

I N D E XCity Council - June 29, 1971

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Adjourned at 11:10 P.M.

June 29, 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 29, 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: Assistant City Manager Scharfman, Sr. Deputy Attorney McNary, City Treasurer Rupert, and Deputy City Clerk Moss.

3. FLAG SALUTE:

The Gray-Y Coyotes led in the salute to the flag.

4. INVOCATION:

Reverend Charles Phelps, Community Baptist Church, provided the invocation for the meeting.

STANDARD MOTIONS:

5. APPROVAL OF MINUTES:

Councilman Sciarrotta moved that the minutes of June 8, 1971 and June 17, 1971 be approved as recorded. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

6. APPROVAL OF DEMANDS:

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

7. MOTION TO WAIVE FURTHER READING:

Councilman Surber 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:Finance Committee:

Met this date; report will accompany agenda items #21 and #22 later in this meeting.

Park, Recreation, and Community Development:

Will next meet on July 7th at 4:30 P.M.

HEARINGS - OTHER THAN PLANNING AND ZONING:

9. PUBLIC HEARING - Proposed Vacation of the Easement in the vacated alley in Block 1, Subdivision of Lot 30, Meadow Park Tract.

Affidavit of Publication and Posting presented by Deputy City Clerk, and ordered filed, there being no objection.

Mayor Miller announced that this is the time and place for the subject public hearing, and inquired if anyone wished to be heard. There was no response.

Councilman Sciarrotta moved that the hearing be closed. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

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

RESOLUTION NO. 71-140

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ORDERING THE VACATION OF THE EASEMENT IN THE VACATED ALLEY IN BLOCK 1, SUBDIVISION OF LOT 30, MEADOW PARK TRACT.

Councilman Wilson moved for the adoption of Resolution No. 71-140. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

PLANNING AND ZONING MATTERS:

10. RESOLUTION re: V 71-4.

RESOLUTION NO. 71-141

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE APPROVING A VARIANCE FROM THE PROVISIONS OF ARTICLE 30, CHAPTER 1, DIVISION 9, OF THE TORRANCE MUNICIPAL CODE AS APPLIED FOR BY THE ATCHISON, TOPEKA AND SANTA FE RAILWAY IN PLANNING COMMISSION CASE NO. V 71-4.

Councilman Johnson moved for the adoption of Resolution No. 71-141. His motion, seconded by Councilman Sciarrotta, was unanimously approved by roll call vote.

11. TENTATIVE TRACT NO. 21484, REDEVELOPMENT AGENCY, Subdivider.

Request for approval of a tentative tract map on property located between Hawthorne Boulevard, Madison Street, Skypark Drive and Pacific Coast Highway.

PLANNING COMMISSION RECOMMENDS APPROVAL SUBJECT TO CONDITIONS.

It was noted by Assistant City Manager Scharfman that the Redevelopment Agency is the Subdivider, and the City of Torrance, the Engineer -- further, condition #7 on page #2 should read: "That all lots conform to the minimum frontages and area requirements, except Lots 1 and 23." It was clarified by City Engineer Weaver that Lot #1 is a very small lot near the northerly end of the subject property; Lot #23 has access to Madison by way of a 20 ft. access easement -- Mr. Weaver added that this plan was approved at the time of the original concept, and it needs to be understood that these lots will not have the Code-required frontages but will be usable for their intended purposes.

MOTION: Councilman Sciarrotta moved to concur with all recommendations on Tentative Tract No. 21484. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

APPEALS - OTHER THAN PLANNING AND ZONING:

12. HEARING re: Thomas Taylor Appeal.

Mayor Miller announced that this is the time and place for the public hearing regarding the appeal of Officer Thomas Taylor, and invited those desiring to speak to do so at this time.

It was noted by the Mayor that the considerable material in this matter, including a verbatim transcript of the Civil Service Commission hearing, has been reviewed by the Council.

Representing Officer Taylor, as well as the Torrance Police Officers Association, Mr. Phillip Joseph stated that the transcript does not indicate insubordination on the part of Officer Taylor nor is it indicated by the Sergeant who made the allegation the reason therefor (per Page 7).

In view of what appeared to be the introduction of additional testimony, Officer Joseph was sworn in at this point by Deputy City Clerk Moss.

Officer Joseph then stated that the circumstances reflected that Officer Taylor was directed to "either make the phone call or go home", representing an ultimatum.

Officer Taylor was requested to come forward at this time, and, after being sworn in by Deputy City Clerk Moss, stated his recollection that the Sergeant told him to "either make the phone call or go home".

Council discussion of the circumstances followed, it being the consensus of the Council that the transcript reflected that the Sergeant

had twice directed that the phone call be made. Officer Joseph reiterated his opinion that it was a matter of bad judgment of both parties rather than insubordination by Officer Taylor, and does not warrant the punishment meted out.

At Councilman Surber's question, Chief Nash stated that the proper procedure would be that an officer receiving a request from a field unit would respond to such request, with later review as to the merits of the request. The Chief reiterated his request that Officer Taylor be suspended for 15 days.

It was further explained by Chief Nash that the investigative procedure started with the charge by Sergeant Adams which was reviewed by the Internal Affairs Section with their recommendation forwarded to the officer's Bureau Commander, then to the Administrative Bureau Commander -- both recommendations being for 15 days off. Chief Nash further stated that he had personal discussion with the two Captains involved and personally reviewed the case for approximately three days, and it is felt that the 15 days was warranted.

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

MOTION: Councilman Uerkwitz moved to concur with the Chief's recommendation for 15 days suspension. The motion was seconded by Councilman Johnson in order to get it on the floor.

Discussion was directed to the 15 days vs. 12 days previously discussed, as well as "calendar" and "work" days, the fringe benefits involved, the Council Committee considerations in this regard.

A SUBSTITUTE MOTION was offered by Councilman Sciarrotta: That the Council concur with Committee findings -- that Officer Taylor be penalized 12 working days rather than 15 days. This motion was seconded by Councilman Johnson.

It was the comment of Mayor Miller that it was at one time the feeling of the Chief that 12 days suspension would be satisfactory, admittedly later withdrawn, but nonetheless so indicated by Chief Nash.

Further Committee findings were reported by Councilman Johnson in that in cases of suspension that all fringe benefits are suspended during such time. It was noted by Councilman Sciarrotta that his substitute motion would incorporate this as a "Committee finding". It was confirmed by Officer Joseph that Officer Taylor could pay for his fringe benefits out of pocket, a privilege extended all employees on leave of absence.

Roll call vote on the substitute motion (12 working days suspension, minus any fringe benefits) was unanimously favorable.

13. DELETED.

APPEALS - PLANNING AND ZONING:

14. APPEAL OF PLANNING COMMISSION ACTION denying a request for modification of an approved Conditional Use Permit (CUP 71-1) to delete the architectural requirements - TACO BELL.

It was noted by Assistant City Manager Scharfman that while this is not a public hearing, as a matter of courtesy, the people in the area have been notified.

