

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, May 21st, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice-Mayor Flowers at 10:00 o'clock A.M.

Present--Councilmen Weggenman, Housh, Fish, Knox, and Flowers.
Clerk----Fred W. Sick.
Absent---Councilman Simpson and Mayor Benbough.

In the absence of Mayor Benbough, Vice-Mayor Flowers acted as chairman.

On motion of Councilman Weggenman, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, May 14th, 1940, were approved without reading.

At this time Councilman Simpson entered and took his place on the Council.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 133, University Heights, between the north line of Tyler Avenue and the south line of Van Buren Avenue; and a portion of Tyler Avenue, between a line parallel to and distant 5.00 feet westerly from the southerly prolongation of the westerly line of the Alley in Block 133, University Heights, and a line parallel to and distant 30.00 feet easterly from said parallel line; under Resolution of Intention No. 71005, he had received three bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 320433.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 320434.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 320435.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 6, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue, under Resolution of Intention No. 71252, the Clerk reported that no protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Fish, the proceedings were referred to the City Attorney.

At this time Mayor Benbough entered and took his place as chairman.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing of protests against the proposed paving and otherwise improving of Orange Avenue, between the northerly prolongation of the east line of 37th Street and the westerly line of 40th Street, under Resolution of Intention No. 71163, the Clerk reported that communications relative to the proposed paving had been received from The Board of Education, by Maurice B. Ross, Secretary, and from Mrs. F. W. Minter; which communications were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, RESOLUTION NO. 71421, recorded in Book 63 of Resolutions, overruling and denying the protests of Mrs. Etta Medigovich and the Veterans' Welfare Board on property under contract of sale to Marvin J. Hiatt; and overruling and denying all other protests; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney.

By unanimous consent, protest of taxpayers and voters against the proposed closing of the Ocean Beach Police Substation was presented, and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to the City Manager for a report.

Petition of Myrtle B. Bodlovich for Zone Variance at 3024 E Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71422, recorded in Book 63 of Resolutions, granting permission to Myrtle B. Bodlovich, 3024 E Street, to operate a convalescent home with ten bed patients on Lots 30, 31 and the west half of Lot 32, Block 95, E. W. Morse's Subdivision for a period of three years; provided there are no bed-ridden patients, no alcoholic, mental or contagious disease cases; and granting a variance to the restrictions of Ordinance No. 12795 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Joseph Rucci for zone variance at 4911 Orchard Avenue was presented; together with recommendation for denial from the City Planning Commission

RESOLUTION NO. 71423, recorded in Book 63 of Resolutions, denying the petition of Joseph Rucci, 4911 Orchard Avenue, for variance to the restrictions of Ordinance No. 12793, for permission to operate a public dining room at the address mentioned, on Lots 1, 2, 3 and 4, Block 67½, Ocean Beach, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted. Councilman Simpson voted "Nay" on the motion.

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Petition of E. E. Nettleton for zone variance at 35th Street and Orange Avenue was presented; together with recommendation from the City Planning Commission that Resolution No. 71281 be rescinded and the matter referred back to the City Planning Commission for reconsideration.

RESOLUTION NO. 71424, recorded in Book 63 of Resolutions, rescinding Resolution No. 71281, adopted April 30th, 1940, denying petition of E. E. Nettleton and Harriet M. Nettleton for permission to construct an addition to a garage in Block 19, Boyers Subdivision to the front property line of 35th Street; and referring the request of said parties for a re-hearing to the City Planning Commission; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of First Church of Christ, Scientist, for variance to restrictions on Second Avenue, near Laurel Street, was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71425, recorded in Book 63 of Resolutions, granting permission to First Church of Christ, Scientist, 2442 Second Avenue, by Neil Nettleship, President, to erect and operate a Sunday school on Lot 1, Block 278, Horton's Addition, with a lot coverage of 85 per cent, provided that a clear space of 4 feet is maintained on the south side of the lot, and a 5-foot space at the rear; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Norman Urquhart, 1269 - 4th Avenue, for variance to restrictions at Shadowlawn and Evergreen Streets, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71426, recorded in Book 63 of Resolutions, granting permission to Norman Urquhart, 1269 - 4th Avenue, to construct a single-family residence on Lot 1, Block 2, Bayside Country Club Estates, with a side yard of 5 feet, a rear yard of 5½ feet and with a lot coverage of 50 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Petition of Ethel R. Gholson for setback suspension at 6th Avenue and University Avenue was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71427, recorded in Book 63 of Resolutions, granting permission to Ethel R. Gholson, by B. H. Gholson, 4096 - 1st Avenue, to install pump islands and flood lights in a service station on the westerly 90 feet of Lots 15 to 18, Block 5, Crittenden's Addition, to the property lines of University Avenue and 6th Avenue; with the understanding that an agreement be signed to remove the appurtenances from the setback areas when the City of San Diego widens said Avenues, after five years from the date of this resolution; and suspending the provisions of Setback Ordinance Nos 12097 and 1212, New Series, on the property mentioned above; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of the Peniel Mission, by Eleanor Bennett, for street meeting permit was presented; together with recommendations from the Police Department, approved by the City Manager, that the petition be granted.

Eleanor Bennett was present to modify the petition to cover Tuesday, Thursday, Friday and Sunday evenings only.

RESOLUTION NO. 71428, recorded in Book 63 of Resolutions, granting permission to Peniel Mission, 720 Fifth Avenue, by Eleanor Bennett, to hold street meetings, Tuesday, Thursday, Friday and Sunday evenings at the southwest corner of 5th Avenue and G Street, on the G Street side, for approximately a half hour each service, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of R. T. Blair for one taxicab operating permit was presented.

RESOLUTION NO. 71429, recorded in Book 63 of Resolutions, granting a permit to R. T. Blair, 954 - 3rd Avenue, to operate a taxicab, under the name of Checker Cab Co.; color scheme and rates to be in accordance with application on file in the office of the City Clerk, bearing Document No. 320426; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. Councilmen Housh and Knox voted "Nay" on the motion.

Petition of Gutierrez Show, by N. S. Elkins, for permission to change the dates for the exhibition of said show in San Diego was presented.

RESOLUTION NO. 71430, recorded in Book 63 of Resolutions, amending Resolution No. 71370, granting to Gutierrez Show, by N. S. Elkins, a permit to operate a small Spanish vaudeville-puppet show on Crosby Street, regarding the dates for the show, to read "two or three days, starting May 22nd, 1940", was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Capt. Melville Thibault for a special plumbing permit was presented; bearing the approval of the Plumbing Inspector and the City Manager.

RESOLUTION NO. 71431, recorded in Book 63 of Resolutions, granting permission to Capt. Melville Thibault, by Chas. A. Cosgrove, 3540 El Cajon Blvd., to install and use a 4" cast iron soil line on the north four feet of Lot 40, Block 26, University Heights; said work to be done by a San Diego Plumbing Company; the City of San Diego to be relieved from all responsibility for any damages resulting from this installation; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Residents for lighting ornamental street lights on Ingraham Street between the northwesterly line of Rosecrans Street and the northwesterly line of Pueblo Lot 240, being lighting standards Nos. 4438 to 4465, inclusive, was presented; together with a report from the City Engineer, approved by the City Manager, recommending that proceedings be started to create this lighting district, as signatures of owners of 57% of the frontage property have been secured.

RESOLUTION NO. 71432, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to present a resolution of intention to create a lighting district on Midway Drive, formerly Ingraham Street, between the northwesterly line of Pueblo Lot 240 and Rosecrans Street, was on motion of Councilman Weggenman, seconded by Councilman

Knox, adopted.

Petition of A. B. Wright for permission to construct a sewer line in 28th Street at private contract was presented; together with a recommendation for approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 71433, recorded in Book 63 of Resolutions, granting permission to A. B. Wright, 3840 Fairmount Avenue, to construct a 6-inch sewer line from the east line of 28th Street to the existing 8-inch sewer line located approximately 60 feet west of the east line of 28th Street, to serve Block 21, L. P. Delano Tract, at private contract, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of San Diego Lodge No. 168, B.P.O. Elks for securing City-owned flags, for decorating Broadway, and for special lighting of their building using temporary wiring, was presented; bearing the approval of the Electrical Inspector, the Building Inspector and the City Manager.

RESOLUTION NO. 71434, recorded in Book 63 of Resolutions, granting permission to San Diego Lodge No. 168, B.P.O. Elks, by Clifford S. Maher, to light their building at Second Avenue and Broadway, using temporary wiring, on June 6th, 7th and 8th, 1940, during the celebration of the 50th anniversary of said lodge; subject to checking and approval of the Inspection Department; also, authorizing the City Manager to decorate Broadway for the occasion, using City-owned flags, and banners which are to be furnished by the Lodge's decoration committee; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 3, Eastgate, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted as it is signed by the owners of 58.7% of the frontage property.

RESOLUTION NO. 71435, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 3, Eastgate, contained in Document No. 320128; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Lawrence Oliver relative to a controversy regarding the Statue of Cabrillo was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, filed without reading.

Mr. Lawrence Oliver addressed the Council on the subject.

Communication from Joseph E. Dryer relative to the Cabrillo Statue was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, filed without reading.

By unanimous consent, petitions for the acquisition of Grant's Hill for park purposes were presented at this time; together with a letter from the City Manager stating that arrangements have been made by the petitioners to have the option, which they held, transferred to the City of San Diego and the time extended to July 15, 1940; and that there are sufficient funds placed in the budget, for the purchase of miscellaneous property, to cover the cost.

On motion of Councilman Housh, seconded by Councilman Fish, the petitions for the acquisition of Grant's Hill for park purposes were referred to the Budget Box.

Communication from Neil E. Brown Company relative to lighting standards for use on Market Street was read and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the District Attorney relative to water service for land located east of and adjacent to Euclid Avenue, between Faulconer Street and the Broadway Extension, was read and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Manager.

Communication from the Traffic Commission recommending additional personnel for the Police Department was read and on motion of Councilman Knox, seconded by Councilman Flowers, referred to Budget conference.

On motion, the matter was reconsidered.

On motion of Councilman Knox, seconded by Councilman Fish, the communication was referred to the City Manager.

Communication from the Soroptimist International urging the enlargement of the San Diego public library building at the present site was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the Memorial Coordinating Council relative to the need for additional lighting at the Memorial Playground was presented and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the El Cajon Boulevard Civic Association suggesting that additional help be provided for new gymnasiums at the Herbert Hoover High School was presented and on motion of Councilman Fish, seconded by Councilman Housh, referred to the City Manager.

Communication from the Harbor Commission urging that better care be taken of trees on Pacific Highway, from Barnett Avenue to Broadway was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

Communication from the Park Commission recommending that funds be placed in the 1940-1941 Budget to sponsor a project to convert the Federal Building in Balboa Park into a Civic Auditorium was read and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Manager.

Communication from the Purchasing Agent reporting on bids for 6" standard bell and spigot cast iron pipe, Class 250; and 3600 feet of 6" asbestos-cement pipe; was presented and ordered filed.

RESOLUTION NO. 71436, recorded in Book 63 of Resolutions, accepting the bid of the United States Pipe & Foundry Company to furnish the City of San Diego with 3600 feet of 6" standard bell and spigot cast iron pipe, for the sum of \$2966.40; awarding the contract to said Company; and authorizing the City Manager to execute a contract with said United States Pipe & Foundry Company for furnishing said pipe; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from Walter W. Cooper relative to plans for the disposal of the common stock of the San Diego Consolidated Gas and Electric Company was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the City Attorney relative to franchise payments of the San Diego Electric Railway Company and of the San Diego Consolidated Gas and Electric Company for 1939 was presented and on motion ordered filed.

Communication from Walter W. Cooper relative to the program of the San Diego Consolidated Gas & Electric Company for elimination of overhead electric lines was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager and the City Planning Engineer.

Communication from the City Manager relative to a meeting of the California Highway Commission to be held in San Francisco on May 24th; at which time the matter of re-location and construction of a road leading around the west side of San Vicente Reservoir Basin may be brought up; was presented.

RESOLUTION NO. 71437, recorded in Book 63 of Resolutions, authorizing the City Manager and Councilman A. E. Flowers to attend the meeting of the California Highway Commission at the Fairmount Hotel, San Francisco, May 24th, 1940, to urge the construction and re-location of a road leading around the west side of San Vicente Reservoir Basin; and to incur the necessary expenses in connection with said trip; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Manager recommending changes in present Charter provisions relative to granting and regulating franchises, provisions to be made for the Council to have full authority in franchise matters, was presented, and filed.

On motion of Councilman Weggenman, seconded by Councilman Flowers, copies of this communication were authorized sent to the Charter Committee.

Communication from the City Manager recommending the employment of L. Deming Tilton, Planning Consultant, to make a study of the Library problem in the City of San Diego, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed. Councilman Simpson voted "Nay" on the motion.

Communication from the City Manager recommending that the suggestion of the Chief of Police that buildings and facilities at the El Capitan Dam site, which was formerly used for the prison camp, be turned over to the Junior Traffic Patrol for recreational purposes, be filed was presented. On motion of Councilman Weggenman, seconded by Councilman Fish, the matter was ordered filed.

Communication from the City Manager relative to the request from James B. Larkin that the City sponsor a Band project was presented.

RESOLUTION NO. 71438, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a sponsor's project agreement for a band under W.P.A.; the City to furnish no cash, but suitable buildings for rehearsals, band stand, trucks for transportation, public address system, etc.; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending formal application to the State Railroad Commission for a grade crossing on 54th Street over line of the San Diego, Arizona and Eastern Railroad, was presented.

RESOLUTION NO. 71439, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare the proper papers for a formal application to the State Railroad Commission for permission to install a grade crossing on the branch line of the San Diego, Arizona and Eastern Railroad, at Fifty-fourth Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager stating that Frank E. Atwood has lost interest in his offer to rent the old City Hall Building was presented; and on motion of Councilman Fish, seconded by Councilman Simpson, the matter was ordered filed.

Protest of residents against the herding of Powers Dairy cows across National Avenue, between 39th and 40th Streets, was presented; together with communication from the City Manager stating that the owner of the cows has been contacted and instructed to keep his stock off the sidewalk; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the City Manager recommending that the Council pass a resolution urging his Excellency, Governor Culbert L. Olson appoint the San Diego Harbor

Commission to serve as the State Harbor Commission for San Diego was presented and read.
RESOLUTION NO. 71440, recorded in Book 63 of Resolutions, urging His Excellency, Governor Culbert L. Olson to appoint the members of the Harbor Commission of the City of San Diego, as members of the Board of State Harbor Commission for the Bay of San Diego, pursuant to the provisions of section 2610 of the Political Code of the State of California, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Pacific Coast Building Officials Conference relative to the adoption of the Uniform Building Code was presented and read; together with letter from the Chief Building Inspector and a communication from the City Manager stating that the uniform code is not yet completed, and therefore, cannot be adopted at this time; and on motion the matter was ordered filed.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, was presented and ordered filed.

RESOLUTION NO. 71441, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, as described in Resolution of Intention No. 70966, was on motion adopted.

Letters and protests relative to the "HILLCREST" sign on University Avenue, between 4th and 5th Avenues, were presented from the following: G. P. Karn, Geo. McKay, Chas. R. Freeman, M. C. Haase, T. R. Smith, the Masonic News, Dr. A. J. Cantoni and S. A. Coston. These letters and protests were all ordered filed.

RESOLUTION NO. 71442, recorded in Book 63 of Resolutions, requesting the City Manager to bring in an estimate of cost for changing over the present wooden poles supporting the HILLCREST sign on University Avenue, between Fourth and Fifth Avenues, to steel poles; and requesting the City Manager to contact the sign company which erected the sign, to see if they will be willing to assist in defraying the cost of making the change over to new poles; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block 25, Subdivision of Blocks K and L, Teralta, was presented and ordered filed.

RESOLUTION NO. 71443, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71007, was on motion adopted.

At this time Councilman Knox was excused.

