.

Following clarification by Assistant City Manager Scharfman, Councilman Wilson MOVED to concur with the above recommendation of the Director of Recreation. The motion was seconded by Councilman

Brewster, and carried, with roll call vote as follows:

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

ORAL COMMUNICATIONS:

41. City Manager Ferraro unfurled a 50th Anniversary Flag, gay of color and design, and requested permission to fly these flags as part of the celebration until the end of the year.

MOTION: Councilman Uerkwitz moved to concur with the above request of the City Manager. His motion was seconded by Councilman Wilson, and there were no objections.

42. Councilman Brewster noted S.B. 489 re: use permits and zone variances, and requested that the appropriate legislative representative process the City's position on this.

43. The recognition achieved by Torrance participants in the Indianapolis 500, and the fact that Torrance is fast becoming the big car racing headquarters of the world, was noted by Councilman Brewster who requested that they be appropriately honored.

44. Councilman Johnson expressed appreciation to Staff for the excellent report on "Trade-Technical Schools" (Information Item B).

45. Questioned by Councilman Johnson were situations where Councilmen are officers in other organizations necessitating out-of-town travel, and the merits of some sort of forgiveness with money taken from a fund other than the normal convention-travel fund.

It was the consensus of the Council that this matter be reviewed by the Finance Committee.

46. A prepared oral communication re: revenue sharing was next presented by Councilman Johnson. It follows:

"During the Chamber of Commerce luncheon today, U.S. Senator Alan M. Cranston was the principal speaker. During the question and answer phase of the program, in answer to my direct question relative to his feelings on revenue sharing, the Senator indicated that there is considerable reluctance in Washington to release directly to the cities and counties revenues for their use without federal controls. In other words, they do not generally concur with President Nixon's plan to release 'no strings attached' money to the cities for them to use as they see fit. It appears that from the Senator's remarks, revenue sharing as we have envisioned it in Torrance has little chance of general acceptance by our federal legislators.

"Mayor Miller's remarks pertaining to this subject were quite appropriate when he told the Senator that the Torrance City Council was unanimous in its favor for a 'no strings attached' revenue sharing program, that revenue sharing was number one priority for this Council and urged the Senator to please take note.

"I submit, gentlemen, that if the indications given by Senator Cranston show the general attitude of our Washington representatives, the so-called revenue sharing program they will eventually evolve will be not too different than other federal government give-away type programs wherein complete justification must be offered on hands and knees and with hat in hand to the federal government begging them to please release some funds to us in order that we may be relieved of some of the tax burden partially imposed by the federal government. If this comes to pass, cities like Torrance that are proud and wish to pay their own way and generally refrain from asking the federal government for hand-out type programs will receive little or none of the funds because we will refrain from making requests on the grounds of general principle and in the interest of holding the line on the building up of the federal bureaucracy to maintain the strings attached to the funds.

"The result will be that those cities that maintain a staff primarily to find ways and means of 'latching onto' federal funds just because the money is there will make their application and will receive all the money to which they are entitled as well as our money too.

"This Council is on record as not opposing the portion of President Nixon's revenue sharing plan which deals with programs requiring justification and federal controls. But the portion we are principally in favor of is our fair share of the 'no strings' money.

"To this end, I urge this Council to authorize and direct staff to prepare a letter to be directed to Senators Alan Cranston and John Tunney as well as to Congressmen representing Torrance explaining our point of view and urging them to press for a concept of no strings (or minimum strings) revenue sharing. This should be done while the comments from today's meeting are fresh in Senator Cranston's mind. He will then know the feelings of at least this Council and hopefully he will find that our concerns are actually shared by a great many other cities across the nation who have severe problems but whose philosophies generally parallel those of Torrance. I would MOVE that such a letter be written immediately and be signed by either the Mayor, showing this Council to be unanimous, or alternatively showing the signatures of each of us."