Following clarification of the request, as well as the proposed development, by Sr. Planner Hagaman, Mr. Richard Jasmine, vice president of Taco Bell, displayed a rendering of the center, specifically noting the service station architecture which differs from that of the rest of the center. Mr. Jasmine then pointed out the compliance with the considerable conditions imposed, but requested relief from the condition that the building design be radically altered -- he described the award-winning Taco Bell image, and the fact that there will not be any substantial difference in that their building will maintain the color scheme and materials used throughout the center, and the further fact that their building is their trademark.

There was discussion by the Council -- Councilman Uerkwitz recalled the strong neighborhood feeling regarding this particular operation, and their opposition thereto, and he would be reluctant to make any changes without a wholesale hearing on the matter.

While he had opposed the original request, Councilman Wilson indicated that there is a point here in that the business is unique and is a trademark for the company, and the proponent is willing to harmonize the color scheme and materials; Dr. Wilson stated that the conditional use permit has already been approved, and he cannot see possibly jeopardizing the business by imposing unrealistic standards.

Councilman Johnson stated that the quality of the product, rather than the architecture, attracts Taco Bell customers -- therefore, the company should find some manner in which to adapt to locations where other considerations are necessary. It was Mr. Johnson's prediction that the business would not be hurt as feared by the proponent.

It was the concern of Councilman Brewster that changes of this nature should be considered at an advertised public hearing -- further, a deviation was made at a Manhattan Beach Taco Bell with no apparent ill results. Mr. Jasmine responded relating their understanding that architectural approval would be made by the Planning Commission, and the subsequent series of events resulting in denial of the requested modification by the Planning Commission.

Mayor Miller commended the Taco Bell building as to structure, noting the fact that a gas station with diverse architecture had been approved for the center, and stated that it appears to be generally compatible with the center; further, Taco Bell is a franchise operation with identification by its design, a design that certainly is not

obnoxious. Mayor Miller indicated that he would support the request of the proponent for a building compatible with other buildings throughout the country.

It was the opinion of Councilman Sciarrotta that organizations of the magnitude of Taco Bell should have several designs so that they may fit in at various locations -- the mere fact that the service station went in first, and is at variance with the center's architecture, does not mean that a second mistake should be made; the architectural conformity should be maintained.

Councilman Surber acknowledged the importance of identification -- his original vote was with the understanding that the "bell tower" would be in evidence, and he would support the proponent's contention in this regard.

It was the comment of Councilman Uerkwitz that the Taco Bell company was aware of the stipulations, and there was acceptance at that time because of the large audience protesting the request -- now they are back for relief from certain requirements. Mr. Uerkwitz, therefore, MOVED to concur with the action of the Planning Commission to DENY the subject modification request. The motion was seconded by Councilman Brewster, with the understanding that the motion was made without prejudice, in the hope that the case would return as an advertised public hearing with additional pictorial information. This was acceptable to Councilman Uerkwitz.

A SUBSTITUTE MOTION was made by Councilman Wilson: That the Council approve the subject modification to CUP 71-1. The motion was seconded by Mayor Miller, on the basis that proper procedure has been followed. The motion failed to carry, with roll call vote as follows:

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

The main motion, to concur with the Planning Commission's recommendation for denial, carried, as follows:

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

It was the comment of Mayor Miller that there would be more incompatibility were there Taco Bells of varying design throughout the City than is represented by one uniform design -- this Council is splitting hairs and is overwhelmed with its own significance in matter of control. Disagreement was expressed by Councilman Johnson who added that this company is one of the best in the country; this will not serve as a detriment and will prove very compatible.

\* \* \* \*

BUILDINGS, STRUCTURES, AND SIGNS:

15. APPEAL OF CASE B71-3 - B & L OUTDOOR ADVERTISING.  
Request for permission to install billboard at 3915 Torrance Boulevard.

The proponent requested a one week delay; there were no objections, and it was so ordered.

REAL PROPERTY:

16. Resolution and Lease for W.M. Jones and Ann Ellen Jones.  
Withdrawn by proponent.
17. Resolution and Lease for Jo Woodley, dba Airport Investment Co.  
Withdrawn by proponent.

\* \* \* \*

At 6:35 P.M. Councilman Sciarrotta moved to recess as the City Council and reconvene as the Redevelopment Agency. His motion, seconded by Councilman Johnson, was unanimously approved by roll call vote. A 10-minute recess followed at 6:37 P.M.

\* \* \* \*

18. RESOLUTION re: PIPELINE LICENSE AGREEMENT WITH A.T. & S.F. RAILWAY COMPANY (STORM DRAIN).

RESOLUTION NO. 71-142

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 Uerkwitz moved for the adoption of Resolution No. 71-142. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

19. RESOLUTION re: Extending Assessment Amount in Street Lighting District No. 15.

RESOLUTION NO. 71-143

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE CONFIRMING THE REPORT OF THE TRAFFIC & LIGHTING ENGINEER; CONFIRMING THE PLANS, SPECIFICATIONS, ESTIMATE, DIAGRAM AND ASSESSMENT CONTAINED IN SAID REPORT; OVERRULING PROTESTS AND OBJECTIONS IN THE PROCEEDINGS UNDER RESOLUTION OF INTENTION NO. 69-156; ORDERING THE WORK AND LEVYING THE

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ASSESSMENT FOR SERVICE NECESSARY TO INSTALL, MAINTAIN AND ILLUMINATE BY ELECTRIC ENERGY THE STREET LIGHTS AS SHOWN ON SAID DIAGRAM FOR A PERIOD OF THREE (3) YEARS, BEGINNING NOVEMBER 1, 1969, AND ENDING OCTOBER 31, 1972; ORDERING THE CITY CLERK OF SAID CITY TO TRANSMIT DIAGRAM AND ASSESSMENT TO THE COUNTY TAX COLLECTOR; AND EMPOWERING THE TAX COLLECTOR TO MAKE COLLECTIONS FOR THE THIRD YEAR OF THE THREE YEAR PERIOD CONTEMPLATED UNDER SAID PROCEEDING.

(STREET LIGHTING ASSESSMENT DISTRICT NO. 15)

Councilman Johnson moved for the adoption of Resolution No. 71-3. His motion, seconded by Councilman Surber, was unanimously approved by roll call vote.

20. REPORT OF COUNCIL PUBLIC WORKS COMMITTEE ON AVIGATION EASEMENTS.

RECOMMENDATION OF PUBLIC WORKS COMMITTEE:

That the City continue to handle avigation easements as in the past, with everybody being aware that the proponent has the right to appeal to the Council.

Councilman Brewster expanded on the findings of his Committee, and noted that the last sentence in the first paragraph should read: "only one objection out of 99 applications...."

Appreciation of the study, instigated at his request, was expressed by Councilman Johnson -- he noted that the avigation easement requirement is imposed only when someone has to come before the Planning Commission; it seems that the other people, either voluntarily or by some other system, should likewise be required to furnish avigation easements. Councilman Brewster deemed this a good point, and one that will be taken up by the Public Works Committee.