RESOLUTION ORDERING IMPROVEMENT NO. 71444, recorded in Book 63 of Resolutions, for furnishing electric current for Loma Portal Lighting District No. 1, for the period ending June 27th, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71445, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for paving and otherwise improving E Street, between the east line of 27th Street and the west line of 28th Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71446, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71447, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block 164, Mission Beach, between the easterly line of Strandway and the westerly line of Mission Boulevard, did by their return post cards demand the making of an investigation as provided by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71448, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving 44th Street, between the north line of El Cajon Boulevard and the north line of Orangewood, did by their return post cards demand the making of an investigation as provided by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71449, recorded in Book 63 of Resolutions, determining that the proposed assessment for the grading and otherwise improving of Estudillo Street, within the limits and as particularly described in Resolution No. 70259, will not exceed the limitations of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71450, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the Alley in Block 169, University Heights, between the

north line of Lincoln Avenue and the south line of Polk Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71451, recorded in Book 63 of Resolutions, ascertaining and declaring that the prevailing rate of per diem wages to be paid in connection with the paving and otherwise improving of Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, shall be as shown in said resolution, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71452, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work of paving and otherwise improving the Alley in Block 26, Ocean Beach, as particularly described in Resolution of Intention No. 70828, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71453, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement of paving Monroe Avenue and Mission Avenue as particularly described in Resolution of Intention No. 70876, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71454, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work of paving and otherwise improving Hawthorn Street, between 28th and Dale Streets, as particularly described in Resolution of Intention No. 70830, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71455, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 111, University Heights, as described in Resolution of Intention No. 70526, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71456, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 6, Frary Heights and a portion of Thorn Street, as described in Resolution of Intention No. 70508, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71457, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving 47th Street, as described in Resolution of Intention No. 70713, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

At this time Councilman Knox re-entered and took his place on the Council.

RESOLUTION NO. 71458, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to execute a concession agreement granting to George Friege a license or permit to operate a Skooter Ride (sometimes known as a Dodgem Ride) in a space immediately south of the Bathhouse in the Mission Beach Amusement Center, for the period ending October 1st, 1942, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

A proposed resolution authorizing the City Manager to execute a concession agreement granting to Tom La Marr a license or permit to operate a cafe and soda fountain in the Mission Beach Amusement Center was presented, and on motion of Councilman Knox, seconded by Councilman Fish, referred back to the City Manager with power to act.

A proposed resolution authorizing the City Manager to execute a concession agreement granting to Tom La Marr a license or permit to operate a bar serving light wines and beer, hamburgers, hot dog sandwiches and soda fountain drinks in the Mission Beach Amusement Center was presented, and on motion of Councilman Simpson, seconded by Councilman Fish, referred back to the City Manager with power to act; with the understanding that there will be no renewal for the beer and wine concessions.

RESOLUTION NO. 71459, recorded in Book 63 of Resolutions, accepting the deed of Olive C. Lathrop, executed in favor of The City of San Diego for drain pipe purposes, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71460, recorded in Book 63 of Resolutions, accepting the deed of Marguerite Berry, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from The M. Hall Company submitting a deed for sewer line over a portion of Pueblo Lot 1151, adjacent to Lots 53-57 inclusive, Block 1, The Dells Park, was presented and ordered filed.

RESOLUTION NO. 71461, recorded in Book 63 of Resolutions, accepting the deed of The M. Hall Company for sewer purposes, executed in favor of The City of San Diego, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71462, recorded in Book 63 of Resolutions, accepting the Consent to Easement executed by The Federal Land Bank of Berkeley, consenting to the granting

of a right of way for highway purposes to The City of San Diego across portions of Pueblo Lot 1118, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Manager submitting a deed from the State of California by Sam A. Claggett for Referee's Partition of Part of Lot 70, Rancho Ex-Mission Partition, undivided one-half of Lot "C", was presented and ordered filed.

RESOLUTION NO. 71463, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett, Tax Collector of the County of San Diego, State of California, executed in favor of The City of San Diego, conveying to said City an undivided one-half of Lot "C" in Referee's Partition of Part of Lot 70, Rancho Ex-Mission Partition, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, recommending that the Council adopt resolutions directing the City Engineer to submit plats of the districts to be assessed for the improvement of Palm Street and Vine Street, each between Kettner Boulevard and the line of Mean High Tide, was presented and ordered filed.

RESOLUTION NO. 71464, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the improvement of Vine Street, between Kettner Boulevard and the line of Mean High Tide, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71465, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the improvement of Palm Street, between Kettner Boulevard and the line of Mean High Tide, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

At this time a majority of the members of the Council signed:
Bond of Robert C. Lindsay as a member of the Board of Trustees of the Firemen's Relief and Pension Fund, and treasurer of said fund.
Bond of Robert C. Lindsay as a member of the Board of Trustees of the Police Relief and Pension Fund, and treasurer of said fund.
Bond of Robert C. Lindsay as a member of the Board of Administration of the City Employees' Retirement System, and custodian of the City Employees' Retirement Fund.
Bond of Robert C. Lindsay as Treasurer of the City of San Diego.
Bond of Fred A. Rhodes as City Manager.
Contract for Kensington Manor Lighting District No. 1.

Communication from the City Attorney relative to the case of "San Diego Hog Producers Association, a co-partnership, v. The City of San Diego" was presented.

RESOLUTION NO. 71466, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to take the necessary steps to appeal Case No. 92424, entitled, "San Diego Hog Producers Association, a co-partnership, v. The City of San Diego", was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1849, New Series, recorded in Book 47 of Ordinances appropriating the sum of \$1000.00.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for securing a Clerk's Transcript, reporter's transcript of testimony, briefs and other expenses necessary for the purpose of appealing Superior Court Case No. 92424, entitled, "San Diego Hog Producers Association, a co-partnership, Plaintiff, v. The City of San Diego, a Municipal Corporation, Defendant", was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from the City Attorney submitting draft of an ordinance dedicating a piece of land as a public park, and naming said park "Memorial Park", was presented and ordered filed.

ORDINANCE NO. 1850, New Series, recorded in Book 47 of Ordinances, setting aside and dedicating certain territory in the City of San Diego, California, for a public park, and naming said park "Memorial Park", was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1851, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund of The City of San Diego for the purpose of providing labor and purchasing material for installation of a Steam Drier and Boiler at the North Park Swimming Pool, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1852, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 37, amended map of City Heights, in the City of San Diego, California, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman,

Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1853, New Series, recorded in Book 47 of Ordinances, establishing the grade of 41st Street in the City of San Diego, California, between the south line of Market Street and the north line of "J" Street, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas-- Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

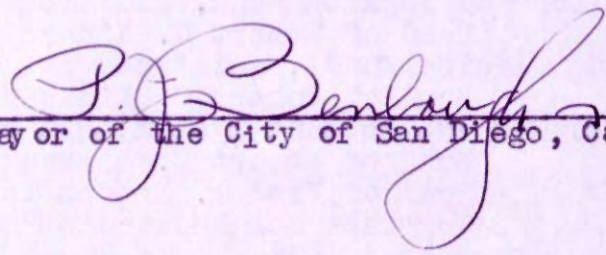
Petition of T. N. Faulconer for permission to install paving and curbing along the northeasterly half of Bessemer Street, between Rosecrans Street and Scott Street, at private contract, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted.

RESOLUTION NO. 71467, recorded in Book 63 of Resolutions, granting permission to T. N. Faulconer, to improve at his own expense roll-type curbing on the northeasterly line of Bessemer Street from the southeasterly line of Rosecrans Street to join the roll-type curbing now extending from the northeasterly line of Scott Street along the arc of the curve that forms the northwesterly corner of Scott and Bessemer Streets; also, to pave at his own expense the northeasterly half of Bessemer Street from Scott Street to Rosecrans Street; the above work to be done under private contract, in accordance with plans and specifications to be submitted to the City Engineer for approval, and to be done under the supervision of said City Engineer; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.



Mayor of the City of San Diego, California.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, May 28th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilman Fish.

On motion of Councilman Flowers, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, May 21st, 1940, were approved without reading.

At this time Councilman Fish entered and took his place on the Council.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block F, McFadden and Buxton's North Park, and the Alley in Block 33, Park Villas, between the north line of Dwight Street and the south line of Landis Street, under Resolution of Intention No. 71062, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 320596.

V. R. Dennis Construction Company; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 320597.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 320598.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 320599.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Housh, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of the Granada Tract, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Fish, seconded by Councilman Knox, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving Monroe Avenue, between the east line of 30th Street and the west line of Ohio Street; and Ohio Street, between the south line of Madison Avenue and the westerly prolongation of the south line of Tract 3, Partition Map of the East Half of Pueblo Lot G; the Clerk reported that written protests had been received from Mrs. Elizabeth Eichler and from Monta C. Potter, which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. A verbal protest was made by Angus W. Boyd.

All interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Simpson, the hearing was continued until Tuesday, June 4th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 147, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, under Resolution of Intention No. 71296, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Housh, seconded by Councilman Fish, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for San Diego Lighting District No. 1, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71468, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for San Diego Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, a communication from Councilman Fred W. Simpson suggesting a business license tax with a minimum of \$7.50 per year, graduated up in proportion to the gross volume of business done, was presented.

Communication from Dan P. Harmer relative to the proposed business tax was presented.

Communication from Industrial San Diegans by George M. Peace, Executive-Secretary, requesting a hearing was presented. Mr. Llano D. Briggs of the Industrial San Diegans presented and read a protest from that organization against the business license tax as proposed.

Mr. Edgar Hastings addressed the Council on the subject of the proposed tax.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Weggenman, the matter was referred to conference.

By unanimous consent petition of Residents for a trunk line sewer to serve the Encanto District was presented; and on motion of Councilman Knox, seconded by Councilman Fish, referred to the City Manager.

Petition of J. Ward Watson for zone variance at 3768 - 4th Avenue was presented; together with a conditional recommendation from the City Planning Commission, with a vote of 3 in favor and 5 against granting a zone variance on Lot 18, Block 2, Brookes Addition, to permit the construction and operation of a beauty shop.

RESOLUTION NO. 71469, recorded in Book 63 of Resolutions, granting permission to J. Ward and Audrey Watson, 3768 - 4th Avenue, to erect and operate a beauty shop on Lot 18, Block 2, Brookes Addition, provided (1) that the building be located on the north half of the lot, (2) that the setback be twelve feet from 4th Avenue, (3) that the second story, if built, have a setback of twenty-two feet, and (4) that the building shall be subject to architectural approval of the City Planning Department; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of E. E. Nettleton for setback suspension at 35th Street and Orange Avenue was presented; together with recommendation from the City Planning Commission that a six-foot setback from the property line be allowed on 35th Street to permit remodeling.

RESOLUTION NO. 71470, recorded in Book 63 of Resolutions, granting permission to E. E. Nettleton and Harriet M. Nettleton to remodel the existing store building on the west 85 feet of the north 35.15 feet of Lot 1, Block 19, Bovyers Subdivision, at Orange Avenue and 35th Street, into apartments, not closer to the property line on 35th Street than six feet; the remodeling to be in accordance with the drawings submitted to the City Planning Commission; and suspending the provisions of Setback Ordinance No. 12321, on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Albert B. Wright for zone change for Lot 21, L. P. Delano Tract, was presented; together with recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 71471, recorded in Book 63 of Resolutions, denying the petition of Albert B. Wright for changing from Zone R-1 to Zone R-4 that portion of Lot 21, L. P. Delano Tract, shown as Lot 1 on a tentative map of re-subdivision filed in the office of the City Planning Commission on April 29, 1940, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Property Owners changing the zoning of certain property in the vicinity of La Jolla Avenue, and Moore Street, between Noell Street and Bandini Street, was presented; together with recommendation from the City Planning Commission that the request be granted, and suggesting that the matter be referred to the City Attorney for preparation of an ordinance.

RESOLUTION NO. 71472, recorded in Book 63 of Resolutions, granting the petition for changing from Zone C and Zone M-1 to Zone R-4 the following property: All of Blocks 201, 206, and 213, also Lots 1 to 6, Blocks 202, 205 and 214; also Lots 7 to 12, Blocks 20, 207 and 212, in Middletown; and authorizing and directing the City Attorney to prepare and submit to the Council an ordinance changing the zoning of the above mentioned property to Zone R-4; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of John Nonzeta for a free license to collect and sell junk was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Petition of E. J. Hornung for three additional taxicab operating permits was presented.

RESOLUTION NO. 71473, recorded in Book 63 of Resolutions, denying the application of E. J. Hornung, 605 G Street, for permit to operate three additional taxicabs, under the name of Lo Fare Cab Company, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of the North San Diego Chamber of Commerce for a Fiesta Permit at Old Town was presented.

RESOLUTION NO. 71474, recorded in Book 63 of Resolutions, referring to the City Manager with power to act the petition of the North San Diego Chamber of Commerce, by R. H. Young, executive chairman, Old Town Historical Fiesta, to conduct the fourth annual fiesta on June 14th, 15th and 16th, 1940, and for various permits in connection therewith, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. The Council recommended the granting of the several requests.

Application of the San Diego and Arizona Eastern Railway Company, a corporation, for a franchise in Commercial Street and points east to the east line of the Pueblo Lands of the City of San Diego, was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager and to the City Attorney.

Communication from E. L. Richardson relative to the removal of Dan Taylor from a City project was presented and on motion of Councilman Knox, seconded by Councilman Flowers, filed without reading.

Communication from Dan F. Taylor relative to his working on a City project was presented and on motion of Councilman Knox, seconded by Councilman Flowers, filed without reading.

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Communication from Carmen Edwards relative to Dan Taylor was presented and on motion of Councilman Knox, seconded by Councilman Flowers, filed without reading.

Communication from C. E. Hunnewell relative to Dan Taylor was presented and on motion of Councilman Knox, seconded by Councilman Flowers, filed without reading.

Communication from the San Diego County Retail Grocers Association relative to the license for handling soft drinks was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to conference.

Communication from the San Diego Beer Distributors Association and the San Diego Soda Bottlers' Association relative to license fees for vending bottled soft drinks sold in the original container was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to conference.

Communication from the San Diego Women's Civic Center Club favoring the present site for the City's main Public Library was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the San Diego Business and Professional Women's Club favoring provision for more adequate housing of the Main Public Library at its present site was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the Altrusa Club of San Diego favoring the inclusion of a sum of money in the 1940-1941 budget to start construction of a unit of a new Main Library building at Eighth and E Street was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the San Diego Women's Civic Center Club requesting that the necessary supervisors be provided to keep the Hoover High School gymnasium open for community recreation after school was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the San Diego Chamber of Commerce relative to City Employees holding membership in the National Guard, the Reserve Corps and the Naval Reserves, was presented and on motion of Councilman Simpson, seconded by Councilman Knox, referred to the City Manager.

Communication from J. J. Demers relative to water service for his property on Euclid Avenue, north of Broadway, was presented and on motion of Councilman Flowers, seconded by Councilman Simpson, referred to the City Manager and to the City Attorney.

Invitation from the Hillcrest Women's Club to members of the City Council and the Mayor to attend a "Fun Frolic" on May 28th at the Hard of Hearing Hall, Herbert Street and University Avenue, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed; with thanks for the invitation.

Communication from the State Supervisor, Bureau of Commodity Distribution, requesting free medical examinations for workers employed on Project #11668-D was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager.

Invitation from the San Diego Chamber of Commerce to attend a ceremony dedicating the completion of Rosecrans Boulevard, to be held at the corner of Addison Street and Rosecrans Boulevard on June 5th, 1940, at 3:00 P.M., was presented; and on motion of Councilman Simpson, seconded by Councilman Flowers, the invitation was accepted.

Communication from the City Auditor reporting on the claim of H. D. Lynn for \$24.86 was presented and read.

RESOLUTION NO. 71475, recorded in Book 63 of Resolutions, granting the claim of H. D. Lynn, 30th and Upas Streets, filed on May 16, 1940, against the City of San Diego in the amount of \$24.86; alleged to be due on account of property damage caused by Fire Department apparatus; and authorizing the City Auditor to pay said claim from the Small Claims Payment Fund; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Traffic Commission relative to traffic on Pacific Highway and El Cajon Boulevard was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Traffic Commission recommending that the petition of M. V. Enstead for a loading zone in front of 3823 - 29th Street be denied was presented, and read.

RESOLUTION NO. 71476, recorded in Book 63 of Resolutions, denying the petition of M. V. Enstead, 3823 - 29th Street, for a loading zone in front of his dining and eating place at the address mentioned, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission recommending the installation of a loading zone of 27 feet on the west side of Euclid Avenue, starting at a point 48 feet north of the north property line of El Cajon Boulevard, was presented and ordered filed.

RESOLUTION NO. 71477, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to cause to have painted a twenty-seven foot loading zone on the west side of Euclid Avenue starting at a point forty-eight feet north of the north property line of El Cajon Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Civil Service Commission transmitting a recommended schedule of compensation for the Classified Service for the fiscal year 1940-1941 was presented; together with said recommended schedule of compensation.