It was clarified at this point by Mayor Miller that he had stated at the above referred to occasion that revenue sharing was one of the major priorities in the City, with the unanimous concurrence of this Council that this thinking be pursued -- it is recognized that legislators at Senator Cranston's level must create certain controls on such funds, and the "no strings attached" reference was made with the understanding that there would be reasonable conditions.

Councilman Johnson's motion was seconded by Councilman Sciarrotta. Mr. Sciarrotta also reported an optimistic vein along this line in that Gerald Ford announced this date that 86 Democrats in the House have been converted to go along with revenue sharing; further, Mr. Ford has urged that cities persist in this matter.

The motion was unanimously approved, it being agreed that the letter be signed by the Mayor, indicating unanimous Council support, and subject to review by the Council. Councilman Surber indicated certain reservations, and commented that he has more faith in local officials than Federal leaders apparently do; they seem to have no difficulty spending money.

47. Councilman Sciarrotta requested that he be excused between August 3rd to September 8th in that he will be vacationing. Councilman Wilson MOVED to concur with the request; his motion was seconded by Councilman Johnson. Roll call vote was unanimously favorable, with Councilman Sciarrotta abstaining.

48. At the request of Councilman Uerkwitz, Mr. Rupert reported on the events to date relative to S.B. 333.

Councilman Uerkwitz then asked that the City Attorney study the matter of the Legislature providing funding with bills passed by them. Also, to ascertain whether or not it is possible to do so, and how the Council might best express this to the Legislature.

49. Councilman Wilson pointed out the leadership in our midst -- first, that displayed by the Mayor; Councilman Sciarrotta's meaningful efforts regarding revenue sharing; Councilman Uerkwitz, a former president of the South Bay Councilmen's Association; Councilman Johnson soon to be president of Independent Cities; and Councilman Brewster, now vice president of the Intercities Highway Committee.

These men are to be commended, Councilman Wilson added, and offer evidence that this is an active, progressive Council.

50. It was the request of Councilman Wilson that the composition of the Cultural Heritage and Arts Commission, the recommended four members from the Library Commission and 3 from the Park and Recreation Commission, be followed through as soon as possible so that the steering committee may get underway.

51. In regard to the Rose Parade Float Commission, it was the recommendation of Councilman Wilson that this be referred to the Park, Recreation, and Community Development Committee for the purpose of recommending interested people for final selection by Council. There were no objections, and it was so ordered.

52. Reappraisal of the functions of the Citizens' Advisory Committee was suggested by Councilman Wilson; he requested review by Staff with recommendations to the Council.

53. Mayor Miller noted the fact that City Manager Ferraro recently served as a panelist for the League of California Cities regarding salary negotiations, and that he did an excellent job.

54. A communication from Mr. Gilford Glazer, creator of the Del Amo Financial Center, in praise of Staff for their outstanding competency and cooperation in regard to the Del Amo Fashion Square project was read aloud by Mayor Miller.

55. Mayor Miller referred to recent newspaper articles relative to the 236 Program, and that he desired to restate his stand to make it perfectly clear how he feels about the action taken regarding the moratorium in the Victor Precinct: historically and traditionally, the Mayor has opposed the rezoning of large segments of land in Torrance for R-3 development, it being his feeling that there is a tremendous density problem, along with problems of traffic and fulfilling and supplying the services to people already in the community -- hence his consistent objection to R-3 zoning. The Mayor further stated that his vote on the moratorium was predicated on the opportunity to take a vast area of land and look at it again, having originally opposed the rezoning of this land.

This opposition has been displayed in other areas of the community, Mayor Miller continued, such as Southeast Torrance, where he recently objected to a request for rezoning to R-3. This again happened when the townhouse complex was considered, and such objections have been established in recent years in most cases.

Mayor Miller deemed the subject situation a real opportunity to put a stop to this constant grabbing of land for apartment houses -- his motives were to avail himself of such opportunity.

It was further stated by Mayor Miller that the requested letter to the Attorney General's office relative to the 236 Program was not by his request -- every Councilman has a right to make requests -- but his vote in this matter was to study a moratorium for possible rezoning of this land from an R-3 usage, for the obvious reason that this would ultimately benefit the City and its makeup; his vote was based on this, nothing more nor nothing less -- any letter requested of the Attorney General was not at his request.