MOTION: Councilman Brewster moved for the adoption of the subject recommendation. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

FISCAL MATTERS:

21. LIABILITY (BODILY INJURY AND PROPERTY DAMAGE) INSURANCE POLICY Expiring July 1, 1971.

RECOMMENDATION OF CITY CLERK:

That Lund Company, Broker of Record, be authorized to proceed with the acquisition of insurance as proposed with the provision that the deposit premium of \$203,123 be subject to quarterly payments.

FINANCE DIRECTOR NOTE: The above recommendation covers the increased Liability Insurance premium discussed by Mr. William Brady at the recent Council budget workshop session. Funds have been included in the 1971-72 budget to meet the premium payments in the amount indicated.

21A. BLANKET CATASTROPHE - EXCESS LIABILITY INSURANCE  
(UMBRELLA INSURANCE)

RECOMMENDATION OF CITY CLERK:

That Lund Company, Broker, of Record, be authorized to proceed with the acquisition of the excess liability coverage renewal.

MOTION: Councilman Sciarrotta moved to concur with the recommendations on agenda items #21 and #21A. His motion, seconded by Councilman Uerkwitz, was unanimously approved by roll call vote, following clarification by Mr. William Brady.

22. Change from State Fund Compensation Insurance to Self Insurance.

RECOMMENDATIONS OF CITY CLERK/FINANCE DIRECTOR:

1. Retain the firm of R.L. Kautz and Company to administer the City's self-insurance workmen's compensation plan on a one year basis subject to a flat fee of \$16,000, including legal services. (Per Lund Company letter of June 29, 1971-"A").
2. Acquire excess insurance coverage through Cal-Surance of Torrance for \$1,965,000 in excess of \$35,000 at an annual premium of \$26,648 (.1889 per \$100 payroll) (Per Lund Company letter of June 29, 1971 - "B").
3. Retain Mr. William E. Brady on a continuing consulting basis in connection with the workmen's compensation self-insurance program for the 1971-72 fiscal year at a fee of \$2,500.

MOTION: Councilman Sciarrotta moved to concur with the above recommendations of the City Clerk and Finance Director. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

It was the comment of Councilmen Johnson that efforts have been made to alleviate employee fears, it being recognized that some of these cases may run on for two and three years during which time the employee is suing for the money he has coming -- and Council concurrence is requested at this time in that should there be problems running beyond the year in which the employee was getting his sick leave payments (regular salary) that the City would promise to extend in those cases additional salary to the point where the case was resolved one way or the other by the courts.

Concurrence by the Finance Committee with the above was indicated by its members. It was the request of Councilman Johnson that the above statement be incorporated in the record, as an indication of good faith, and that this Council would very seriously consider, should such problems occur, changing the sick payment rules which would let it extend to the point of termination, either for or against the employee.

Mr. Richard DeArmitt, Torrance Fire Fighters, Local #1138, requested that Councilman Johnson's above remarks be a matter of record in the minutes -- there have been cases in other cities which have gone over one year and leaves the employee with no funds coming in.

It was the request of Mayor Miller that the minutes reflect Councilman Johnson's remarks, and that it is so stipulated by the Council.

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Officer Phillip Joseph indicated his preference that the City remain with State Comp.

Roll call vote was unanimously favorable, with Councilman Johnson specifically noting the earlier stated stipulation.

23. Renewal of Bus Comprehensive, Fire and Theft Insurance expiring July 1, 1971.

RECOMMENDATION OF CITY CLERK:

That the rate increase be approved due to the loss experience in the past.

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

24. ACCIDENT INSURANCE POLICY.

RECOMMENDATION OF ASSISTANT CITY MANAGER:

That the Council authorize extending the subject insurance protection to all department heads and assistant department heads as defined by ordinance, inasmuch as in the course of their jobs they incur the same risks while traveling on behalf of the City as those who are currently enjoying this protection.

It was the consensus of the Council that this matter should be reviewed by the Finance Committee, and it was so ordered.

25. CONTRACT FOR LEGAL ADVERTISING - 1971-72:

RECOMMENDATION OF CITY CLERK:

That the quotation given by the South Bay Daily Breeze in their letter dated June 24, 1971, be accepted, and that the City enter into a contract for the work.

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

PARK AND RECREATION:

26. DONATION FROM DOG OBEDIENCE CLUB OF TORRANCE.

RECOMMENDATION OF DIRECTOR OF RECREATION:

That Council accept the donation of \$400 from the Dog Obedience Club of Torrance to the Recreation Department program.

MOTION: Councilman Brewster moved that the Council accept this donation on behalf of the people of Torrance, with grateful appreciation to the Dog Obedience Club. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

PERSONNEL MATTERS:

27. LETTER FROM FERNE CANNON, CROSSING GUARD REPRESENTATIVE, requesting meeting with Council to discuss pay increases and benefits for Crossing Guards.

Specifically noted by Mayor Miller was the recommendation of the City Manager: "Management has indicated to all part-time employees that the City is not at this time prepared to increase part-time employees' salaries. Your representatives have indicated, however, that when the City can better judge its revenue picture and the status of the job market, we will meet with any part-time employees' representative to discuss possible salary and/or fringe benefit adjustments. It is therefore RECOMMENDED that the City Council refer this matter to your representative for such discussions at a later date. It should be noted that part-time employees are not entitled by law to 'meet and confer'."

Mrs. Cannon was then invited to speak, and she outlined the unique needs and working arrangements of Crossing Guards -- it is their request that they be given a 4½% cost of living increase; adjustments relative to summer school pay; pay for 8 legal holidays; and posting of job vacancies, with appointments based on seniority, to name a few.

Next to speak was Mrs. Margaret Bonnavich, 3613 West 182nd Street, who requested that hours not be cut, <sup>and</sup> that they receive a full day's pay on the last day of school. Mrs. Lorraine DeAppley, 2816 West 182nd Street, described the uniform arrangement, and the fact that they need a clothing allowance in the amount of \$100 per year.

Discussion followed, with the important role of the Crossing Guard reviewed by the Council, along with the several other part-time employee groups, it being the consensus that this was a matter best considered in Executive Session. Mayor Miller expressed appreciation for the foregoing presentation of the Crossing Guard side of the story.

Mr. Richard DeArmitt stated that he has been working with part-time Library employees, and it has been indicated that there will be a later meeting when money may be available. Mr. DeArmitt suggested that the Council, in Executive Session, recommend that Management sit down with all part-time employee groups in the interest of a future proposal for these employees.

By way of clarification to the large number of Crossing Guards present, Councilman Brewster stated that their matter has been taken under advisement, having just learned of the concerns and problems; it not being possible to take action at this meeting, the Council will return at a later date with some kind of decision.

28. Class Specification - Junior Library Clerk.

Withdrawn, at the request of the department head.

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COMMUNITY AFFAIRS:

29. ACQUISITION OF NIKE SITE on the Torrance Airport.

RECOMMENDATION OF CITY MANAGER:

That this item be referred to the Police, Fire, and Public Safety Committee for additional study.