On motion of Councilman Flowers, seconded by Councilman Simpson, a special Council Meeting was called for Friday, May 31st, 1940, at the hour of 9:30 A.M. to consider the Salary Schedule as presented by the Civil Service Commission for the fiscal year 1940-1941, and any other business that may come before said meeting.

Communication from the Traffic Commission relative to the insurance policy of Harry M. Dort was presented.

RESOLUTION NO. 71478, recorded in Book 63 of Resolutions, temporarily suspending the license of Harry M. Dort to operate for-hire cars in the City of San Diego, until such time as Mr. Dort shall provide proper insurance to cover the cars heretofore licensed, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71479, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue; and approving Plat No. 1782, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said alley; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71480, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place; and approving Plat No. 1763, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said alley; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids for paving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, was presented and ordered filed.

RESOLUTION NO. 71481, recorded in Book 63 of Resolutions, awarding to the Griffith Company the contract for paving and otherwise improving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, as described in Resolution of Intention No. 71005, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 71482, recorded in Book 63 of Resolutions, for paving and otherwise improving Orange Avenue, within the limits and as particularly described in Resolution of Intention No. 71163, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 71483, recorded in Book 63 of Resolutions, for paving and otherwise improving Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 71484, recorded in Book 63 of Resolutions, for paving and otherwise improving that portion of the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71485, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for Loma Portal Lighting District No. 1 for the period ending June 27th, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71486, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed assessment district for the installation of a water main and appurtenances in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and Broadway, between the west line of 41st Street and the west line of 42nd Street; have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the installation of a water main and appurtenances within the limits mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71487, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving Strandway, between the southerly line of San Jose Place and the southerly line of Santa Rita Place, did by their return post cards demand the making of the investigation provided for by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71488, recorded in Book 63 of Resolutions, determining that the proposed assessment for the grading and otherwise improving of Estudillo Street, within the limits and as particularly described in Resolution No. 70259, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931;

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and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the grading and otherwise improving of Estudillo Street; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71489, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving the Alley in Block 72, Ocean Beach, between the northwesterly line of Bacon Street and the southeasterly line of the northeasterly and southwesterly alley in said Block 72; and a portion of Newport Avenue and public right of way over Lot 39, Block 72, Ocean Beach; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71490, recorded in Book 63 of Resolutions, determining that the proposed paving and otherwise improving of Orange Avenue, as described in Resolution of Intention No. 71163, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71491, recorded in Book 63 of Resolutions, determining that the assessment to be made covering the cost and expenses of the paving and otherwise improving of Orange Avenue, as described in Resolution of Intention No. 71163, shall be made and signed by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71492, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block 55, University Heights, as particularly described in Resolution of Intention No. 70635, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71493, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the Alley in Block "B", Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between a line parallel to and distant 5 feet westerly from the southerly prolongation of the west line of said Alley in Block B, and a line parallel to and distant 5 feet easterly from the southerly prolongation of the east line of said Alley in Block B; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71494, recorded in Book 63 of Resolutions, accepting the deed of S. I. Mellinger, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71495, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the installation of a sewer in Elizabeth Street, between the north line of T Street and the south line of Ocean View Boulevard; and Ocean View Boulevard, between the northerly prolongation of the east line and the west line of Elizabeth Street, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71496, recorded in Book 63 of Resolutions, authorizing a majority of the members of the City Council to execute that certain right of way agreement for a County highway for the relocation or realignment of certain portions of County Road A-35, Road Survey 814, across certain lands owned by The City of San Diego below elevation 395 U.S.G.S., which is the City's Hodges Reservoir, contour 195, a copy of which said right of way agreement is on file in the office of the City Clerk bearing Document No. 320526, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71497, recorded in Book 63 of Resolutions, authorizing a majority of the members of the City Council to execute that certain agreement, a copy of which is on file in the office of the City Clerk bearing Document No. 320527, whereby the County of San Diego is granted the right to go upon certain land owned by The City of San Diego located below elevation 395 U.S.G.S., which is Hodges Reservoir, contour 195, in connection with the widening, straightening and deepening of the creek channel passing under highway bridge 155, Relocation of San Diego County Highway Commission Route 3, Division 1, for purposes of flood control and protection of abutments of said highway bridge, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting resolution to authorize the Purchasing Agent to advertise for bids for 2230 tons (more or less) of concrete aggregates, was presented and ordered filed.

RESOLUTION NO. 71498, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with

- 600 Tons (more or less) rock for concrete aggregate passing 2½" ring and retained on 1½" ring;
- 450 Tons (more or less) rock for concrete aggregate passing 1½" ring and retained on ¾" ring;
- 330 Tons (more or less) rock passing ¾" ring and retained on 3 mesh sieve;
- 850 Tons (more or less) rock passing 3 mesh sieve;

in accordance with Notice to Bidders, Specifications, Bidding Instructions and requirements on file in the office of the City Clerk bearing Document No. 320587; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting resolution authorizing the Purchasing Agent to advertise for bids for 55 tons of concrete reinforcing bars, was presented and ordered filed.

RESOLUTION NO. 71499, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with

25 Tons 1" square bars 30 to 40 foot lengths;
5 Tons 1" round bars standard lengths as ordered;
25 Tons 3/4" round bars 30 to 40 foot lengths;

in accordance with specifications and Notice to Bidders on file in the office of the City Clerk, and bearing Document No. 320590; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71500, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to accept an option on behalf of The City of San Diego for acquiring Lots A, N and T, in Block 40, of U. S. Grant's Hill Subdivision, in accordance with the terms outlined in said Resolution, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted. Councilman Fish voted "Nay" on the motion.

Communication from the City Treasurer, approved by the City Manager, reporting on an offer by the City of Oceanside to purchase 1915 Act Street Improvement Bonds held by the City Employees' Retirement Fund and the Police Relief and Pension Fund at a discount was presented.

RESOLUTION NO. 71501, recorded in Book 63 of Resolutions, authorizing and empowering the Board of Administration of the City Employees' Retirement Fund to convey to the City of Oceanside 1915 7% Street Improvement Bonds of the City of Oceanside, California, designated as Series Numbers N, O, R and S, at the prices designated in said Resolution, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71502, recorded in Book 63 of Resolutions, authorizing and empowering the Board of Trustees of the Police Relief and Pension Fund of the City of San Diego to convey to the City of Oceanside 1915 7% Street Improvement Bonds of the City of Oceanside, California, designated as Series T and W, at the prices designated in said Resolution, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

A motion was made by Councilman Weggenman, seconded by Councilman Flowers, to adopt a proposed Resolution authorizing the City Manager to execute an agreement with Tom La Marr for a concession or permit to operate a bar serving light wines and beer, hamburgers, hot dog sandwiches and soda fountain drinks; provided that the Licensee shall discontinue the sale of light wines and beer after October 1, 1940.

On motion of Councilman Knox, seconded by Councilman Weggenman, the matter was reconsidered.

On motion of Councilman Knox, seconded by Councilman Simpson, the proposed resolution was referred to conference.

A proposed Resolution authorizing the City Manager to execute an agreement with Tom La Marr for a concession or permit to operate a cafe and soda fountain, together with the right and permission to sell and dispense light wines and beer, sandwiches, hamburgers, hot dog sandwiches, light lunches and soft drinks in the space particularly described as the Harding Place, at the northwest corner of the Bathhouse in the Mission Beach Amusement Center; provided that the Licensee shall discontinue the sale of light wines and beer after October 1, 1940; was presented and on motion of Councilman Knox, seconded by Councilman Simpson, referred to conference.

ORDINANCE NO. 1854, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$900.00 out of the Unappropriated Balance Fund of the City of San Diego and transferring same to Salaries and Wages, Fire Department Fund, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1855, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 out of the Unappropriated Balance Fund of the City of San Diego and transferring same to Department of Public Works Fund and City Manager's Fund, was on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending that the purchase of tax deeds of land required in connection with the right of way of the San Diego River flood control channel be authorized from funds provided by Ordinance No. 1775, was presented.

RESOLUTION NO. 71503, recorded in Book 63 of Resolutions, authorizing the City Manager to negotiate for and acquire tax deeds to 281 lots of subdivided lands, 357 acres of unsubdivided land, and 62 fractional acre parcels of land needed for the flood control channel of the San Diego River from the vicinity of Presidio Hill to the ocean, provided the same can be secured at a total cost of approximately \$1000.00, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Planning Commission recommending the adoption of an ordinance creating a new zone to be known as "R-1A" Zone, was presented.

ORDINANCE NO. 1856, New Series, recorded in Book 47 of Ordinances, amending Ordinance No. 8924 (General Zoning Ordinance), approved January 23, 1923, by adding a new

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section to be known and numbered as Section 3-A, thereby adding a new zone to be known as "R-1A" Zone, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from the Legal Department submitting form of ordinance establishing a set-back line on Lots 1 to 6 inclusive, Block 137, Middletown, was presented.

ORDINANCE NO. 1857, New Series, recorded in Book 47 of Ordinances, establishing a Setback Line on Lots 1 to 6, inclusive, Block 137, Middletown, in the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from the Legal Department submitting form of ordinance regulating traffic on Sixth Street Extension and on Sixth Avenue, north of University Avenue, was presented.

ORDINANCE NO. 1858, New Series, recorded in Book 47 of Ordinances, regulating traffic at the intersection of Sixth Avenue and Sixth Street Extension, in the City of San Diego, California, and providing a penalty for the violation thereof, was on motion of Councilman Knox, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Petition of the Fox West Coast Agency Corporation for change in the present ordinance relative to Theatre Marquees was presented; together with communication from the Chief Inspector, approved by the City Manager recommending certain changes; a letter from the Board of Examiners and Appeals on the subject; and a communication from the Legal Department submitting form of ordinance regulating Marquees.

ORDINANCE NO. 1859, New Series, recorded in Book 47 of Ordinances, amending Section 4502, (Marquees) of Ordinance No. 13375 (Building Code), approved December 7, 1931, as amended by Ordinance No. 487 (New Series), adopted August 13, 1934, and repealing Ordinance No. 487 (New Series), adopted August 13, 1934, was on motion of Councilman Knox, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

At this time a majority of the members of the Council signed:
Bond of Frederic A. Rhodes as Director of Public Works.
Contract for Mission Beach Lighting District No. 1.

ORDINANCE NO. 1860, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of purchasing material and hiring labor for repair of streets, bridges and culverts in said City, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fotele
DEPUTY.

J. Benbough
Mayor of the City of San Diego, California.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California, Friday, May 31st, 1940.

Pursuant to motion, a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 9:50 o'clock A.M.

Benbough. Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor

Clerk----Fred W. Sick.

Absent---None.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday, the 28th day of May, 1940, of the Council, a SPECIAL MEETING of the Council was called to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Friday, the 31st day of May, 1940, at the hour of 9:30 o'clock A.M. for the purpose of considering The Salary Schedule as presented by the Civil Service Commission for the fiscal year 1940-1941, and any other business that may come before said meeting; We, the undersigned, being all of the members of the Council of the City of San Diego, do hereby jointly and severally waive notice of said Special Meeting to be held at the time and place aforesaid. (signed) P. J. BENBOUGH; FRED W. SIMPSON; HERBERT E. FISH; LOUIS F. WEGGENMAN; HARLEY E. KNOX; ADDISON E. HOUSH; A. E. FLOWERS.

The matter of the recommended schedule of compensation for the Classified Service for the fiscal year 1940-1941, as submitted by the Civil Service Commission, was considered at this time.


RESOLUTION NO. 71504, recorded in Book 63 of Resolutions, adopting the recommendation of the Civil Service Commission on the schedule of compensation in the classified service for the fiscal year 1940-1941, filed as Document No. 320571; and authorizing and directing the City Attorney to prepare an ordinance establishing a schedule of compensation in accordance with said recommendation; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71505, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a schedule of compensation in the unclassified service for the fiscal year 1940-1941, covering the same employees and the same minimum and maximum salaries as Ordinance No. 1607, New Series; except that the Budget Officer shall have a minimum of \$150.00 per month and a maximum of \$200.00 per month; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71506, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a schedule of compensation in the unclassified service for the fiscal year 1940-1941, covering the same employees and the same minimum and maximum salaries as Ordinance No. 1605, New Series, and Ordinance No. 1606, New Series, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71507, recorded in Book 63 of Resolutions, referring back to the City Manager the general budget estimates for the fiscal year 1940-1941, to make the suggested cuts in operating expenses that he can; also, requesting the City Manager to present to the Council a budget summary showing: salaries, maintenance & support and outlay items in comparison with 1939-1940; also showing the salary increases due to automatic increases, reclassifications, new personnel, and decreases in salary; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Thereupon, on motion, the meeting was adjourned.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foot
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, June 4th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent---None.

On motion of Councilman Flowers, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, May 28th, 1940, and the minutes of the special meeting of Friday, May 31st, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 152, University Heights, between the north line of Polk Avenue and the south line of Howard Avenue; and a portion of Polk Avenue; under Resolution of Intention No. 71109, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 320716.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 320717.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 320718.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 320719.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving Monroe Avenue, between the east line of 30th Street and the west line of Ohio Street; and Ohio Street, between the south line of Madison Avenue and the westerly prolongation of the south line of Tract 3, Partition Map of the East Half of Pueblo Lot G; the Clerk reported that an additional protest had been received from S. Long, which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 71508, recorded in Book 63 of Resolutions, overruling the written protests of Mrs. Elizabeth Eichler, Monta C. Potter and S. Long, and all other protests, against the City Engineer's report and estimate of the cost of paving and otherwise improving Monroe Avenue, between the east line of 30th Street and the west line of Ohio Street; and Ohio Street, between the south line of Madison Avenue and the westerly prolongation of the south line of Tract 3, Partition Map of the East Half of Pueblo Lot G; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, the proceedings were referred to the City Attorney for a resolution making a finding that the property in the assessment district can stand the costs and expenses of the proposed paving and other improvements.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving 36th Street, between the north line of Adams Avenue and the southwesterly line of Mountain View Drive, the Clerk reported that written protests had been received from Oscar H. Gruner, et al., which protests were presented and read.

Petition of Clara E. Barrs favoring the paving of 36th Street, between the north line of Adams Avenue and the southwesterly line of Mountain View Drive, was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Fish, the proceedings were referred to the City Engineer to check the protests and report back to the Council; and the hearing was continued until Tuesday, June 11th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. A verbal protest was made by Marion L. Gillett, representing Lots 32 and 33, in said Block 8, Subdivision of Lots 20 to 50, Block N, Teralta.

All interested persons having been heard, RESOLUTION NO. 71509, recorded in Book 63 of Resolutions, overruling the verbal protest of Marion L. Gillett, and all other protests, against the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Fish, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block C, Altadena, between the north line of Thorn Street and the south line of Upas Street; and a portion of Thorn Street, between the southerly prolongation of the west line of the alley in said Block C, Altadena, and a line parallel to and distant 25.00 feet easterly of the southerly prolongation of said west line, under Resolution of Intention No. 71344, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Weggenman, seconded by Councilman Flowers, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 53, University Heights, between the north line of Monroe Avenue and the south line of Madison Avenue, under Resolution of Intention No. 69806, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71510, recorded in Book 63 of Resolutions, confirming and approving the City Engineer's Assessment No. 1689, covering said work and improvement; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 174, University Heights, between the south line of Polk Avenue and the north line of Lincoln Avenue, under Resolution of Intention No. 70111, the Clerk reported that a written appeal had been received from Kathriene C. Fensky; which appeal was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71511, recorded in Book 63 of Resolutions, overruling and denying the appeal of Kathriene C. Fensky, filed in the office of the City Clerk under Document No. 320722, and overruling and denying all other appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 174, University Heights, between the south line of Polk Avenue and the north line of Lincoln Avenue, under Resolution of Intention No. 70111; and confirming and approving the City Engineer's Assessment No. 1690, covering said work and improvement; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Clarence W. Benson for variance to restrictions on Crown Point Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71512, recorded in Book 63 of Resolutions, granting permission to Clarence W. Benson, 4423 Alabama Street, to erect a single-family residence on Lot 8, Crown Point, with a side yard of five feet, a rear yard of sixteen feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Russell B. Wolfe for variance to restrictions at 4482 - 47th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71513, recorded in Book 63 of Resolutions, granting permission to Russell B. Wolfe, 4141 El Cajon Boulevard, to construct a garage on the north forty feet of the south eighty feet of Lot 22, Granada Tract, with a side yard of one foot, and ten feet from the rear of the residence, with a lot coverage of fifty per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Emma Miller for an auto court on 30th Street, between Howard and Polk Avenues, was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 71514, recorded in Book 63 of Resolutions, denying the petition of Emma Miller, 4630 Mission Avenue, for permission to conduct a 6-unit auto court on Lots 15 and 16, Block 155, University Heights, as contained in Document No. 320672, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of M. O. Medina for setback suspension on San Elijo Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71515, recorded in Book 63 of Resolutions, granting permission to M. O. Medina, 438 Rosecrans Street, to erect a single-family residence on the south half of Lot 1, Block 166, La Playa, not closer to the property line on San Elijo Street than thirteen feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for sewers in the Alleys in a portion of Alta Vista Suburb No. 2, lying between 47th and Escuela Streets, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that proceedings be started for the construction of sewers in Blocks J, K and M, Alta Vista Suburb No. 2.