Councilman Wilson explained his vote on the moratorium, as follows: he, too, has been consistent in trying to keep down the explosion of R-3 development -- his vote was to support a zoning study of the area.

Echoing the same sentiments, Councilman Sciarrotta added that any time a Councilman requests an opinion, be it from the City Attorney, the Attorney General, or the District Attorney, it is a matter of courtesy that is not opposed -- in this case, it was the request of Councilman Surber. His sentiments in this matter, Mr. Sciarrotta added, are reflected in the record; he reiterated that he had not requested such letter, but he would not oppose such a request made by a Councilman.

Councilman Uerkwitz pointed out that he had requested the moratorium specifically for the purpose of studying an existing study of the area involved, such study now underway by the Planning Commission. A 90-day moratorium does not seem unreasonable to Mr. Uerkwitz, and would allow continued study by the Planning Commission. It was further stated by Councilman Uerkwitz that he would not commit himself one way or the other, for or against, R-3 or M-1 or anything else, until the study has been received.

Continuing, Councilman Uerkwitz stated that the Planning Commission should return their recommendation to Council, and, at that time, it should be decided what to do with that property -- hence his concurrence with the moratorium. His position remains the same.

A request for an opinion is perfectly legitimate, according to Councilman Uerkwitz, and such request is in order if deemed appropriate at that time.

Mr. Uerkwitz then reiterated that a moratorium on the subject area should be maintained until the Planning Commission has the opportunity to advise the Council regarding the zoning study already in progress.

It will be recalled, Councilman Johnson stated, that the Council was not satisfied with earlier Planning Commission recommendations, and, on his motion, it was returned to them for complete restudy, there being a need for a better solution.

Councilman Surber would agree that he did not move to Torrance twenty years ago for apartment houses, but for the residential aspect of the community. Mr. Surber added that he has voted for R-3 where it has been a carry-over from past Council action, or where it has been the recommendation of the Planning Commission usually unanimously. Councilman Surber noted that he had changed his vote several months ago against a 14-story complex proposed for the Victor Precinct (a 6-1 vote, as he recalls).

It was the further comment of Councilman Surber that he did vote for the moratorium for the reasons stated by the previous speakers -- a study is needed, as recommended by Staff and the Planning Commission -- also, Councilman Surber did, on his own, and heard no objections at the time, request an opinion from the Attorney General; it is hoped that it will be back as soon as possible.

Councilman Surber then offered the following MOTION: That the Council adopt the resolutions proposed by him on May 11th, opposing Federally assisted low-income housing. The motion died for lack of a second.

City Attorney Remelmeyer acknowledged that he had made a mistake in this matter, having assumed that the Council had requested the subject opinion, it, instead, having been Councilman Surber's request. Mr. Remelmeyer will clarify with Assemblyman Beverly that it was Mr. Surber's request.

Mayor Miller stated that Mr. Surber has the right to request anything he so desires, but that does not mean that in so doing, that the Mayor so did, and likewise in reverse, Councilman Surber does not have to buy what the Mayor says.

It was the request of Councilman Surber that any future letters from the Mayor and Council first be read and approved by him.

Councilman Brewster indicated concurrence with the earlier remarks of Mayor Miller in this matter -- over the years his record is a fairly solid one of opposing conversion to high density uses in the City on a massive scale, particularly in the Victor Precinct area. Mr. Brewster was pleased that the Council was so unanimous, for once, in opposing continued high density conversion of the Victor Precinct area -- at least putting a stop to it long enough to study the zoning problems. This is the reason Councilman Brewster voted for the moratorium.

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At 10:35 P.M. Councilman Sciarrotta moved to adjourn to Tuesday, June 8, 1971, at 5:30 P.M. His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

* * * * *

Vernon W. Coil
VERNON W. COIL, CITY CLERK
OF THE CITY OF TORRANCE

Ken Miller
MAYOR OF THE CITY OF TORRANCE