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

ENVIRONMENTAL MATTERS:

30. Ordinance regulating the business of processing, storing, stockpiling, removing and transporting dust producing or potential dust producing substances in the City of Torrance.

Assistant Plant Manager, Great Lakes Carbon Corporation, Mr. Calvin Macy, gave a lengthy dissertation on the operations of his company, as well as the proposed ordinance.

It was agreed, because of the complex considerations in this matter, that it best be referred to the Public Works Committee. It was the request of Councilman Johnson, in view of the fact that the proposed ordinance is all-encompassing, including dirt storage piles, etc., and possible problems in the construction industry, that Director of Building and Safety McKinnon provide such a revision for the ordinance in order that some of the construction requirements might be met.

MOTION: Mayor Miller moved to refer the subject matter to the Public Works Committee meeting of July 6th at 4 P.M., noting that all areas of concern (dirt, gypsum, etc.) are to be considered, with representation by all interested parties, including the residents. The motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

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The hour being 8:10 P.M., a 5-minute recess was ordered by Mayor Miller.

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TRAFFIC AND LIGHTING:

31. RESOLUTION in opposition of A.B. 1709.

RESOLUTION NO. 71-144

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE OPPOSING ASSEMBLY BILL  
1709.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-144. His motion was seconded by Councilman Sciarrotta.

Prior to roll call vote, it was the suggestion of City Treasurer Rupert that #8, Section 3 - "all incorporated cities in Los Angeles County" be furnished copies of this resolution - be dropped in that there have been two mailings to all incorporated cities in the County already. Further, that the words "Los Angeles Division" be deleted from Item 7, Section 3, because of the fact that the legislative effort of the League is handled out of Sacramento; Mr. Rupert added that the League is opposing the bill.

It was the request of Councilman Brewster that the Intercity Highway Committee be added to the subject list.

There were no objections to the above, and it was so ordered.

Roll call vote to adopt Resolution No. 71-144 was unanimously favorable.

SECOND READING ORDINANCES:

(Approved in one motion following reading of titles.)

32. ORDINANCE NO. 2236.

ORDINANCE NO. 2236

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF TORRANCE AMENDING ORDINANCE NO.  
2197 WHICH AMENDED DIVISION 9 OF THE  
TORRANCE MUNICIPAL CODE TO RECLASSIFY  
THAT CERTAIN PROPERTY LOCATED ON THE  
EAST SIDE OF CRENSHAW BOULEVARD, NORTH  
OF THE LOMITA CITY LIMITS, AND DESCRIBED  
IN ZONE CHANGE 70-27 TO DELETE THE PRECISE  
PLAN AND PARCEL MAP REQUIREMENTS.

(A-1 Coast Rentals, Inc.)

33. ORDINANCE NO. 2237.

ORDINANCE NO. 2237

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 ON  
THE NORTH SIDE OF 190TH STREET, EAST OF  
HAWTHORNE BOULEVARD, AND DESCRIBED IN  
ZONE CHANGE 71-11.

(Ronald E. Moran)

34. ORDINANCE NO. 2238.ORDINANCE NO. 2238

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING SECTION 45.6.22 TO THE TORRANCE MUNICIPAL CODE MAKING IT A MISDEMEANOR FOR LANDLORDS TO RENT A DWELLING TO A PERSON UNDER THE AGE OF 18 YEARS WITHOUT HAVING SOME RESPONSIBLE ADULT AS CO-TENANT.

35. ORDINANCE NO. 2240.ORDINANCE NO. 2240

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART III OF CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EMPLOYEES REPRESENTED BY THE "ENGINEERS" AND ADDING A NEW PART III TO CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE SAME SUBJECT.

36. ORDINANCE NO. 2242.ORDINANCE NO. 2242

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART II, CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE FIRE FIGHTERS ASSOCIATION, LOCAL 1138, IAFF, AND ADDING A NEW PART II TO CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE SAME SUBJECT.

37. ORDINANCE NO. 2243 - Considered later in the meeting.38. ORDINANCE NO. 2244.ORDINANCE NO. 2244

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART V OF CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE MUNICIPAL EMPLOYEES, LOCAL 1117, AND ADDING A NEW PART V TO CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE SAME SUBJECT.

39. ORDINANCE NO. 2245 - Considered later in the meeting.
40. ORDINANCE NO. 2246.

ORDINANCE NO. 2246

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART X TO CHAPTER 7, DIVISION 1, OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE MANAGEMENT EMPLOYEES ORGANIZATION AND CERTAIN MANAGEMENT EMPLOYEES REPRESENTING THEMSELVES, AND ADOPTING A NEW PART X OF CHAPTER 7 DIVISION 1 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE SAME SUBJECT.

41. ORDINANCE NO. 2247.

ORDINANCE NO. 2247

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART VII OF CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE LIBRARY EMPLOYEES ASSOCIATION AND ADDING A NEW PART VII TO CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE SAME SUBJECT.

42. ORDINANCE NO. 2248.

ORDINANCE NO. 2248

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART XI OF CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EXEMPT EMPLOYEES AND ADDING A NEW PART XI DEALING WITH THE SAME SUBJECT.

It was the request of Richard DeArmitt, on behalf of the Torrance Fire Fighters, Local 1138, that their pay ordinance (Item #36, Ordinance No. 2242) be removed at this time and held until the Executive Session is held, since one of the ordinances to be considered has a direct bearing on Ordinance 2242 in regards to meet and confer in good faith. There were no objections, and Mayor Miller ordered Item #36 deleted at this time.

MOTION: Councilman Wilson moved for the adoption of Ordinances No. 2236, 2237, 2238, 2240, 2244, 2246, 2247, and 2248 at their second and final readings. His motion was seconded by Councilman Surber, and roll call vote was unanimously favorable.

NONCONTROVERSIAL ITEMS:43. EXPENDITURES OVER \$300:RECOMMENDATION OF FINANCE DIRECTOR:

That Council approve the following purchases:

A. BUDGETED:

1. \$344.40 to Union Oil Company of California for 4100 pounds of multi-purpose automotive grease as requested by the City Garage.
2. \$1121.40 to Morris B. Kirk & Sons, Inc. for 6000 pounds of caulking lead as requested by the Water Department for stock.
3. \$319.20 to Airport Nursery for 19 trees as requested by the Park Department for planting on Del Amo Boulevard.
4. \$643.04 to 3M Business Products for various types and sizes of thermofax and electrostatic copy paper as requested by the Airport and Fire Departments.
5. \$1349.67 to Brooks Products, Inc. for 143 water meter boxes and covers as requested by the Water Department.
6. \$915.39 to Brooks Products for 6 only meter vaults and vault extensions as requested by the Water Department.
7. \$827.93 to Harbor Testing Lab for 50 gallons of fire fighting film forming foam as requested by the Fire Department for training purposes.
8. \$376.11 to Mine Safety Appliance Company for three combustible gas indicators as requested by the Sanitation Department to detect the presence of combustible gases in City sewer lines before men enter the lines. This is a State of California Safety Code requirement.
9. \$1634.72 to James Jones Company for 12 water hydrant heads as requested by the Water Department.
10. \$474.50 to Louis Almstadt for 200 aware plaques approved by Council as requested by the City Clerk's office. (Approximately 100 of these were issued at the City's "Charter Citizens Banquet" and 100 more to various Council-approved recipients.)
11. \$1747.00 to Bob's Big Boy for one only stainless steel connection oven as requested by the Police Department as a replacement item. (This is a brand new oven, never used, still in its original crate, which Bob's Big Boy no longer has use for. Original new cost \$2349.90; is a current up-to-date model.)