RESOLUTION NO. 71516, recorded in Book 63 of Resolutions, granting the petition of Property Owners for construction of sewers in Blocks J, K and M, Alta Vista Suburb No. 2; and authorizing and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

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Petition of the North Park Seventh-Day Adventist Church for permission to erect a tent and conduct religious services on University Avenue, between Boundary and Bancroft Streets, was presented; bearing the approval of the Chief Building Inspector, the Planning Commission, the Social Welfare Director and the City Manager.

RESOLUTION NO. 71517, recorded in Book 63 of Resolutions, granting permission to the North Park Seventh-Day Adventist Church, by Floyd C. Corrier, 4433 - 34th Street, to erect a tent, with a seating capacity of about 500, on University Avenue between Boundary and Bancroft Streets, using open type wiring to be installed by a licensed electrician, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted. This permit, covering the period from July 7th to September 7th, 1940, was granted on the following conditions: 1. The closing hour shall be 9:00 o'clock P.M.; 2. No loud, disturbing noises shall exist; 3. There shall be no community solicitation; 4. The permit shall be subject to checking and approval by the City Inspection Department after erection.

Petition of the Union-Tribune Publishing Company, by F. D. Ide, that the City place one full page of advertising, at a total cost of \$604.80, in the Annual Mid-Summer edition of the paper to be published on June 12th, 1940, was presented by unanimous consent.

RESOLUTION NO. 71518, recorded in Book 63 of Resolutions, authorizing and requesting the City Manager to arrange for a one page advertisement in each, The San Diego Union and The Evening Tribune-Sun annual vacation edition, to be published on Wednesday, June 12th, 1940, for the total sum of \$604.80; and authorizing the drawing of a requisition on the Newspaper Item of the Advertising and Publicity Fund of the City of San Diego for the fiscal year 1939-40 upon the presentation of the proper bills; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

By unanimous consent, certain claims for maintenance and supplies furnished the Civic Center Administration Building and Grounds Department were presented at this time.

RESOLUTION NO. 71519, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 42, of the Civic Center Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71520, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 43, of the Civic Center Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71521, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 44, of the Civic Center Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from Councilman Fred W. Simpson relative to the expiration of the term of office of George Stephan as a member of the City Planning Commission was presented by unanimous consent.

RESOLUTION NO. 71522, recorded in Book 63 of Resolutions, appointing Mr. George Stephan to succeed himself as a member of the City Planning Commission was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Planning Commission submitting a report on improving a North and South Street east of Balboa Park, prepared at the request of the City Council by Resolution No. 69833, was presented.

Communication from the North Park Business Club recommending 28th Street as a cross town thoroughfare was presented.

Petition of property owners and residents of 28th Street objecting to the use of 28th Street as a through Boulevard and major highway was presented.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, the matter was continued for two weeks.

Communication from the East San Diego Adult Recreation Center requesting additional recreational facilities be provided for in the coming budget was read; together with communication from the City Manager stating that additional benches have been provided; and the Engineering Department has prepared another W.P.A. project for additional shuffle board courts and other improvements; and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the San Diego Chamber of Commerce relative to City Employees and the National Guard was presented; together with a communication from the City Manager stating that the City is at present cooperating with the National Guard; City employees are protected in their positions, and the rate of compensation is not in jeopardy; which was read and ordered filed, on motion of Councilman Weggenman, seconded by Councilman Knox.

Communication from the City Manager relative to an offer of Harry Warburton to grant the City a right of way for College Avenue extension south of El Cajon Boulevard for the sum of \$1500.00 was presented and read.

RESOLUTION NO. 71523, recorded in Book 63 of Resolutions, authorizing the City Manager to have an appraisal made of a right of way over property owned by Harry Warburton, for the proposed extension of College Avenue south of El Cajon Boulevard, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Manager relative to the application from the Lakeside Rodeo Association for exclusive use of the City Stadium for rodeo purposes, stating that the opinion of the City Attorney is that exclusive permission to use the City Stadium in this manner cannot be granted, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the City Manager regarding proposed amendments to Ordinances 507, 581 and 915, New Series, relative to public dancing in various classes of establishments, was presented and on motion of Councilman Flowers, seconded by Councilman Knox, referred to conference.

Communication from the County Board of Supervisors relative to the appointment of a committee for the selection of paintings for the County; the Board having heretofore appropriated funds toward the purchase of certain paintings by Charles Reiffel and Charles Fries; was presented and read.

RESOLUTION NO. 71524, recorded in Book 63 of Resolutions, appointing Councilman Harley E. Knox as the City's representative to confer with Supervisor Harry Warner, representing the County, in the selection of paintings executed by Charles Reiffel and Charles Fries, heretofore purchased by the City of San Diego and the County of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

On motion of Councilman Flowers, seconded by Councilman Weggenman, the following communications were filed without reading:

Communication from Dan Taylor requesting to be heard.

Communication from Elizabeth Robinson relative to Dan Taylor.

Communication from C. Leon de Aryan relative to Dan Taylor.

Communication from Don N. Stevenson relative to Dan Taylor.

Communication from E. Richardson relative to dismissal of Dan Taylor.

The Mayor allowed E. L. Richardson, executive secretary for the San Diego Section, Communist Party, U.S.A., two minutes to speak.

Communication from the North San Diego Chamber of Commerce requesting an appropriation from the Advertising and Publicity Fund was presented.

RESOLUTION NO. 71525, recorded in Book 63 of Resolutions, allocating the sum of \$50.00 from the Council's Entertainment Item of the Advertising and Publicity Fund of the City of San Diego for the fiscal year 1939-1940, for the purpose of aiding in the advertising of the "Birthplace of California" through the annual Old Town Historical Fiesta to be held June 14th, 15th and 16th, 1940, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted. Councilmen Housh and Knox voted "Nay" on the motion.

Communication from the Hydraulic Engineer, approved by the City Manager, reporting on water furnished under the San Dieguito Purchase Contract, the amount the City has received in payment therefor, the cost to the City of the water delivered, and relating information, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communication from the San Diego Chamber of Commerce commending the Council for passing an ordinance which affirmed the status of the Zoo, and permits it to carry on its constructive activities as a community organization, was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from Senator Ed Fletcher transmitting a book entitled, "California and the Portuguese" by Celestino Soares was read and on motion of Councilman Simpson, seconded by Councilman Housh, ordered filed.

Communication from the San Diego American Legion Convention Committee, Inc., relative to the use of Balboa Stadium on August 12th, and requesting that the rental fee for the stadium be waived in this instance, was presented. On motion of Councilman Flowers, seconded by Councilman Housh, the Council determined that the policy established in connection with the Balboa Stadium should be maintained.

Communication from the University Women's Club favoring a budget item for constructing a new unit of the Main Library Building was presented, and on motion of Councilman Fish, seconded by Councilman Simpson, ordered filed.

Communication from B. S. Finch relative to the cost of fishing permits on City-owned lakes was read.

Communication from Dr. C. L. Fairbank relative to fishing on City-owned lakes was read.

RESOLUTION NO. 71526, recorded in Book 63 of Resolutions, authorizing and requesting the City Manager to make a study of the income derived from the recreational facilities provided on the City's Reservoirs, and a study of methods for improving said facilities, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

By unanimous consent, communication from the local director of the California State Relief Administration relative to the proposed discontinuance of light operas which were to be presented at the Weggeforth Bowl was read.

RESOLUTION NO. 71527, recorded in Book 63 of Resolutions, requesting Mayor P. J. Benbough to send a telegram to Herbert C. Legg, State Administrator of the Works Progress Administration, urging reconsideration of his action on the discontinuance of the W.P.A. music project, sponsored by the San Diego Zoological Society, which was to have presented a series of light operas in the Weggeforth Bowl starting June 19th, 1940, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted. Councilmen Housh and Fish voted "Nay" on the motion.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block F, McFadden & Buxton's North Park and the Alley in Block 33, Park Villas, was presented and ordered filed.

RESOLUTION NO. 71528, recorded in Book 63 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block F, McFadden and Buxton's North Park and the Alley in Block 33, Park Villas, as described in Resolution of Intention No. 71062, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

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RESOLUTION ORDERING WORK NO. 71529, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 147, Mission Beach, as described in Resolution of Intention No. 71296, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 71530, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 6, Wilshire Place, as described in Resolution of Intention No. 71252, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71531, recorded in Book 63 of Resolutions, approving and adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving the Alley in Block B, Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between a line parallel to and distant 5.00 feet westerly from the southerly prolongation of the west line of the Alley in Block B, Altadena, and a line parallel to and distant 5.00 feet easterly from the southerly prolongation of the east line of said alley; and approving Plat No. 1788, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said alley; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 71532, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block B, Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between a line parallel to and distant 5.00 feet westerly from the southerly prolongation of the west line of the Alley in Block B, Altadena, and a line parallel to and distant 5.00 feet easterly from the southerly prolongation of the east line of said alley; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71533, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing electric current for Five Points Lighting District No. 1 for the period ending August 4th, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71534, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing electric current for University Avenue Lighting District No. 1 for the period ending August 6th, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71535, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing electric current for University Avenue Lighting District No. 3 for the period ending August 6th, 1941, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71536, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving the Alley in Block 55, University Heights, under Resolution of Intention No. 70635, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71537, recorded in Book 63 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving of Vine Street, between the southwesterly line of Kettner Boulevard and the Mean High Tide Line of the Bay of San Diego; and California Street, between the southwesterly prolongation of the northwesterly line of Lot 6, Block 156, Middletown and the southwesterly prolongation of the southeasterly line of Lot 2, Block 145, Middletown; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71538, recorded in Book 63 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving of Palm Street, between the northeasterly line of Kettner Boulevard and the Mean High Tide Line of the Bay of San Diego; and California Street, between a line parallel to and distant 15 feet northwesterly from the northwesterly line of Palm Street and a line parallel to and distant 15 feet southeasterly from the southeasterly line of Palm Street; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71539, recorded in Book 63 of Resolutions, for furnishing electric current for San Diego Lighting District No. 1 for the period ending June 30, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer transmitting Resolution of Intention for Adams Avenue Lighting District Number One, approved by the City Manager, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 71540, recorded in Book 63 of Resolutions, for furnishing electric current for Adams Avenue Lighting District Number One for the period ending August 27th, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71541, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving of the Alley in Block 6, Wilshire Place, under Resolution of Intention No. 71252, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71542, recorded in Book 63 of Resolutions, directing that the assessment for the paving and otherwise improving of the Alley in Block 6, Wilshire Place, under Resolution of Intention No. 71542, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71543, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 147, Mission Beach, under Resolution of Intention No. 71296, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71544, recorded in Book 63 of Resolutions, directing that the assessment for the paving and otherwise improving of the Alley in Block 147, Mission Beach, under Resolution of Intention No. 71296, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71545, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving Menlo Avenue, as described in Resolution No. 70325, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the said work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71546, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for the paving and otherwise improving the Alley in Block 37, Amended Map of City Heights, between the north line of University Avenue and the south line of Polk Avenue, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement, as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71547, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for the paving and otherwise improving the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement, as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71548, recorded in Book 63 of Resolutions, approving the City Engineer's Report and fixing time and place for hearing thereon, for paving and otherwise improving Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71549, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for the paving and otherwise improving of Boston Avenue, between the east line of 28th Street and the west line of 30th Street, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement, as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71550, recorded in Book 63 of Resolutions, ascertaining and declaring that the prevailing rate of per diem wages for the grading and otherwise improving Estudillo Street, between the northeasterly line of Pacific Highway and the southwest-erly line of Moore Street, shall be as shown in said Resolution, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71551, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the paving and otherwise improving of the Alley in Block 26, Ocean Beach, as described in Resolution of Intention No. 70828, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71552, recorded in Book 63 of Resolutions, ratifying the agreement entered into on May 29, 1940, between F. A. Rhodes, City Manager, and Nate Barnett, wherein certain concessions were granted to said Nate Barnett in connection with the use of the City Stadium, including automobile parking concession at said stadium, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71553, recorded in Book 63 of Resolutions, ratifying the agreement entered into on May 29, 1940, between F. A. Rhodes, City Manager, and Frank J. Guthrie and Tom H. Haynes, second party, wherein certain concessions were granted to second party in connection with the use of the City Stadium, including midget auto, motorcycle and bicycle races at said Stadium, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71554, recorded in Book 63 of Resolutions, authorizing and instructing the City Manager to execute a certain agreement for assignment of relief workers

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dated May 28, 1940, between the City of San Diego and State Relief Administration, for the employment of laborers to clean weeds from City-owned parking area and lots; the City's contribution to be \$320.00; work to be performed under the supervision of the Public Works Department of the City of San Diego; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71555, recorded in Book 63 of Resolutions, denying the request of the City and County Convention Bureau for payment of bills totalling \$671.66 from the Advertising and Publicity Fund of the City of San Diego, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted, by unanimous consent.

Communication from the City Attorney submitting form of Ordinance incorporating a portion of Middletown, in the City of San Diego, into R-4 Zone as defined by Ordinance No. 8924 of the Ordinances of said City and amendments thereto; and repealing Ordinance No. 12990, approved October 20, 1930, insofar as Ordinance No. 12990 conflicts with said proposed ordinance; was presented, and on motion a Hearing was set for considering this ordinance for Tuesday, June 11th, 1940, at the hour of 10:00 o'clock A.M.

ORDINANCE NO. 1861, New Series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for Officers and Employees in the Classified Service of the City of San Diego, providing uniform compensation for like service, and repealing Ordinance No. 1604 (New Series), adopted May 31, 1940, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1862, New Series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for Assistants and Deputies in the office of the City Attorney for the fiscal year 1940-41, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1863, New Series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for certain officers and employees in the Unclassified Service of the City of San Diego for the fiscal year 1940-41, was on motion of Councilman Knox, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1864, New Series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for certain officers and employees in the Unclassified Service of the City of San Diego, and providing the manner in which such salaries of individual officers and employees in such service shall be determined, for the fiscal year 1940-1941, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1865, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 4, Treasure Hill Addition, in the City of San Diego, California, between the north line of Broadway and the south line of "C" Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Simpson, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fote Jr
DEPUTY.

H. Flowers, Jr. Mayor
Vice-Mayor of the City of San Diego, California.

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SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Monday, June 10th, 1940.

Pursuant to call, a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 3:50 o'clock P.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---None.

NOTICE OF SPECIAL MEETING OF THE COUNCIL

To FRED W. SIMPSON, LOUIS F. WEGGENMAN, ADDISON E. HOUSH, HERBERT E. FISH, HARLEY E. KNOX AND ALBERT E. FLOWERS Members of the Council of The City of San Diego, California.

A SPECIAL MEETING of the Council is hereby called, to be held in the Council Chamber of the City Hall of The City of San Diego, California, on Monday, the 10th day of June, 1940, at the hour of 3:30 o'clock P.M. Said meeting will be held for the purpose of considering W. P. A. Projects and matters pertaining thereto and such other business as may come before the Council.

Dated June 10th, 1940.

(signed) P. J. BENBOUGH
Mayor.

WAIVER OF NOTICE OF SPECIAL MEETING.

We, the undersigned, being all of the members of the Council of The City of San Diego, do hereby jointly and severally waive notice of the Special Meeting of the Council, to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Monday, the 10th day of June, 1940, at the hour of 3:30 o'clock P.M. and hereby consent to such special meeting.