B. REIMBURSABLE ITEM:

12. \$454.65 to Hersey Sparling Meter Company for one only Hersey water meter complete with flow detector checks as requested by the Water Department for installation at the Miyako Restaurant. Payment has already been received for this service.

C. SPECIAL ITEMS:

13. \$399.01 to Walker and Company for 34 adult books.
14. \$865.83 to Bro-Dart, Inc. for 116 adult books.
15. \$500.00 each to Film Classic Exchange; Pyramid Films and to ACI Films, Inc. for film to be used for the Library film rental program.
16. \$778.42 to Howell Book House, Inc. for 124 adult books.

44. SALE OF SURPLUS RADIOS

RECOMMENDATION OF FINANCE DIRECTOR/PURCHASING SUPERVISOR:

1. Serial numbered radios #6407, #13695 and #12901 be sold to Jack B. Hobbs in the amount of \$123.90 including tax.
2. Serial numbered radios #2125 and #3298 be sold to Pete B. Morrison in the amount of \$90.83 including tax.
3. Serial numbered radios #1739, 1777, 1806, 1803, 1833 and 9163 be sold to Mann Communications in the amount of \$120.75 including tax.

45. AWARD OF CONTRACT - 2½" BUDGETED FIRE HOSE  
(REFERENCE BID NO. B71-26)

RECOMMENDATION OF FINANCE DIRECTOR/PURCHASING SUPERVISOR:

That Council approve of the awarding of a contract for the fire hose requirement to the American Rubber Manufacturing Company in the amount of \$4189.50 including tax (who took no exceptions to our specification.)

46. EXTENSION OF FROZEN FOOD CONTRACT:

RECOMMENDATION OF FINANCE DIRECTOR/PURCHASING SUPERVISOR:

That Council approve extending contract with Larry's Food Products until August 31, 1971. (Anticipated Extension Expenditure - \$1200. Based on the results of the new bid opening in Los Angeles for a new contract, Purchasing will return to Council for a new annual award recommendation. Budgeted funds are available to cover this extension.)

47. AWARD OF CONTRACT - Installation of Guard Rail on the north side of 182nd Street between Glenburn Avenue and Ermanita Avenue, (B71-23), Job No. 71151.

RECOMMENDATION OF CITY TRAFFIC ENGINEER:

That subject contract be awarded to Mushroom Construction Company, Inc.

48. IMPROVEMENT OF 182nd STREET (south side) from Prairie Avenue to Doty Avenue and traffic signal modifications at 182nd Street and Prairie Avenue (Job No. 69027)

RECOMMENDATION OF FINANCE DIRECTOR/CITY ENGINEER:

That an additional \$3,200 be appropriated from the Section 2106 State Gas Tax Fund to cover estimated final costs of subject improvement.

49. STREET LIGHTING.

RECOMMENDATION OF CITY TRAFFIC ENGINEER:

1. That Council approve the transfer of \$25,000 from Street Lighting District #15 funds to Street Lighting District Fund #9; and
2. That Council award the contract for the improvement of the Downtown Area Street Lighting (B71-21) to the real low bidder, C.T. & F., Inc., and that all other bids be rejected.

50. TESTING CONTRACT FOR 1971-72.

RECOMMENDATION OF CIVIL SERVICE COMMISSION:

That the testing contract for fiscal year 1971-72 be awarded to Cooperative Personnel Services on the basis of Proposal II.

51. LETTER FROM DIVISION OF HIGHWAYS regarding Pacific Coast Highway from Calle Mayor to Knob Hill Avenue.

RECOMMENDATION OF CITY TRAFFIC ENGINEER:

That this matter be referred to the Traffic Commission for study and recommendation.

52. ACCESS ROAD TO WHITTLESEY LEASE ON TORRANCE MUNICIPAL AIRPORT.

RECOMMENDATION OF AIRPORT MANAGER:

That Council appropriate an additional \$2,200.05 from the Airport Fund Retained Earnings to Job Order 70043 "Construction of Temporary Access Road to Whittlesey Lease".

53. REFUND OF FEES - SKYLINE MOBILE PARK, INC.

RECOMMENDATION OF CITY ENGINEER:

That the sum of \$925.00 be refunded to Skyline Mobile Park, Inc.

54. APPOINTMENT REQUEST OF RAY CHERRY FOR COUNCIL AGENDAS FOR JULY 13TH AND 27TH.

RECOMMENDATION OF AIRPORT MANAGER:

That the matter be referred to the Airport Commission, which then can make a recommendation to the City Council.

55. CLAIM of Bernie Yeager for property damages.

RECOMMENDATION OF CITY CLERK:

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

56. CLAIM of Morton Arthur Liner for property damages.

RECOMMENDATION OF CITY CLERK:

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

57. CLAIM of Callie Mae Bowden for personal damages.

RECOMMENDATION OF CITY CLERK:

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

MOTION: Councilman Sciarrotta moved to approve agenda items #43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, and #57 as recommended. His motion was seconded by Councilman Wilson, and roll call vote was unanimously favorable.

\* \* \* \*

HEARINGS - PLANNING AND ZONING:58. ZC 71-12, CHRIS SORENSEN.

Change of zone from M-1 to R-3 on property located on the south side of Del Amo Boulevard, between Madison Street and Madrona Avenue.

RECOMMENDED FOR APPROVAL TO R-3 PP BY THE PLANNING COMMISSION.

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

Mayor Miller announced that this is the time and place for the public hearing on ZC 71-12, and, following a formal presentation by Senior Planner Hagaman, invited those present on this matter to speak at this time.

Mr. Chris Sorensen, the proponent, stated that he would like to have the property zoned R-3 minus the Precise Plan requirement in that this would result in added costs to an already costly project -- it was noted by him that the subject property is the last remaining large parcel of land in this area, and other parcels throughout the area have proceeded with R-3 development -- why should the last piece of property be put under a Precise Plan?

Mrs. Pearl Voight, 20324 Eastwood Avenue, stated that approval of R-3 development in this case would mean that she would be surrounded on two sides by apartment buildings, and this fact disturbs her considerably. The role of the Precise Plan in situations such as this was described by Mayor Miller. It was added by Councilman Johnson that there is something of an obligation to the landowners here for holding out, working with the City, and making it possible for the City to purchase the park land -- while there is not an agreement per se there certainly is an implication that this is the feasible manner in which to proceed, and their generosity in helping to get the 12 acres for park development was acknowledged by Mr. Johnson. It was further stated by Mr. Johnson that everything possible should be done in the Precise Plan to protect the homeowners.

On behalf of the Victor Homeowners Association, Dr. Howard Laitin, 4916 White Court, expressed their support of the stand of the Delthorne homeowners who are trying to improve their standard of life, in a prepared statement, which urged, among other things, assurance by the Council that the density that will be set, and the standards applied, will not result in a net increase in the total number of units that might be expected in the total Delthorne/East Victor tract area; RTH zoning might better serve the interests of the local residents. It was the request of Dr. Laitin that the Council ask the Planning Department to perform additional analyses and studies necessary for assuring future land use and zoning result in the best possible use of land from the viewpoint of the residents of this area and adjacent areas and the overall viewpoint of the City of Torrance.

Discussion followed, in response to questions posed by Dr. Laitin, regarding the background history of the Delthorne area as well as its future potential. It was the comment of Mayor Miller that some latitude is now necessary for those people who have cooperated in the procurement of the park land -- further, Madrona and Del Amo likely will be a major

intersection in the community within ten years and impractical for R-1 development. The Mayor further stated that government can become so over-restrictive that it goes out of business, although it has the power to do so -- however, there comes a time that a piece of property must be looked at realistically, and acknowledge that "okay, now we have this, and, in turn, give the proponent who ends up with the piece on the corner of Madrona and Del Amo the right to build"; there simply is nowhere else to go with this property.

Councilman Wilson commented that the Mayor likely is correct in the above statements, but he does not feel that the present time is the right time to "break down" -- the timing is inappropriate for changing to R-3 -- this should not take place until Madrona is through in that traffic would increase to an impossible point, and a congestion of apartments in that one square mile, complicated by an additional 160 units, would only compound an error made in the past. Dr. Wilson is opposed to the proposed zone change; he added that eventually there will have to be a change of zoning, but not now; possibly the townhouse concept should be given consideration at an appropriate time.

It was the comment of Councilman Uerkwitz that "density is density" wherever placed -- however, the subject property has reached a point of no return, but the question is the amount of density to be permitted -- Mr. Uerkwitz would agree that there is much merit in the townhouse concept.

It was confirmed by Councilman Brewster that the park land purchase is secure, and that the Planning Department is currently reviewing the R-3 development standards as well as the R-3 density provisions. Mr. Brewster then pointed out that, dating back to his years on the Planning Commission, he had never indicated that he felt R-3 was a suitable zone in this area, his preference having been M-L or commercial for this corner. Councilman Brewster added that he would be willing to consider townhouse zoning, the difference being some 57 units vs. the 143 allowed in the R-3 zone.

It was reiterated by Councilman Johnson that there is something of a moral obligation to the landowners who have worked with the City in achieving the land purchase -- further, any density would be better on major cross streets which would carry the people into and out of the City quickly and preferred to other locations crossing residential areas; Del Amo and Madrona would serve such a purpose.

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

Following review of the townhouse concept, the park land negotiations, and the revised circumstances regarding the overall situation, the following action resulted:

MOTION: Councilman Johnson moved to concur with the Planning Commission and Planning Department for a change of zone from M-1 to R-3 Precise Plan (with specific consideration for the adjacent homes in the Precise Plan).

The motion was seconded by Mayor Miller with the comment that as much as he has opposed R-3, he feels this has been a compromise but it must be taken in its entire concept from the beginning to the end.

The absence of any Delthorne residents was noted; it was reported by Assistant City Manager Scharfman that their representative had been contacted and all questions answered, apparently satisfactorily.

The motion failed to carry, with roll call vote as follows:

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

MOTION: Councilman Uerkwitz moved to refer the subject case back to the Planning Commission for further study relative to the townhouse concept. The motion was seconded by Councilman Surber.

Mr. Sorensen returned to state that they negotiated with the City, and gave the City a break on the park land, both by price and by down payment -- now it is proposed to make development of the land in question unfeasible. He then reviewed the desire of the Delthorne people for parks and their indication that they would not oppose any apartment development were there such land provided -- this "tail end" property would not interfere in any manner, and how this Council can vote against it is a mystery to him. To send this back to the Planning Commission represents more delay and hassle -- this has not been looked at in a logical manner, in Mr. Sorensen's opinion, in view of the expense, etc. and strenuous economic factors involved.

It was the consensus of the Council that this matter was deserving of further consideration, rather than denial, particularly as to the feasibility of the proposed development and the merits, if any, of the RTH zone, and postponement was deemed appropriate.

MOTION: Councilman Uerkwitz moved to reconsider the previous action taken by the Council. The motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

MOTION: Councilman Uerkwitz moved to continue Item #58 to the Council meeting of July 13th. The motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

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ADDENDA ITEMS:

59. AUTOMOBILE COMPREHENSIVE, FIRE AND THEFT INSURANCE POLICY EXPIRING JUNE 30, 1971.

RECOMMENDATION OF CITY CLERK:

That the City Council accept the coverage at a premium of \$2,700.00.

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

60. SECOND PUBLIC HEARING on CITY MANAGER'S PROPOSED BUDGET FOR THE FISCAL YEAR 1971-72.

Mayor Miller announced that this is the time and place for the second hearing on the City Manager's proposed budget for the 1971-72 fiscal year, and inquired if anyone wished to be heard. There was no response.

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

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

RESOLUTION NO. 71-145

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1971-72.

Councilman Uerkwitz moved for the adoption of Resolution No. 71-145. His motion, seconded by Councilman Johnson, was unanimously approved by roll call vote.

It was the comment of Mayor Miller that the 1971-72 Budget is likely the most austere in the City's history, and represents a mere 5.9% increase, which includes wages, operation and maintenance -- previous years reflected a 13% to 18% increase. Further, according to the Mayor, there will be no property tax rate increase under this budget, and is probably the smallest salary increase given in recent years.

60B. ORDINANCES RE: CERTAIN NEW TAXES AND CHANGES IN RATES OF EXISTING TAXES.

Following clarification of the subject legislation by Assistant City Manager Scharfman and Finance Director Dundore, the Council took the following action:

(Ordinance "B") ORDINANCE NO. 2249

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING CHAPTER 29 TO

23. City Council  
June 29, 1971

DIVISION 2 OF THE TORRANCE MUNICIPAL CODE TO PROVIDE FOR THE PAYMENT OF TAXES IN CONNECTION WITH THE CONSTRUCTION OF ANY BUILDING OR STRUCTURE EXCLUDING DWELLING UNITS OR ADDITION OR ACCESSORY STRUCTURE THERETO WITHIN THE CITY, OR THE CONSTRUCTION OF AN ADDITION OR IMPROVEMENT TO A PREVIOUSLY EXISTING BUILDING AND DECLARING THE PRESENCE OF AN EMERGENCY.

Councilman Uerkwitz moved for the adoption of Emergency Ordinance No. 2249 at its first and only reading. His motion was seconded by Mayor Miller, and roll call vote was unanimously favorable.