(signed)	FRED W. SIMPSON	DATED	June 10, 1940
(signed)	LOUIS F. WEGGENMAN	DATED	June 10, 1940
(signed)	ADDISON E. HOUSH	DATED	June 10, 1940
(signed)	HERBERT E. FISH	DATED	June 10, 1940
(signed)	HARLEY E. KNOX	DATED	June 10, 1940
(signed)	A. E. FLOWERS	DATED	June 10, 1940

RESOLUTION NO. 71556, recorded in Book 63 of Resolutions, continuing with the committee consisting of the Mayor and the City Manager the matter of safeguarding the City's water systems, with power to act, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71557, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Manager to attend a meeting in Los Angeles on June 11th, 1940, to confer with Mr. Herbert C. Legg, State Administrator of the Works Projects Administration regarding projects of interest to the City of San Diego; and authorizing the City representatives to incur the necessary expense in connection with said trip; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71558, recorded in Book 63 of Resolutions, authorizing the City Attorney to draft the proper resolution, stating the City Council agrees to purchase approximately seven and one half acres in Mission Beach, south of the amusement center, offered by the Spreckels interests for \$10,000.00; the east border of said land to front on the new alignment of Mission Boulevard; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71559, recorded in Book 63 of Resolutions, placing the City Council on record as favoring the sale of property owned by the City of San Diego, which will not be used for public purposes, in order to get said property on the tax rolls, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Thereupon, on motion, the meeting was adjourned.

H. E. Flowers Vice Mayor.
Vice-Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By *Clark M. Fote Jr.*
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, June 11th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice Mayor Flowers at 10:00 o'clock A.M.

Present--Councilmen Weggenman, Housh, Fish, Knox and Flowers.
Clerk----Fred W. Sick.
Absent---Councilman Simpson and Mayor Benbough.

In the absence of Mayor Benbough, Vice Mayor Flowers acted as chairman.

On motion of Councilman Fish, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, June 4th, 1940, and the minutes of the special meeting of Monday, June 10th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of 36th Street, between the north line of Adams Avenue and the southwesterly line of Mountain View Drive, the Clerk reported that additional petitions favoring the proposed paving had been received from Frank Santo and from the Klicka Lumber Co., which petitions were presented and read.

Communication from the City Engineer reporting on protests received against the proposed improvement was presented and read; being contained in Document No. 320863.

Thereupon, the Vice Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, RESOLUTION NO. 71560, recorded in Book 63 of Resolutions, overruling and denying the protest of Oscar H. Gruner, et al. contained in Document No. 320720, against the City Engineer's estimate of the cost of paving and otherwise improving 36th Street, between the north line of Adams Avenue and the south westerly line of Mountain View Drive; and overruling and denying all other protests; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Fish, seconded by Councilman Knox, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance incorporating a portion of Middletown into R-4 Zone, and repealing Ordinance No. 12990, insofar as said Ordinance No. 12990 conflicts with the proposed Ordinance, the Vice Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1866, New Series, recorded in Book 47 of Ordinances, incorporating a portion of Middletown, in the City of San Diego, into R-4 Zone as defined by Ordinance No. 8924 of the Ordinances of said City and Amendments thereto; and repealing Ordinance No. 12990, approved October 20, 1930, insofar as said Ordinance No. 12990 conflicts herewith, was on motion of Councilman Fish, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Councilman Simpson and Mayor Benbough.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Councilman Simpson and Mayor Benbough.

At this time Councilman Simpson entered and took his place on the Council.

By unanimous consent, communication from C. P. Baxter, M. D., relative to the employment of a Medical Examiner by the City was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to conference; Dr. C. P. Baxter to be notified of the time at which the matter will be considered.

Petition of Herbert W. Sharman for variance to restrictions on Valemont Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71561, recorded in Book 63 of Resolutions, granting permission to Herbert W. Sharman, 1902 - 31st Street, to erect a residence on Lots 16 and 17, Block 1, Roseville Heights, with a side yard of 4 feet, a rear yard of 14 feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Petition of Gordon K. Crosby for zone variance at Lamont and Wilbur Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71562, recorded in Book 63 of Resolutions, granting permission to Gordon K. Crosby, 1471 Union Street, to erect two single-family residences on Lots 1, 2, 3, 4, Block 66, Pacific Beach, each residence to be on a parcel 62½ feet by 100 feet, facing Lamont Street; and granting a variance to the restrictions of Ordinance No. 119, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Peter Jorgensen for setback suspension at 4487 - 47th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71563, recorded in Book 63 of Resolutions, granting permission to Peter Jorgensen, 4487 - 47th Street, to erect a bungalow court on Lot 35, Granada Tract, not closer to the property line of 47th Street than fifteen feet; and suspending the provisions of Setback Ordinance No. 12321 in so far as they relate to the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Kenneth L. Mark and Elmer D. Warnes for extension of time on zone variance permit granted by Resolution No. 70574 was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71564, recorded in Book 63 of Resolutions, granting an extension of ninety days' time to J. W. Anderson, 3281 Wightman Street, from June 9, 1940, to erect three single-family residences on Lots 27 and 28, Tract 1353, Normal Heights, as petitioned for by Kenneth L. Mark and Elmer Warnes, 244 San Diego Trust & Savings Building, owners; and granting a variance to the restrictions of Ordinance No. 12989, as granted by Resolution No. 70574, for ninety days' time from June 9, 1940; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Herbert W. Sharman for extension of time on a rear yard variance granted by Resolution No. 71036 was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71565, recorded in Book 63 of Resolutions, granting an extension of ninety days' time to Herbert W. Sharman, 1902 - 31st Street, from June 26, 1940, within which to construct a residence and garage in Zone R-1 on Lots 18 and 19, Block 1, Roseville Heights, with a side yard of 4 feet, a rear yard of 14 feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, as granted by Resolution No. 71036, for ninety days' time from June 26, 1940; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

At this time a majority of the members of the Council signed the sidewalk license bond of Harry E. Freetly.

Petition of Dorothy Schindler for extension of time to operate an auto trailer camp in Block 411, El Paso Tract, was presented; together with a recommendation for denial from the City Planning Commission.

Proposed RESOLUTION, denying the petition of Dorothy Schindler, 3506 Curlew Street, for a renewal of her permit which expires June 22nd, 1940, to operate an auto trailer camp on Lots 19, 20, and 21, Block 411 El Paso Tract, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, continued for one week.

Petition of Alan Wiley for permit to operate one automobile for hire was presented and on motion of Councilman Knox, seconded by Councilman Housh, referred to the Traffic Commission.

Petition of Residents relative to lack of care of parks in Cabrillo Terrace was read; together with a report on the subject from the Park Director, approved by the City Manager; and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Petition of John Nonzeta for a free license to collect and sell junk was presented; together with an opinion from the City Attorney, approved by the City Manager, to the effect that under the provisions of Ordinance 915, New Series, such a free permit can not be issued.

RESOLUTION NO. 71566, recorded in Book 63 of Resolutions, denying the petition of John Nonzeta, 4555 Fisher Street, for a free license to collect and sell junk, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Residents for restoration of street lights in Sunset Cliffs was presented; together with recommendation from the City Engineer, approved by the City Manager, that certain standards be lighted, the cost of the current to be paid by the City from the General Street Lighting Fund.

RESOLUTION NO. 71567, recorded in Book 63 of Resolutions, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted; authorizing and directing the San Diego Consolidated Gas and Electric Company to light the following ornamental street lights in the Sunset Cliffs district:

- The intersection of Santa Barbara & Moana Drive,
- The intersection of Santa Barbara & Trieste Drive,
- The intersection of Froude & Alhambra Street,
- The intersection of Froude & Granger Street,
- The intersection of Froude & Tivoli Street,
- The intersection of Guizot and Alhambra Street,
- The intersection of Guizot and Granger Street,
- The intersection of Novara and Terrace Street,
- The intersection of Novara and Granger Street,
- The intersection of Hill Street and Devonshire Drive,
- The intersection of Hill Street and Alexandria Drive,
- The intersection of Algeciras Street and Cornish Drive.

This resolution also authorized the San Diego Consolidated Gas and Electric Company to install a 400 c.p. overhead lamp on Catalina Boulevard at Santa Barbara Street; and to discontinue the lamp now operating in the standard on Sunset Cliffs Boulevard at Guizot Street.

Petition of the V. R. Dennis Construction Company for an extension of time for completion of the paving and otherwise improving of the Alley in Block 174, University Heights was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted.

RESOLUTION NO. 71568, recorded in Book 63 of Resolutions, granting an extension of time for sixty days from June 22, 1940, to V. R. Dennis, an individual, doing business as the V. R. Dennis Construction Company, in which to complete his contract for paving and otherwise improving the Alley in Block 174, University Heights, as more particularly described in Resolution of Intention No. 70111, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 173, University Heights, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted, as it contains signatures of

the owners of 66.6% of the frontage on the alley.

RESOLUTION NO. 71569, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 173, University Heights, contained in Document No. 320508; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager relative to the request of the San Diego Yacht Club for funds to help defray the expenses of the International Star Class Meet scheduled for August, 1940, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to a Budget Conference to be held on June 12th.

Communication from W. L. Dean, District Supervisor, San Diego W.P.A. Music Project, requesting permission to appear before the Council, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to Budget Conference.

Communication from Marcus H. Ogden relative to the request for \$1000.00 for a float in the Pasadena Rose Parade was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, filed without reading.

Communication from G. L. Neely favoring an appropriation for a float in the Pasadena Rose Parade was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, filed without reading.

Communication from Dan Taylor requesting to be heard was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communication from George T. Posey et al relative to Dan Taylor was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communication from Geo. Watts relative to Dan Taylor was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communications relative to the case of Dan Taylor, contained in Document No. 320788, were presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communications relative to the case of Dan Taylor, contained in Document No. 320796, were presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communications relative to Dan Taylor, contained in Document No. 320845, were presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communications pertaining to Dan Taylor, contained in Document No. 320866, were presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Resolution adopted by the Hammer Club of San Diego relative to recent parade at Tijuana in which local members of the Communist party participated was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, filed without reading.

Communication from the La Playa Improvement Assn. relative to the bay front between Canon Street and the Military Reservation was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the San Diego Council of Parents and Teachers relative to the need of a new Library Building was presented. A motion by Councilman Weggenman to refer the communication to the City Manager lost for want of a second. On motion of Councilman Knox, seconded by Councilman Housh, the communication was referred to Budget Conference. On motion of Councilman Housh, seconded by Councilman Knox, all letters relative to new library buildings were referred to the Budget Conference set for June 12th, 1940.

Communication from the San Diego Highway Development Association relative to expenses of Highway Department officials in connection with their official duties outside the limits of the State of California was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Attorney.

Protest of San Diego Industries, incorporated, against the proposed license tax on business was read and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the San Diego Principals and Supervisors Club relative to the need of a new Library Building was presented and on motion of Councilman Housh, seconded by Councilman Knox, referred to the budget conference set for June 12th, 1940.

Communication from H. W. Merkley offering to donate a plaque for the Ford

Building was presented; together with a communication from the Park Director, approved by the City Manager, recommending the acceptance of this gift.

RESOLUTION NO. 71570, recorded in Book 63 of Resolutions, accepting the offer of H. W. Merkley, 3655 Fifth Avenue, to donate a bronze tablet to be placed on the Ford Building in Balboa Park, bearing the inscription, "The Citizens of San Diego appreciate the gift of this building by Henry and Edsel Ford 1935"; and extending the thanks of the Council to Mr. Merkley for his kind offer to provide a marker for the Ford Building erected for the California Pacific International Exposition; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communications from the City Planning Commission, the City Engineer and the director, Bureau of Sanitation, relative to the tentative map of a portion of Lot 12, Lemon Villa, to be known as Palmetto Tract, were presented.

RESOLUTION NO. 71571, recorded in Book 63 of Resolutions, granting a suspension of the provisions of Subdivision Ordinance No. 1025, New Series, requiring lots to be at least 125 feet deep facing a major street on a proposed subdivision of a portion of Lot 12, Lemon Villa, to be known as PALMETTO TRACT, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71572, recorded in Book 63 of Resolutions, approving the tentative map of a proposed subdivision of a portion of Lot 12, Lemon Villa, to be known as PALMETTO TRACT, was on motion of Councilman Housh, seconded by Councilman Fish, adopted, subject to the following condition: Before the approval of the final map, a water main shall be laid to serve all the lots of the tract, the size and location to be as determined by the Water Department.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for magazine and newspaper subscriptions for the San Diego Library was presented.

RESOLUTION NO. 71573, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with subscriptions to magazines and newspapers in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file in the office of the City Clerk bearing Document No. 320903, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for the City's requirements of Mazda incandescent lamps was presented.

RESOLUTION NO. 71574, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with its requirements of Mazda incandescent lamps for a period of one year beginning July 15, 1940, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 320870, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Thomas R. Packer for \$10.00 was presented and read.

RESOLUTION NO. 71575, recorded in Book 63 of Resolutions, granting and allowing the claim of Thomas R. Packer, 3963 Franklin Avenue, filed in the office of the City Auditor and Comptroller of said City on May 24, 1940, against the City of San Diego in the amount of \$10.00; alleged to be due on account of property damage when his automobile struck a hole in the street near the intersection of National Avenue and 35th Street; and authorizing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$10.00 in full settlement of said claim, upon the delivery to said City Auditor of a duly executed release, the form of which shall be approved by the City Attorney; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of Ernest L. Smith for \$14.80 was presented and read.

RESOLUTION NO. 71576, recorded in Book 63 of Resolutions, granting and allowing the claim of Ernest L. Smith, 1208 - 16th Street, filed on May 22, 1940, against the City of San Diego in the amount of \$14.80; alleged to be due on account of property damage caused when his automobile was struck by a City-owned pick-up truck; said accident occurring at the intersection of Pacific Highway and Laurel Street; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund of \$14.80, in full settlement of said claim, upon the delivery to said Auditor of a duly executed release, the form of which shall be approved by the City Attorney; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

The resignation of G. F. Waterbury as City Auditor and Comptroller, to be effective not later than August 15, 1940, was presented and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the City Manager recommending a three-year lease with the United States Government for occupancy of a portion of the Police Headquarters building, in the southeast wing, for the sum of \$125.00 per month rental, plus \$20.00 per month for water and heat, was presented, and on motion of Councilman Knox, seconded by Councilman Fish, the matter was continued until June 12th, 1940.

Communication from the Director of Public Health relative to the annual meeting of the Western Branch, American Public Health Association, to be held in Denver, Colorado, was presented.

RESOLUTION NO. 71577, recorded in Book 63 of Resolutions, authorizing and empowering Dr. Alex M. Lesem, Director of Health of the City of San Diego, to attend the annual meeting of the Western Branch, American Public Health Association, to be held in Denver, Colorado, June 24th to 27th, 1940; and to incur expenses not to exceed \$50.00 in making said trip and attending said meeting, the expenses to be paid from the funds of the Health Department, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

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RESOLUTION NO. 71578, recorded in Book 63 of Resolutions, requesting the Board of Supervisors to transfer the unexpended money remaining in Road Improvement Districts Nos. 2, 7, 8, 12, 13, 14, 15, 17, 18, 19, and 20 to the General Fund of The City of San Diego, to be used for the sole purpose of repairing and maintaining any road in said districts, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted by unanimous consent.

Communication from the Legal Department relative to the purchase of certain land from Tom Faulconer to widen Rosecrans Street and Scott Street, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney to confer with the City Manager, with power to act.

RESOLUTION NO. 71579, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Garrison Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; and Evergreen Street, between the northeasterly line of Garrison Street and the southwesterly line of Hugo Street; and approving Plat No. 1772, showing the exterior boundaries of the district to be included in the assessment for said work and improvement; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block 152, University Heights, was presented and ordered filed.