ORDINANCE NO. 2250

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING CHAPTER 29 TO DIVISION 2 OF THE TORRANCE MUNICIPAL CODE TO PROVIDE FOR THE PAYMENT OF TAXES IN CONNECTION WITH THE CONSTRUCTION OF ANY BUILDING OR STRUCTURE EXCLUDING DWELLING UNITS OR ADDITION OR ACCESSORY STRUCTURE THERETO WITHIN THE CITY, OR THE CONSTRUCTION OF AN ADDITION OR IMPROVEMENT TO A PREVIOUSLY EXISTING BUILDING AND REPEALING EMERGENCY ORDINANCE NO. 2249 RELATING TO THE SAME MATTER.

Councilman Uerkwitz moved for the approval of Ordinance No. 2250 at its first reading. His motion was seconded by Mayor Miller, and roll call vote was unanimously favorable.

ORDINANCE NO. 2251

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING SECTION 32.1.19 OF ARTICLE 1, CHAPTER 2, DIVISION 3 OF THE TORRANCE MUNICIPAL CODE AND ENACTING SECTIONS 35.7.1 AND 35.7.2 OF ARTICLE 7, CHAPTER 5, DIVISION 3 OF THE TORRANCE MUNICIPAL CODE SETTING THE BUSINESS LICENSE TAX FOR MINING EARTH, GRAVEL AND SAND AND PROVIDING FOR THE PAYMENT OF A SEVERANCE TAX, AND DECLARING THE PRESENCE OF AN EMERGENCY.

Councilman Johnson moved for the adoption of Emergency Ordinance No. 2251 at its first and only reading. His motion, seconded by Councilman Wilson, was unanimously approved by roll call vote.

ORDINANCE NO. 2252

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING SECTION 32.1.19 OF ARTICLE 1, CHAPTER 2, DIVISION 3 OF THE TORRANCE MUNICIPAL CODE AND ENACTING

SECTIONS 35.7.1 AND 35.7.2 OF ARTICLE 7, CHAPTER 5, DIVISION 3 OF THE TORRANCE MUNICIPAL CODE SETTING THE BUSINESS LICENSE TAX FOR MINING EARTH, GRAVEL AND SAND AND PROVIDING FOR THE PAYMENT OF A SEVERANCE TAX AND REPEALING EMERGENCY ORDINANCE NO. 2251 RELATING TO THE SAME MATTER.

Councilman Wilson moved for the approval of Ordinance No. 2252 at its first reading. His motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

ORDINANCE NO. 2253

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING ARTICLE 16, OF CHAPTER 3, DIVISION 3 OF THE TORRANCE MUNICIPAL CODE RELATING TO SWAP MEETS AND ENACTING A NEW ARTICLE 8, CHAPTER 5, DIVISION 3 PERTAINING TO THE LICENSING AND TAX UPON SWAP MEETS AND DECLARING THE PRESENCE OF AN EMERGENCY.

(Section 35.8.1 DEFINITIONS a) revised to read: "Swap meet shall mean any location, enclosure, lot or building where two or more persons assemble from time to time to trade, barter, or sell any personal property." (The word "real" deleted).

Councilman Sciarrotta moved to adopt Emergency Ordinance No. 2253 at its first and only reading. His motion, seconded by Councilman Johnson, was unanimously approved by roll call vote.

ORDINANCE NO. 2254

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING ARTICLE 16 OF CHAPTER 3 OF DIVISION 3 OF THE TORRANCE MUNICIPAL CODE RELATING TO SWAP MEETS AND ENACTING A NEW ARTICLE 8, CHAPTER 5, DIVISION 3 PERTAINING TO THE LICENSING AND TAX UPON SWAP MEETS AND REPEALING EMERGENCY ORDINANCE NO. 2253 RELATING TO THE SAME MATTER.

(Word "real" deleted, as above).

Councilman Wilson moved for the approval of Ordinance No. 2254 at its first reading. His motion was seconded by Councilman Johnson, and roll call vote was unanimously favorable.

61. CLAIM FOR DAMAGES - TORRANCE POLICE OFFICERS ASSOCIATION.

Councilman Johnson MOVED to deny the subject claim and refer to the City Attorney's office. The motion was seconded by Councilman Sciarrotta, and roll call vote was unanimously favorable.

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62. PROPERTY INSURANCE - FIREMAN'S FUND INSURANCE COMPANY.

RECOMMENDATION OF CITY CLERK:

That the premium increase be approved due to the existing factors.

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

ORAL COMMUNICATIONS:

63. Happy Birthday wishes to the Council's slaving, devoted secretaries were expressed by Councilman Brewster. Mr. Brewster further noted the June 2nd action of the Planning Commission wherein the efforts of this same secretary were so eloquently recognized -- it was his suggestion that the Council echo this commendation. There were no objections, and it was so echoed -- and I thank you very much.

64. Councilman Brewster expressed his concerns relative to the status quo of the bedroom tax, with Council Committee review pending, and requested that an emergency ordinance reflecting a \$150 fee be brought back on the next Council agenda. Mr. Brewster so MOVED, and the motion was seconded by Councilman Sciarrotta.

A SUBSTITUTE MOTION was offered by Councilman Johnson: That there be an increase in the neighborhood of 50%, instead of a 100% increase.

Discussion followed, with the July 7th meeting in this regard noted, and it was agreed that the two versions for an emergency ordinance be returned for Council action -- the above motions were withdrawn by the proponents.

65. The oil spilling problems in Southeast Torrance were reviewed by Councilman Johnson who pointed out the need for tighter controls for noise, dust, and flying oil, and requested that the City Attorney research this matter.

66. Attention to the weeds in the center divider at Hawthorne and Artesia was requested by Councilman Johnson.

67. It was the request of Councilman Sciarrotta that he be given permission to present a tile plaque to the Mayor of the Italian town of his parent's birthplace during his forthcoming European trip. It was the suggestion of Councilman Wilson that a resolution of good will accompany the tile plaque. There were no objections, and it was so ordered.

68. Councilman Surber commended Recreation Staff members Illene Kamsler and Kathi O'Bitz for the excellent document pertaining to bicycles. Mr. Surber then MOVED that the subject report be referred to the Park and Recreation Commission for their study and recommendation to Council. The motion was seconded by Councilman Wilson, and approval was unanimous.

69. The high cost of duplicating material requested by the public was deplored by Councilman Surber who requested that Staff investigate the feasibility of installing a duplicating machine in the City Clerk's office and possibly in the Police Department in that it is open 24 hours in an attempt to reduce the cost for the public.

70. Clarification regarding a park proposed for the Civic Center was requested by Councilman Surber who recited the following history in this regard:

A Chamber of Commerce newsletter referring to a Civic Center bond election in 1954 stated that \$700,000 for the acquisition of approximately 28 acres of land, which site will be the location of the municipal swimming pool and the center of park and recreation activities;

An engineer's map dated April 15, 1955 indicated a ball park and a State building (where the Library is presently located) as well as an auditorium;

Councilmanic statements on May 22, 1956 refer to the good judgment of Councilman Benstead in initiating condemnation action for a public park site in the Civic Center, stating "this is a sound method chosen by the Council; also, it seems to be good planning to extend the park-like atmosphere of the City Hall and swimming pool to the adjacent park."