RESOLUTION NO. 71580, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block 152, University Heights, and a portion of Polk Avenue, as described in Resolution of Intention No. 71109, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71581, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block C, Altadena, and a portion of Thorn Street, as described in Resolution of Intention No. 71344, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71582, recorded in Book 63 of Resolutions, for paving and otherwise improving Garrison Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; and Evergreen Street, between the northeasterly line of Garrison Street and the southwesterly line of Hugo Street; and determining that the work on Garrison Street shall be done to the modified grade shown and indicated upon the plans and profiles for said work; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71583, recorded in Book 63 of Resolutions, directing notice inviting bids for furnishing of electric current for San Diego Lighting District No. 1 for the period ending June 30, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71584, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the City Clerk to give notice of said hearing, for furnishing electric current for Mission Beach Lighting District No. 2 for the period ending August 16, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71585, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the City Clerk to give notice of said hearing, for furnishing electric current for Ocean Beach Lighting District No. 1 for the period ending August 13, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71586, recorded in Book 63 of Resolutions, approving the City Engineer's Report and fixing time and place for hearing thereon for sidewalking and otherwise improving Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71587, recorded in Book 63 of Resolutions, approving the City Engineer's Report and fixing time and place for hearing thereon for paving and otherwise improving the Alley in Block 1, Carmel Heights, between the north line of Palm Street and the south line of Redwood Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71588, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving Ibsen Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Evergreen Street, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement, as provided by said Act; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71589, recorded in Book 63 of Resolutions, determining that the proposed assessment for the improving by paving and otherwise of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, as described in Resolution No. 70598, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare plans and specifications for paving and otherwise improving said Alley; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71590, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed district to be assessed for the paving and otherwise improving of Dickens Street, between the southeasterly line of Evergreen Street and the northeasterly prolongation of the southeasterly line of Lot 10, Block 29, Roseville; and Emerson Street, between the southeasterly line of Rosecrans Street and the northwesterly line of Scott Street; have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for said work and improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71591, recorded in Book 63 of Resolutions, determining that the proposed paving and otherwise improving of Monroe Avenue, between the east line of 30th Street and the west line of Ohio Street; and Ohio Street, between the south line of Madison Avenue and the westerly prolongation of the south line of Tract 3, Partition Map of the East Half of Pueblo Lot G; is feasible and the lands to be assessed therefor will be able to carry the burden of such proposed assessment; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for said work and improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71592, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block C, Altadena, and a portion of Thorn Street, as described in Resolution of Intention No. 71344, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71593, recorded in Book 63 of Resolutions, directing that the assessment for paving and otherwise improving the Alley in Block C, Altadena, and a portion of Thorn Street, as described in Resolution of Intention No. 71344, shall be made and signed by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71594, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block 152, Mission Beach, as particularly described in Resolution of Intention No. 70962, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71595, recorded in Book 63 of Resolutions, approving the diagram of the assessment district for paving and otherwise improving Hawthorn Street, as described in Resolution of Intention No. 70830, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71596, recorded in Book 63 of Resolutions, approving the diagram of the assessment district for paving and otherwise improving Nile Street, as described in Resolution of Intention No. 70748, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71597, recorded in Book 63 of Resolutions, authorizing and instructing the City Manager to execute that certain agreement for assignment of relief workers, dated the 4th day of June, 1940, between the City of San Diego (Park Department) and State Relief Administration, for the employment of laborers to clean streets in Pacific Beach area; work to be supervised by the City Park Department; the City's contribution not to exceed \$112.00; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71598, recorded in Book 63 of Resolutions, canceling a certain agreement, entered into on the 29th day of May, 1940, between the City of San Diego and Nate Barnet, filed as Document No. 320712, relative to the sale of merchandise at the Municipal Stadium, and for the automobile parking concession in a certain area of Balboa Park immediately adjacent to the Stadium, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71599, recorded in Book 63 of Resolutions, authorizing the City Manager to execute an agreement granting a concession for the sale of refreshments, food, candy, confectionery, cigars, cigarettes, tobacco, non-alcoholic beverages, souvenirs, programs, etc., at the Municipal Stadium, in Balboa Park, with Nate Barnet for the period ending September 20, 1943, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71600, recorded in Book 63 of Resolutions, authorizing the City Manager to execute an agreement granting an automobile parking concession to Nate Barnet in the vicinity of the Municipal Stadium in Balboa Park for the period ending September 20, 1943, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71601, recorded in Book 63 of Resolutions, authorizing the City Manager to execute an agreement granting a concession to sell merchandise at the recreational center in the Swimming Pool area in Balboa Park for the period ending May 31st, 1943, with Nate Barnet, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71602, recorded in Book 63 of Resolutions, accepting the deed of The San Diego Corporation, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71603, recorded in Book 63 of Resolutions, approving for payment the bill submitted by the Hotel San Diego in the sum of \$47.65 covering the dinner and entertainment rendered to the California State Highway Commission by the San Diego City Council on June 5th, 1940; and authorizing a requisition on the Council's Entertainment item of the Advertising and Publicity Fund for \$47.65 in payment of said bill, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71604, recorded in Book 63 of Resolutions, accepting the offer of the Spreckels Company to sell to The City of San Diego approximately seven and one-half acres of land lying south of the Amusement Center in Mission Beach, the easterly boundary of which said lands abuts upon the new proposed alignment of Mission Boulevard through said area, for the sum of \$10,000.00; and determining that the sum of \$10,000.00 shall be made available at the time of the passage of the Annual Appropriation Ordinance for the fiscal year 1940-41 for the purpose of consummating said purchase; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Auditor presenting a form of ordinance directing the refund of duplicate payments, etc. totalling \$24.33 was presented and ordered filed.

ORDINANCE NO. 1867, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$24.33 out of the payments refundable account for the relief and benefit of certain persons, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.


ORDINANCE NO. 1868, New Series, recorded in Book 47 of Ordinances, establishing the grade of 45th Street, in the City of San Diego, between the north line of Quince Street and a line drawn parallel to and distant 150.00 feet south of the south line of Redwood Street, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1869, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 35, Amended Map of City Heights, in the City of San Diego, California, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, and Flowers. Nays--None. Absent--Mayor Benbough.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

Thereupon, on motion of Councilman Knox, the meeting was adjourned until Wednesday, June 12th, 1940, at the hour of 2:00 o'clock P.M.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,
By Clark M. Fote
DEPUTY.

REGULAR ADJOURNED MEETING

Chamber of the Council of the City of San Diego, California,
Wednesday, June 12th, 1940.

Pursuant to adjournment, a meeting of the Council of the City of San Diego, California, was held this date and was called to order by Mayor Benbough at 2:00 o'clock P.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---None.

RESOLUTION NO. 71605, recorded in Book 63 of Resolutions, authorizing Alex M. Lesem, M.D., Director of Health of the City of San Diego, to extend on behalf of the Mayor and City Council an invitation to the Western Branch, American Public Health Association, to hold its next annual meeting in San Diego; and authorizing certified copies of this resolution sent to the secretary and to the President-elect of said Association; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.


Communication from the City Manager recommending a three-year lease with the United States Government for occupancy of a portion of the Police Headquarters Building, in the southeast wing, for the sum of \$125.00 per month rental, plus \$20.00 per month for water and heat, was presented.

RESOLUTION NO. 71606, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, that certain lease between The City of San Diego and the United States of America for the period from July 1, 1940, to and including June 30, 1941, covering approximately 15,240 square feet of space in the southeast wing of the Police Headquarters Building, to be used as a Naval Reserve Armory, for an annual rental of \$1740.00; together with an option for two additional years to June 30, 1943; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71607, recorded in Book 63 of Resolutions, authorizing and instructing the City Treasurer to transfer the sum of \$15,356.05 from balances in 1915 Street Improvement Bond funds A, B, C, D, E, F and G to the General Fund of the City of San Diego as a reimbursement for advances made during the current fiscal year was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71608, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare a resolution regarding the entering into of a co-operative agreement between the State of California, the County of San Diego and the City of San Diego, for alignment of the road around the San Vicente Reservoir Basin, as outlined verbally by the City Manager at to-day's Council meeting, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Fish the meeting was adjourned.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK
By Clark M. Fote Jr
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, June 18th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilmen Housh and Fish.

On motion of Councilman Knox, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, June 11th, 1940, and the minutes of the regular adjourned meeting of Wednesday, June 12th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the portion of Orange Avenue between the northerly prolongation of the east line of 37th Street and the westerly line of 40th Street, under Resolution of Intention No. 71163, he had received three bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 321052.

V. R. Dennis Construction Co.; accompanied by a bond from the Glens Falls Indemnity Company; which bid was given Document No. 321053.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 321054.

Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for Loma Portal Lighting District No. 1, he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 321055.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of Dale Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Knox, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving Siesta Drive, between the west line of 55th Street and its westerly termination in Cajon Terrace; Madison Avenue, between the west line of 55th Street and its westerly termination in Cajon Terrace; and Cajon Way, between the northerly line of Madison Avenue and the southerly line of Siesta Drive, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Weggenman, the proceedings were referred to the City Attorney for a resolution finding the proposed work to be feasible, and determining that the property in the assessment district can bear the burden of the proposed assessment.

At this time Councilman Housh entered and took his place on the Council.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney.

Communication from the City Planning Commission reporting on a proposed North and South Arterial Highway east of Balboa Park was presented; the matter having been continued from the meeting of June 4th, 1940.

Communication from the Jefferson School P.T.A. protesting against the establishment of a major highway on 28th Street was presented and ordered filed.

Petition from various residents and property owners on Bancroft Street and on 32nd Street, requesting that neither of these streets be used as a major highway, was presented and ordered filed.

Thereupon, after hearing all interested parties, the matter was referred to conference on motion of Councilman Housh, seconded by Councilman Weggenman.

Petition of Dorothy Schindler for extension of time on an auto trailer camp permit on a portion of Block 411, El Paso Tract, was presented; together with a recommendation from the City Planning Commission; and various communications from the adjacent property owners.

On motion of Councilman Weggenman, seconded by Councilman Flowers, RESOLUTION NO. 71609, recorded in Book 63 of Resolutions, granting permission to Dorothy Schindler, 3506 Curlew Street, to continue the operation of an auto trailer camp on Lots 19, 20, and 21, Block 411, El Paso Tract, for one year from June 21st, 1940; the camp to be maintained in accordance with requirements of the Health Department; was adopted.

Petition of Jules Laneres for an Auto Court at La Jolla Avenue and Hortensia Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71610, recorded in Book 63 of Resolutions, granting permission to Jules Laneres, 2287 La Jolla Avenue, to construct and operate three units in connection with the existing auto court on Lot 3, Block 539, Old San Diego, provided the buildings are similar to the existing units in appearance, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of R. H. Beck for a Zone Variance at 3714 - 4th Avenue, was presented, together with a recommendation from the City Planning Commission, by a vote of 5 to 0, that the request be granted.

RESOLUTION NO. 71611, recorded in Book 63 of Resolutions, granting permission to R. H. Beck, 3714 - 4th Avenue, to operate a branch real estate office in an existing building on Lot 11, Block 2, Brookes Addition for a period of two years, on condition that no objectionable signs be erected on the premises; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned, for a period of two years; said permit to be revocable by the Council at any time; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Wilhelmine Schaffnet and Otilla C. Buchler for a Zone Variance at 8th Avenue and Beech Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71612, recorded in Book 63 of Resolutions, granting permission to Wilhelmine Schaffnet and Otilla C. Buchler to operate an open air parking lot on Lots 11 and 12, Block 11, Bay View Homestead, at the southwest corner of 8th Avenue and Beech Street, in connection with the garage in the basement of the El Cortez Hotel; and granting a variance to the restrictions of Ordinance No. 12987 on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Andrew N. Ekern, for Zone Variance at Alabama Street and Cypress Avenue, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71613, recorded in Book 63 of Resolutions, granting permission to Andrew N. Ekern to erect a duplex on an unnumbered strip of land and a portion of Alabama Street closed in University Heights, being a parcel of land 48½ feet by 64 feet at the northwest corner of Cypress Avenue and Alabama Street; and granting a variance to the restrictions of Ordinance No. 12889 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Marjorie E. Annin and Jean B. Grimshaw for variance to restrictions on Arista Court was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71614, recorded in Book 63 of Resolutions, granting permission to Marjorie E. Annin and Jean B. Grimshaw to erect a residence and garage on a portion of Lot 21, Presidio Ridge, with a side yard of 3 feet on the south side, a side yard of 4 feet on the north side, a rear yard of 25 feet and a lot coverage of 40 per cent, and with a 2-foot setback from the front property line; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, and the provisions of Setback Ordinance, Ordinance No. 12321, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Mrs. F. E. Ozenne for Setback Suspension at Ivy and Bancroft Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71615, recorded in Book 63 of Resolutions, granting permission to Mrs. F. E. Ozenne, to erect a residence and garage on the west 50 feet of the north 10 feet of Lot 2 and the west 50 feet of Lot 1, Bancroft Terrace, not closer to the front property line on Bancroft Street than eight feet; provided the setback of existing dwellings is maintained on Ivy Street; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the north and south Alley in Block 107, University Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted as it bears signatures of owners of 61% of the frontage on the alley.

RESOLUTION NO. 71616, recorded in Book 63 of Resolutions, granting the petition for paving the north and south Alley in Block 107, University Heights, contained in Document No. 320646; type of pavement to be 4" asphalt concrete; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of The Dennstedt Co., et al. for permission to grade a portion of Lewis Street at private contract was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted.

RESOLUTION NO. 71617, recorded in Book 63 of Resolutions, granting permission to the Dennstedt Co., et al. to grade Lewis Street, between Front and Albatross Streets, at private contract and at their own expense; the work to be done in accordance with plan attached to petition bearing Document No. 321015; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

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Petition of Earl E. Swiggens for a refund of inspection fee to cover a stand at 309 E Street, for food handling under Receipt #4009 issued June 12, 1940, was presented and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Attorney.

Petition of The Atchison, Topeka and Santa Fe Railway Company for continued maintenance of a spur track, etc., along Kurtz Street between Bean and Sutherland Streets, was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Attorney for the necessary papers.

A tentative map of Welch Subdivision, at 43rd Street and Newton Avenue, was presented; together with recommendations from the City Planning Commission, the City Engineer and the Director, Bureau of Sanitation; and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Manager reporting on the cost of replacing the existing wooden poles supporting the "Hillcrest" sign on University Avenue, between 4th and 5th Avenues, was presented.

A motion from Councilman Weggenman to file the communication lost for want of a second.

RESOLUTION NO. 71618, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to remove the wood poles supporting the Hillcrest Sign on University Avenue, between Fourth and Fifth Avenues, and replace said poles with metal poles designed by the Electrical Division, Department of Public Works; and requesting the City Manager to place \$320.00 in the 1940-41 budget to cover this work; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted. Councilman Weggenman voted "Nay" on the motion.

Communication from Memorial Coordinating Council relative to the need for additional lighting for tennis courts, basketball courts, etc., at the Memorial School Playgrounds was presented; together with a communication from the City Manager stating that more lights will be installed as soon as the Electrical Division, Public Works Department, finishes other urgent work; and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed. The City Clerk was requested to notify the Memorial Coordinating Council of the action taken.

Communication from the Harbor Commission urging better care be taken of trees on Pacific Highway was presented; together with a communication from the City Manager stating that arrangements have been made with the Street Trees Division, Park Department, to keep the trees watered, which was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed. The City Clerk was requested to notify the Harbor Commission of the action taken.

Communication from the City Manager reporting on a proposed change of fees charging property owners for requests for zone variances, set-back suspensions, rear yard suspensions, etc. was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney for appropriate papers to effect the change.

Communication from the City Manager reporting on a petition of residents for a trunk line sewer to serve the Encanto District, and stating that there can be no funds placed in the 1940-41 budget for the purpose of constructing this line, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed; together with said petition.

Communication from the City Manager recommending that the Council pass a resolution relative to City employees in the National Guard was read and on motion ordered filed.

RESOLUTION NO. 71619, recorded in Book 63 of Resolutions, encouraging membership in military organizations which prepare their personnel for National defense, and directing the Civil Service Commission to so modify its rules that field training before mobilization in excess of the customary fifteen day period will in no way jeopardize the standing of such employees in respect to the positions they now hold and will in no way jeopardize their rate of compensation during such field training period; and stating that in the event of mobilization, the City employees will not be in jeopardy of reinstatement to the positions they now hold, in the event of the return of such employees not disabled to carry on their duties as heretofore; and further urging employers in San Diego to adopt similar policies in regard to their employees who are in military service; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the City Manager stating that speed limit signs have been painted on the roadways of Pacific Highway and El Cajon Boulevard; as suggested by the Traffic Commission in Document No. 320579; was on motion of Councilman Knox, seconded by Councilman Weggenman, read and ordered filed.

Communication from the Traffic Commission requesting that arrangements be made to repaint the street names on curbs, beginning in the business district and going on to the outlying areas, so that such signs may be clearly visible to the travelling public, was presented and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to Budget Conference.

Petition of Residents for a traffic signal light at the intersection of University Avenue and Arnold Avenue was presented; together with a communication from the Traffic Commission recommending that the request be denied, which was read.

RESOLUTION NO. 71620, recorded in Book 63 of Resolutions, denying the petition for installation of a traffic control light at the intersection of University and Arnold Avenues, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission recommending that permission be granted the Griffith Company, in behalf of the San Diego Mill Supply Corporation, to remove curbing at the southwest corner of Fifteenth Street and Imperial Avenue, to provide for a commercial approach to the unloading platform of the plant, was presented and read.

RESOLUTION NO. 71621, recorded in Book 63 of Resolutions, granting permission to Griffith Company to remove 117 lineal feet of curbing at the southwest corner of Fifteenth Street and Imperial Avenue, to provide a commercial approach to the unloading platform of the San Diego Mill Supply Corporation, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of residents protesting against the parking of Ace Van & Storage Company Trucks in the 3600 block on El Cajon Boulevard was presented; together with a report on the matter from the Chief of Police, approved by the City Manager.

On motion of Councilman Knox, seconded by Councilman Simpson, the petition was referred to the Traffic Commission.

Communication from the City Attorney recommending the denial of claim of John Johnson and Florence Johnson for \$54.75 was presented and read.

RESOLUTION NO. 71622, recorded in Book 63 of Resolutions, denying the claim of Philip Y. Pendleton Jr., attorney, in subrogation of a claim of John and Florence Johnson, filed on or about May 17, 1940, for damages alleged to have been done to an automobile driven by Florence Johnson on or about April 9, 1940, at the intersection of Juniper Street and Third Avenue, in a collision with rubbish truck No. 383, in the sum of \$54.75, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, recommending that the proceedings for improving Front Street, between Palm and Quince Street, be abandoned was presented and read.

RESOLUTION NO. 71623, recorded in Book 63 of Resolutions, abandoning the proceedings for the improvement of Front Street, between Palm and Quince Streets, by grading, sidewalking and curbing said street, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71624, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement of Front Street, between Palm and Quince Streets, was on motion of Councilman Housh, seconded by Councilman Knox, adopted. The proposed improvements include grading, sidewalking and curbing of said street.

Communication from the City Engineer, approved by the City Manager, recommending the closing of the unnamed road adjoining Lot 3 of the Partition of Map of the East 1/2 of Pueblo Lot G, Map No. 796, was presented.

RESOLUTION NO. 71625, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to furnish a description of the lands to be closed on the unnamed road adjoining Lot 3 of the Partition Map of the East 1/2 of Pueblo Lot G, Map No. 796, and to furnish a description of the district of lands to be assessed for the proposed closing, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Communication from the Historical Records Survey Project, by Theodore N. Burrell, District Supervisor relative to misplaced records was presented.

RESOLUTION NO. 71626, recorded in Book 63 of Resolutions, authorizing the Historical Records Survey Project, San Diego District, Work Projects Administration, to move, transport and re-locate records found by said Project in places other than the correct place of custody; and designating the City Clerk as the final authority for moving any such records; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Bennington Camp No. 20, United Spanish War Veterans, relative to the sale of fac-simile military medals, was read and on motion of Councilman Housh, seconded by Councilman Knox, referred to the Veterans Advisory Committee.

Communication from the League of Portuguese Fraternal Societies of California relative to the erection of the Statue of Cabrillo in the City of San Diego was read and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from the Thursday Club relative to the need of new library buildings was read and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

Communication from the Ninth District California Congress of Parents and Teachers, Inc., urging a City appropriation for new Library buildings was presented and on motion of Councilman Knox, seconded by Councilman Simpson, filed without reading.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for rock of various sizes was read and ordered filed.

RESOLUTION NO. 71627, recorded in Book 63 of Resolutions, accepting the bid of Caudell & Johnson to furnish the City with 2230 tons of concrete aggregates for the sum of \$3364.90; awarding said contract; and authorizing the City Manager to execute a contract with said Caudell & Johnson for furnishing of said concrete aggregates, pursuant to plans and specifications on file in the office of the City Clerk; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for reinforcing steel of various sizes was read and ordered filed.

RESOLUTION NO. 71628, recorded in Book 63 of Resolutions, accepting the bid of the Western Metal Supply Company to furnish the City of San Diego with 55 tons of reinforcing steel, for the sum of \$2389.20; awarding said contract; and authorizing the City

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Manager to execute a contract with said Western Metal Supply Company, for furnishing said reinforcing steel, pursuant to the plans and specifications on file in the office of the City Clerk; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager asking for a resolution requesting the Board of Supervisors of San Diego County to oil certain streets was presented by unanimous consent.

RESOLUTION NO. 71629, recorded in Book 63 of Resolutions, requesting the Board of Supervisors of the County of San Diego to order the improvement of the following streets, by the application of road oil mixed with earth; the City of San Diego to purchase and furnish the necessary road oil therefor; was on motion of Councilman Knox, seconded by Councilman Housh, adopted:

Fourth Street from Harbison Drive east to Mariposa Street,
Mariposa Street from Fourth Street north to its termination,
Acacia Street from Vesta Street to Woden Street,
Epsilon Street from Woden Street to Highland Avenue,
Fortieth Street from Epsilon Street to the south line of Cottonwood Street.

RESOLUTION NO. 71630, recorded in Book 63 of Resolutions, determining that pursuant to the provisions of Section 71 of the City Charter, the Council of The City of San Diego will hold public hearings in the Council Chamber, Administration Building, Civic Center, on Wednesday the 26th day of June, 1940, at 10:00 o'clock A.M., and on Thursday, the 27th day of June, 1940, at 10:00 o'clock A.M., for the purpose of affording the public opportunity to be present, and there express themselves, if they so desire, with reference to the Annual Appropriation Ordinance proposed to be adopted for the fiscal year 1940-1941; and stating that said ordinance will not be adopted until after said public hearings have been held; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71631, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a lease with Pete Ferrari for Lot 35, Ex Mission Partition; the northerly 700 feet of Lots 2 to 6, inclusive, and the southerly 341.3 feet of the northerly 699.3 feet of Lot 1, Zschochelt's Subdivision of Ex Mission Lot 32, being 170 acres of land, more or less, for a period of five years, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71632, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a lease with Honor Willan for the south 600 feet of the north 100 acres and the east 800 feet of the north 1050 feet of the north 100 acres of Ex Mission Lot 13, in Section 35, Twp. 16 South, Range 2 West, S.B.B. & M., in the County of San Diego, California, being 56.00 acres of land, more or less, for a period of five years, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land for the channelization of Pacific Highway and Barnett Avenue was presented and ordered filed.

RESOLUTION NO. 71633, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain real property for the channelization of Pacific Highway and Barnett Avenue, for a total price of \$1500.00, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

At this time Councilman Knox was excused from the meeting.

RESOLUTION NO. 71634, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to make application to the Board of Supervisors of the County of San Diego, State of California, for the granting by said Board of Supervisors of an option to purchase approximately 295.25 acres and 355 lots of land, heretofore deeded for delinquent taxes and/or assessments to the State of California, under and pursuant to the terms and conditions of Section 3897d of the Political Code of the State of California; the purchase price of said lands not to exceed the sum of \$1.00 per acre or lot; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71635, recorded in Book 63 of Resolutions, authorizing and instructing the City Manager to execute that certain agreement dated June 11, 1940, for assignment of relief workers, between The City of San Diego and the State Relief Administration, for "cleaning of Park ways of La Jolla", between the 26th day of June, 1940, and the 26th day of August, 1940, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71636, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a concession agreement granting to Tom La Marr a license or permit to operate a cafe and soda fountain, together with the right and permission to sell and dispense light wines and beer, sandwiches, hamburgers, hot dog sandwiches, light lunches and soft drinks in the space particularly described as the Harding Place, at the northwest corner of the Bathhouse in the Mission Beach Amusement Center for the period ending January 1, 1944; provided that the licensee shall discontinue the sale of light wines and beer after October 1, 1940; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71637, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a concession agreement granting to Tom La Marr a license or permit to operate a bar serving light wines and beer, hamburgers, hot dog sandwiches and soda fountain drinks, etc., at the southeast corner of the Bathhouse in the Mission Beach Amusement Center, for the period ending October 1, 1944; provided that the licensee shall discontinue the sale of light wines and beer after October 1, 1940; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71638, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving Hawthorn Street, under Resolution of Intention No. 70830, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71639, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving the Alleys in Block 111, University Heights, under Resolution of Intention No. 70526, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71640, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, under Resolution of Intention No. 70508, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71641, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block 1, City Heights Annex No. 1, as particularly described in Resolution of Intention No. 70966, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71642, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, as particularly described in Resolution of Intention No. 71007 and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71643, recorded in Book 63 of Resolutions, approving for payment the bill submitted by the San Diego City and County Convention Bureau, in the sum of \$48.66, as recommended by the City Manager; and authorizing a requisition on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71644, recorded in Book 63 of Resolutions, repealing Resolution No. 71547, adopted by the Council on June 4, 1940, relative to the proceedings for paving the Alley in Block 12, Teralta, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71645, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed district for the paving and otherwise improving of the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, have not demanded the investigation and report provided for by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the grading, paving and otherwise improving said Alley; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71646, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block 190, San Diego Land and Town Company's Addition, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71647, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving Florence Street, between the east line of 37th Street and the west line of 38th Street, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71648, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving Ivy Street, between the west line of Bancroft Street and the west line of 33rd Street, did by their return post cards demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71649, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving of Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of the Granada Tract, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71650, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on

motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71651, recorded in Book 63 of Resolutions, referring to the City Planning Commission for recommendation the request for permission to locate the tent for religious services by the North Park Seventh-Day Adventist Church at Ohio Street and Lincoln Avenue, instead of on University Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted by unanimous consent.

Petition of John Bernhard for permission to remove certain curbing for driveways on 17th Street, just east of C Street, was presented; together with a recommendation from the Traffic Commission that the request be denied.

On motion of Councilman Simpson, seconded by Councilman Weggenman, the petition was denied.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the matter was reconsidered.

Thereupon, RESOLUTION NO. 71652, recorded in Book 63 of Resolutions, granting permission to John Bernhard, 1123 C Street, to remove curbing and install a 45-foot driveway on the west side of 17th Street, being a northerly extension of the present driveway serving the Bernhard wholesale flower store at the northwest corner of 17th and C Streets; the installation of said driveway to be subject to the approval of the City Manager; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

ORDINANCE NO. 1870, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5,000.00 from the Street Improvement Fund of the City of San Diego, for the purpose of providing funds for the purchase of material and the hiring of labor for the repair of streets, bridges and culverts, was on motion of Councilman Weggenman, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

ORDINANCE NO. 1871, New Series, recorded in Book 47 of Ordinances, establishing the grade of Onstad Street in the City of San Diego, California, between the westerly line of Everview Road and its northwesterly termination in Dorcas Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.


ORDINANCE NO. 1872, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1 in the City of San Diego, California, between the north line of Wightman Street and the south line of University Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Housh, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

ORDINANCE NO. 1873, New Series, recorded in Book 47 of Ordinances, establishing the grade of Dorcas Street in the City of San Diego, California, between a line drawn northwesterly at right angles to the southeasterly line of Dorcas Street from the point of intersection of the southeasterly line of Dorcas Street with the easterly line of Everview Road and the northeasterly termination of Dorcas Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Housh, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Weggenman, the meeting was adjourned.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Forte Jr
DEPUTY.

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REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, June 25th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Weggenman, Housh, Fish, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilmen Simpson and Knox.

On motion of Councilman Housh, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, June 18th, 1940, were approved without reading.

At this time Councilmen Knox and Simpson entered and took their places on the Council.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 147, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bay-side Lane, under Resolution of Intention No. 71296, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

V. R. Dennis Construction Company; accompanied by a bond from the Fidelity & Deposit Company of Maryland; which bid was given Document No. 321192.
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 321193.

W. V. Hutchison; accompanied by a bond from the Massachusetts Bonding and Insurance Company; which bid was given Document No. 321194.

T. B. Penick & Sons; accompanied by a bond from the Fidelity and Casualty Company of New York; which bid was given Document No. 321195.

Thereupon, on motion of Councilman Fish, seconded by Councilman Flowers, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 6, Wilshire Place, between the north line of El Cajon Boulevard and the South line of Meade Avenue, under Resolution of Intention No. 71252, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 321196.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 321197.

W. V. Hutchison; accompanied by a bond from the Massachusetts Bonding and Insurance Company; which bid was given Document No. 321198.

T. B. Penick & Sons; accompanied by a bond from the Fidelity and Casualty Company of New York; which bid was given Document No. 321199.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of E Street, between the east line of 27th Street and the west line of 28th Street, the Clerk reported that a written protest had been received from Sarah E. Earhart, contained in Document No. 320792, and a written protest had been received from Alex E. Larson, et al., contained in Document No. 321152, which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Fish, seconded by Councilman Flowers, the hearing was continued until Tuesday, July 2nd, 1940, at the hour of 10:00 o'clock A.M.; and the protests referred to the City Engineer, together with the proceedings for the proposed work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, the Clerk reported that a written protest had been received from Ida S. Benson, et al., contained in Document No. 321200, which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Flowers, seconded by Councilman Fish, the hearing was continued until Tuesday, July 2nd, 1940, at the hour of 10:00 o'clock A.M.; and the protest referred to the City Engineer, together with the proceedings for the proposed work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue, under Resolution of Intention No. 71484, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Housh, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney.

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The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 55, University Heights, between the north line of Monroe Avenue and the south line of Madison Avenue, under Resolution of Intention No. 70635, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71653, recorded in Book 63 of Resolutions, confirming and approving the City Engineer's Assessment No. 1691, covering the paving and otherwise improving of the Alley in Block 55, University Heights, under Resolution of Intention No. 70635; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Chester C. Hayes for setback suspension at 5606 Dolphin Place was presented; together with recommendation for approval from the City Planning Commission. RESOLUTION NO. 71654, recorded in Book 63 of Resolutions, granting permission to Chester C. Hayes, 5606 Dolphin Place, to remodel an existing garage to provide servants' quarters on the second floor, on Lot 11, Block J, Bird Rock City By the Sea, not closer to property line on Chelsea Place than 3.0 feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Joe Vella for setback suspension on Union Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71655, recorded in Book 63 of Resolutions, granting permission to Joe Vella, 2042 Union Street, to construct a duplex on Lot 10, Block 48, Middletown, not closer to the property line on Union Street than 7.0 feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of F. E. Toomey for zone variance at 6th Avenue and Date Street was presented; together with a conditional recommendation from the City Planning Commission by a vote of 4 to 3.

RESOLUTION NO. 71656, recorded in Book 63 of Resolutions, granting permission to F. E. Toomey, M.D., to operate a contractor's office on a portion of Lot 1, Block 1, Bay View Homestead; providing that there shall be no storage of materials or supplies, or parking of trucks in connection with the office; and that all advertising shall be subject to the approval of the City Planning Commission; and granting a variance to the restrictions of Ordinance No. 12987 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Petition of the North Park Seventh-Day Adventist Church for an amendment of their permit to erect a tent for religious services to allow said tent at Lincoln Avenue and Ohio Street, instead of on University Avenue, was presented; together with the approval of the City Planning Commission as to zoning requirements.

RESOLUTION NO. 71657, recorded in Book 63 of Resolutions, granting permission to the North Park Seventh-Day Adventist Church, by F. A. Carrier, to erect a tent, with a seating capacity of about 500, at Lincoln Avenue and Ohio Street, using open type wiring to be installed by a licensed electrician; and repealing Resolution No. 71517 which granted a similar permit at a different location; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted. This permission covered the period from July 7th and September 7th, 1940, and was conditional upon the closing hour being 9:00 o'clock P.M.; that no disturbing noises are allowed; that there be no community solicitation; and that the tent be subject to checking and approval by the inspection department after erection.

Petition of the Del Mar Turf Club requesting that the City decorate the streets with flags from July 1st to the end of the race meeting was presented.

RESOLUTION NO. 71658, recorded in Book 63 of Resolutions, authorizing the City Manager to decorate the streets with flags beginning July 1, 1940, in connection with the Del Mar Turf Club meeting, and to leave the flags in place during the period of time that he deems such decoration to be advisable, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving Maple Street, between 32nd and 33rd Streets, was presented; together with recommendation of approval from the City Engineer, approved by the City Manager, stating that the petition bears the signatures of the owners of 75% of the frontage property.

RESOLUTION NO. 71659, recorded in Book 63 of Resolutions, granting the petition for paving Maple Street between 32nd Street and 33rd Street, contained in Document No. 321035; type of pavement to be 4" asphalt concrete; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Burlingame Club Number One protesting against any zone variance of property in the Burlingame district was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from Burlingame Club Number Two protesting against a zone variance at 3195 Kalmia Street, which would permit the property to be used for a Boarding House, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the Workers Alliance by Vernon Wahlenmaier relative to proposed changes in policy of the S.R.A. was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from Joseph F. Rossi relative to organ concerts in Balboa Park was presented and on motion of Councilman Housh, seconded by Councilman Fish, filed without reading.