Resolution #2947, June 12, 1956, which was repealed and replaced, mentions "for a public park site";

Resolution #2976 (replacing #2947) which states "for a public park site, executed in action in the Superior Court for the condemnation thereof and repealing Resolution #2947...";

An agreement to purchase said land, dated April 27, 1958, which agreement was with Chanslor Western Oil and Development Company and the City of Torrance with a purchase price of \$120,000 for 15 acres;

Resolution #3445 to purchase 15 acres of the above land, appropriation and payment therefor, said 15 acres of land more or less situated north of the Torrance Civic Center, being a portion of Lot #5, Tract #7873, and "will provide space for future growth and expansion of the Civic Center, and is much less than the market value of said property; it is in the public interest that such agreement be executed by the City";

Grant Deed for above land, June 29, 1959, No. 3173, in the amount of \$120,000;

Resolution #3738, acceptance of Grant Deed "to certain real property located in the City of Torrance from Chanslor Western Oil and Development Company, described for the enlargement of the Civic Center; whereas it is in the public interest that said deed be accepted and said monies paid";

Engineer's map detailing the 28 acres, with 15 acres to be used for a park site;

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A comment by Park and Recreation that "the pool will be available for use of the Physical Education classes in the School District during the school year".

It was then questioned by Councilman Surber as to what has happened to the Civic Center park, and has there been any illegal action?

Assistant City Manager Scharfman responded, commenting that the Civic Center area is the headquarters for park and recreation facilities in that the Recreation Director's office is located here, as is the Recreation Center, the Joslyn Center -- the center area has never been used for anything else, and the recently revised Master Plan indicates a 7-acre park planned for that location. Mr. Scharfman added that there have been interim Master Plans, one of which showed an auditorium, but never took place. As to the 15 acres purchased from the Sante Fe Railroad at the time, Mr. Scharfman continued, a portion of that was taken by a subsequent Council and given to the County for their parking lot.

Councilman Surber stated that the Master Planned 7 acres should have been brought to the attention of the Council during the considerations of the 10 acres in the Delthorne area. It was recalled by Mr. Scharfman that the Delthorne residents had opposed the Civic Center location for a park site. Councilman Surber reiterated his feeling that the full picture should have been presented; this lack of information contributed to the failure of the bond issue.

Discussion followed, with recollections of past Council actions, the evolvment of the court house and subsequent development of the Civic Center. It was specifically clarified by Director of Recreation Van Bellehem that there is an arrangement with the School District for use of the pool; it is available to them and use is made of the pool when feasible, transportation-wise.

Mayor Miller requested that the above be referred to City Attorney Remelmeyer, with a report back to the Council.

71. Councilman Surber commented on an apparent communication breakdown between employee groups and Staff -- the "meet and confer" requirements were reviewed, and it was agreed to further discuss this matter in the Executive Session slated later this evening.

72. Councilman Uerkwitz requested that the Park and Recreation Commission research the merits of lighting school grounds, using existing power poles for use by Little League, Pop Warner, and like groups.

73. The recent court hearing regarding the Ainsworth power poles was attended by Councilman Wilson who expressed his considerable pride in the job done by City Attorney Remelmeyer and his Staff, Jack Allen and Michael Stetson.

74. Mayor Miller requested that the horrendous sign at the corner of Torrance Boulevard and Western Avenue, proclaiming (since the beginning of time) Torrance, the Industrial City, be removed posthaste..

75. "Torrance Night" at Dodger Stadium, now scheduled for Tuesday, July 27th, was noted by Mayor Miller, with his recommendation that the

night

Council meeting on that/be scheduled at an early hour in order that there be Council attendance at this event -- it was agreed that the hour would be decided upon at the July 20th Council meeting.

76. Mr. Tony Maldorelo, 2416 West 236th Street, on behalf of the Southeast Torrance Homeowners Association, presented a prepared statement and resolution (matters of record) expressing the opposition of this group to the construction and operation of a 220-kv transmission line on 235th Street between Western Avenue and Crenshaw Boulevard.

77. Mr. Francis Cartier, 5116 Asteria, representing the Victor Homeowners Association, indicated their support of the Southeast Torrance Homeowners in the above resolution regarding the construction of high voltage power lines.

It was noted by Assistant to the City Manager Jackson that the subject matter will be on the July 13th Council agenda.

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At 10:15 P.M. Councilman Uerkwitz moved that the Council recess for the purpose of an Executive Session relative to agenda items #36, 37, and 39. The motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

\* \* \* \*

The Council returned at 11:05 P.M. to take the following action:

SECOND READING ORDINANCES:

36. ORDINANCE NO. 2242.

ORDINANCE NO. 2242

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART II, CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE FIRE FIGHTERS ASSOCIATION, LOCAL 1138, IAFF, AND ADDING A NEW PART II TO CHAPTER 7, DIVISION 1, OF THE TORRANCE MUNICIPAL CODE RELATING TO THE SAME SUBJECT.

Councilman Wilson moved for the adoption of Ordinance No. 2242 at its second and final reading. His motion was seconded by Councilman Brewster, and roll call vote was unanimously favorable.

29. City Council  
June 29, 1971

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

*Ken Miller*  
\_\_\_\_\_  
Mayor of the City of Torrance

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37. ORDINANCE NO. 2243.

ORDINANCE NO. 2243

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART IV OF CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION PROVISIONS FOR "OTHER" EMPLOYEES AND ADDING A NEW PART IV TO CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION AND PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE PROFESSIONAL AND SUPERVISORY ASSOCIATION.

Councilman Uerkwitz moved for the adoption of Ordinance No. 2243 at its second and final reading. His motion, seconded by Councilman Brewster, was unanimously approved by roll call vote.

39. ORDINANCE NO. 2245.

ORDINANCE NO. 2245

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE REPEALING PART IV OF CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE AND ADDING A NEW PART IX TO CHAPTER 7, DIVISION 1 OF THE TORRANCE MUNICIPAL CODE GOVERNING EMPLOYMENT COMPENSATION AND PROVISIONS FOR EMPLOYEES REPRESENTED BY THE TORRANCE ORGANIZATION OF CONFIDENTIAL EMPLOYEES.

Councilman Brewster moved for the adoption of Ordinance No. 2245 at its second and final reading. His motion was seconded by Councilman Uerkwitz, and roll call vote was unanimously favorable.

It was the comment of Councilman Johnson, at the time of his vote, that it should be made sure that a "closed corporation" does not commence to develop; that open mindedness prevails; and that justifiable cases are included in the administrative aides and administrative secretaries classifications.

The meeting was regularly adjourned at 11:10 P.M.

\* \* \* \*

Ava Cripe  
Minute Secretary

30.

City Council  
June 29, 1971