Communication from the San Diego Chamber of Commerce extending an invitation to attend a meeting of the Shoreline Planning Association to be held at Pacific Palisades on June 26th, 1940, was presented and read.

RESOLUTION NO. 71660, recorded in Book 63 of Resolutions, authorizing City Planning Engineer Glenn A. Rick to represent the City of San Diego at a meeting of the Shoreline Planning Association of California, Inc., to be held on Wednesday, June 26th, 1940, at the Bel Aire Bay Club, 16901 Malibu Road, Pacific Palisades; and authorizing Mr. Rick to incur the necessary expenses in connection with said trip; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

By unanimous consent, two photographs were presented to the Council by Harry L. Foster purporting to show sections of a parade held last May day in Tijuana, with a note of explanation attached to each photograph, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the Optimist Club of San Diego relative to the need of new buildings for the City Library was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, filed without reading.

Communication from the La Mesa, Lemon Grove & Spring Valley Irrigation District relative to liens shown by the local title companies on property in "Settled Special Improvement Districts" was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney.

Communication from the Purchasing Agent recommending advertising for bids for the City's requirements of gasoline, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71661, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with its requirements of gasoline for the period beginning July 15, 1940, and ending June 30, 1941, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file under Document No. 321161, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent recommending advertising for bids for 20,000 feet 3/4" copper pipe or tubing, and 2,000 feet of 1" copper pipe or tubing, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71662, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with 20,000 feet of 3/4" copper pipe or tubing, and 2,000 feet of 1" copper pipe or tubing, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file under Document No. 321203, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for 7500 linear feet 6" Class 150, and 3000 linear feet 6" Class 250 bell and spigot cast iron pipe, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71663, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with 7500 linear feet 6" Class 150, and 3000 linear feet 6" Class 250 bell and spigot cast iron pipe, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321204, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted. Councilman Knox voted "Nay" on the motion.

Communication from the Purchasing Agent recommending advertising for bids for 4000 feet 3/4" and 8000 feet 2" standard weight black pipe, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71664, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with 4000 feet 3/4" and 8000 feet 2" standard weight black pipe, in accordance to Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321205, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending the abolishment of the Police Merit System and placing the Police Department in the classified Civil Service System for the good of the Service was presented.

A motion was made by Councilman Flowers and seconded by Councilman Weggenman that the City Attorney be authorized to draft an ordinance making this change effective.

Councilman Fish moved to amend the motion to table the matter; which motion lost for want of a second.

Thereupon, RESOLUTION NO. 71665, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance abolishing the Police Merit System and placing the Police Department in the classified Civil Service system, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Pacific Beach Chamber of Commerce requesting the approval of a W.P.A. project to extend the Mission Beach seawall to a point located on the north line of Grand Avenue was read and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

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Copy of Resolution from the Board of Supervisors relative to realigning State Highway #198-B&C - Lakeside-Ramona was presented and ordered filed.

RESOLUTION NO. 71666, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to promote a co-operative agreement between the State, the County of San Diego and the City of San Diego for realigning the San Diego-Ramona Highway in the vicinity of the San Vicente Reservoir Basin, and to execute said agreement on behalf of the City of San Diego was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1874, New Series, recorded in Book 47 of Ordinances, regulating mechanical play devices, providing for the licensing thereof, fixing the license fees therefor, providing a penalty for the violation of the provisions hereof, and repealing Ordinance No. 1004, (New Series) of the ordinances of the City of San Diego, adopted October 13, 1936, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, a hearing was set to consider the terms and provisions of the above Ordinance for July 2nd, 1940, at the hour of 10:30 o'clock A.M.

By unanimous consent, RESOLUTION NO. 71667, recorded in Book 63 of Resolutions, authorizing Councilman Herbert E. Fish and City Planning Engineer Glenn A. Rick to attend the annual National Planning Conference, to be held in San Francisco from July 7th, 1940, to July 11th, 1940, and to incur expenses necessary for transportation and maintenance, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

By unanimous consent, Report of the Housing Committee of the City of San Diego on its first two weeks' study, stating that of the 1,796 houses covered in the survey 39 were found to be unfit for human habitation and should be condemned, and 386 were found to be in need of some form of repair to meet reasonable housing requirements, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving Orange Avenue, between 37th and 40th Streets, was presented and ordered filed.

RESOLUTION NO. 71668, recorded in Book 63 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving of Orange Avenue, as described in Resolution of Intention No. 71163, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for furnishing electric current for Loma Portal Lighting District No. 1 was presented and ordered filed.

RESOLUTION NO. 71669, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Loma Portal Lighting District No. 1 for the period ending June 27th, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71670, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for the installation of a sewer in Elizabeth Street, between the north line of T Street and the south line of Ocean View Boulevard; and in Ocean View Boulevard, between the northerly prolongation of the east line and west line of Elizabeth Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71671, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving and otherwise improving the Alley in Block 35, City Heights, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71672, recorded in Book 63 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving of Fenelon Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71673, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of Date Street, as described in Resolution No. 70479, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and authorizing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71674, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, as described in Resolution No. 70563, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and authorizing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71675, recorded in Book 63 of Resolutions, determining that the proposed paving and otherwise improving of Siesta Drive, between the west line of 55th Street and its westerly termination in Cajon Terrace; Madison Avenue, between the west line of 55th Street and its westerly termination in Cajon Terrace; and Cajon Way, between the northerly line of Madison Avenue and the southerly line of Siesta Drive; is feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment; and directing the City Engineer to furnish the necessary plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71676, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of 36th Street, as described in Resolution No. 70427, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for Midway Drive Lighting District Number One, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 71677, recorded in Book 63 of Resolutions, for furnishing electric current for Midway Drive Lighting District Number One for the period ending September 30, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71678, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block 133, University Heights, and a portion of Tyler Avenue, as particularly described in Resolution of Intention No. 71005, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71679, recorded in Book 63 of Resolutions, accepting the deed of W. C. Cole, Ellen A. Cole and George T. DeHaven, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71680, recorded in Book 63 of Resolutions, accepting the deed of H. L. Welch and Margaret A. Welch, executed in favor of the City of San Diego for portions of 43rd Street and Newton Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Copy of House Resolution No. 14, of the California Legislature, relative to the preservation of scrap iron, was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the Hydraulic Engineer relative to revision of description of easement for County Road Survey 831 around the west side of Lower Otay Reservoir was presented and ordered filed.

RESOLUTION NO. 71681, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Clerk to execute a deed conveying an easement for a right of way for a public highway across a portion of Rancho Janal, in the County of San Diego, State of California, to the County of San Diego; and repealing Resolution No. 71120, adopted on April 2nd, 1940; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Harbor Commission submitting a resolution confirming a lease with Howard S. Wright for a period of five years, for a portion of tidelands, was presented and ordered filed.

RESOLUTION NO. 71682, recorded in Book 63 of Resolutions, ratifying, confirming and approving a lease of certain portions of the tidelands with Howard S. Wright for a period of five years beginning on the 1st day of July, 1940, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71683, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a lease with Herbert C. Kelly for certain land in Cable Road Addition for a period of ten years was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71684, recorded in Book 63 of Resolutions, authorizing and directing the City Auditor to transfer the sum of \$480,000.00 from the General Reserve Account of the City of San Diego to the Bond Interest and Redemption Fund; and directing that said sum hereinabove authorized and directed to be transferred shall, on or before the end of the fiscal year 1940-1941, be without further direction of this Council, returned to said General Reserve Account; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

By unanimous consent, RESOLUTION NO. 71685, recorded in Book 63 of Resolutions, requesting The Charter Committee to file a report with the Council setting forth the progress made to date was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

At this time a majority of the members of the Council signed:
Sidewalk bond of Robert S. Davidson.
Bond of Ira Dennis Miller as Dam Keeper.
Bond of Belle Morgan as District Water Bill Collector.

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Bond of Frank Kimball as District Water Bill Collector.
Bond of Fred W. Simpson as Councilman.
Bond of Thomas Steigerwald as permit Clerk East San Diego.
Bond of Thomas H. Tulloch as Secretary of the Board of Administration, City Employees Retirement Fund.

A proposed Ordinance creating and establishing in the Park Division of the Park Department of the City of San Diego the position of Municipal Golf Course Manager; and establishing a schedule of compensation for said position; was presented and on motion of Councilman Flowers, seconded by Councilman Housh, tabled for two weeks.

ORDINANCE NO. 1875, New Series, recorded in Book 47 of Ordinances, amending Section 22 of Ordinance No. 1611 (New Series) of the ordinances of the City of San Diego, entitled, "An Ordinance creating and establishing certain positions in the service of the City of San Diego, and establishing titles therefor; and repealing Ordinance NO. 1387 (New Series), adopted May 24, 1938," adopted June 13, 1939, was on motion of Councilman Fish, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1876, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 20, Montemar Ridge Unit No. 1, in the City of San Diego, California, between the southerly line of Rosecrans Street and the northeasterly line of Lytton Street, was on motion of Councilman Fish, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1877, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, in the City of San Diego, California, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Fish, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1878, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 2, Monte Mar Vista, in the City of San Diego, California, between the east line of 56th Street and the west line of 58th Street, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Knox, seconded by Councilman Housh, a Special Council Meeting was called for Wednesday, the 26th day of June, 1940, at the hour of 10:00 o'clock A.M., for the purpose of considering and conducting a public hearing on the Annual Appropriation Ordinance for the fiscal year 1940-1941, and any other business that may come before said meeting.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fite Jr.
DEPUTY.


Mayor of the City of San Diego, California.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Wednesday, June 26th, 1940.

Pursuant to motion, a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice-Mayor Flowers at 10:00 o'clock A.M.

Present--Councilmen Weggenman, Fish, Knox and Flowers.
Clerk----Fred W. Sick.
Absent---Councilmen Simpson and Housh and Mayor Benbough.

In the absence of Mayor Benbough, Vice-Mayor Flowers acted as chairman.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING.

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday, the 25th day of June, 1940, of the Council, a SPECIAL MEETING of the Council was called to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Wednesday, the 26th day of June, 1940, at the hour of 10:00 o'clock A.M., for the purpose of considering and conducting a public hearing on the Annual Appropriation Ordinance for the fiscal year 1940-1941, and any other business that may come before said meeting; We, the undersigned, being all of the members of the Council of the City of San Diego, do hereby jointly and severally waive notice of said Special Meeting to be held at the time and place aforesaid. (signed) P. J. BENBOUGH; FRED W. SIMPSON; HERBERT E. FISH; L. F. WEGGENMAN; HARLEY E. KNOX; ADDISON E. HOUSH; A. E. FLOWERS.

RESOLUTION NO. 71686, recorded in Book 63 of Resolutions, was on motion of Councilman Fish, seconded by Councilman Knox, adopted. Said resolution read as follows:
"RESOLUTION NO. 71686.

WHEREAS, in the death of Mr. John G. Morley, for twenty-seven years Superintendent of Parks of The City of San Diego, and, since his retirement from active service on January 20, 1939, Park Consultant for the Park Board of said City, The City of San Diego has lost one of its foremost citizens, and one who has played a vital and important part in the development and beautification of the City; and

WHEREAS, due to Mr. Morley's great learning and long years of horticultural experience, and his untiring services in park administration and guidance, the park system of the City expanded to a total of more than 2600 acres, and San Diego's parks have become famous throughout the world for their beauty and planning; and

WHEREAS, this Council is of the opinion that by his great abilities and his long and untiring efforts on behalf of the City and its people, the late John Morley has left to The City of San Diego as a perpetual monument to his memory, the beautiful, world-famous Balboa Park; and

WHEREAS, in recognition of Mr. Morley's long devotion to public service in the interests of The City of San Diego, this Council wishes to express its sense of personal loss and the loss to the community in the death of Mr. Morley; NOW, THEREFORE,

BE IT RESOLVED By the Council of The City of San Diego, as follows:

That by this resolution this legislative body expresses its appreciation of the work of the late Mr. Morley, and its sincere regret for the loss this community has suffered; and directs that a certified copy of this resolution be sent to the family of Mr. Morley as an expression of its sympathy"

On motion of Councilman Fish, seconded by Councilman Knox, a Special Council Meeting was called for Thursday, June 27th, 1940, at the hour of 10:00 o'clock A.M., for the purpose of considering and conducting a public hearing on the Annual Appropriation Ordinance for the fiscal year 1940-1941, and any other business that may come before said meeting.

Thereupon, on motion of Councilman Fish, the meeting was adjourned until Friday, June 28th, 1940, at the hour of 10:00 o'clock A.M.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Thursday, June 27th, 1940.

Pursuant to motion, a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice-Mayor Flowers at 10:00 o'clock A.M.

Present--Councilmen Housh, Knox and Flowers.
Clerk----Fred W. Sick.
Absent---Councilmen Simpson, Weggenman, Fish and Mayor Benbough.

In the absence of Mayor Benbough, Vice-Mayor Flowers acted as chairman.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING.

WHEREAS, on motion of the Council duly adopted in open meeting on Wednesday the 26th day of June, 1940, of the Council, a SPECIAL MEETING of the Council was called to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Thursday, the 27th day of June, 1940, at the hour of 10:00 o'clock A.M., for the purpose of considering and conducting a public hearing on the Annual Appropriation Ordinance for the fiscal year 1940-1941 and any other business that may come before said meeting; We, the undersigned, being all of the members of the Council of the City of San Diego, do hereby jointly and severally waive notice of said Special Meeting to be held at the time and place aforesaid. (signed) P.J. BENBOUGH; L. F. WEGGENMAN; HERBERT E. FISH; FRED W. SIMPSON; HARLEY E. KNOX; ADDISON E. HOUSH; A. E. FLOWERS.

Thereupon, the meeting was adjourned until Monday, July 1st, 1940, at the hour of 10:00 o'clock A.M.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, City Clerk,
By Clark M. Fote Jr
DEPUTY.

SPECIAL ADJOURNED MEETING.

Chamber of the Council of the City of San Diego, California,
Friday, June 28th, 1940.

Pursuant to adjournment, a meeting of the Council of the City of San Diego, California, was held this date and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---None.

RESOLUTION NO. 71687, recorded in Book 63 of Resolutions, authorizing the City Clerk to make a charge of fifty cents for each copy of the Supplement #1 to Ordinances of the City of San Diego - July, 1937 to April, 1940; and further authorizing the City Clerk to issue, without charge, copies of said Supplement to libraries, schools, municipalities, courts, etc.; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71688, recorded in Book 63 of Resolutions, appointing Councilmen Albert E. Flowers, Fred W. Simpson and Louis F. Weggenman as an advertising control committee of the Council to approve all advertising matter prior to publication and to approve all bills, which are to be paid for in whole or in part from the Advertising and Publicity Fund of the City of San Diego for the fiscal year 1940-41; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

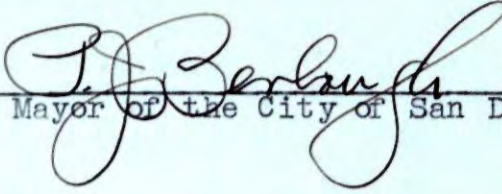
In connection with the public hearing on the Annual Appropriation Ordinance for the fiscal year 1940-1941, Mrs. Mary Bleifuss Woodworth, representing the Women's Christian Temperance Union, spoke requesting the placing of Police Women in the Police Department. Another unidentified lady made the same verbal request.

Petition of J. F. Boyle for a zone variance at Herbert Street and Myrtle Avenue was presented; together with conditional recommendation from the City Planning Commission.

RESOLUTION NO. 71689, recorded in Book 63 of Resolutions, granting permission to John F. Boyle, 1610 Myrtle Avenue, to construct a single-family residence (third living unit) on the south 48 feet of Lot 1, Block 12, T. J. Higgins Addition; provided a setback of six feet is maintained on Myrtle Avenue and a setback of seven feet six inches is maintained on Herbert Street; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71690, recorded in Book 63 of Resolutions, requesting City Manager F. A. Rhodes, City Attorney Dayton L. Ault and Personnel Director Russel T. Bailey to meet with Richard Graves of the League of California Cities, regarding State legislation affecting members of the Police and Fire Departments who develop heart ailment and pneumonia while on duty in said departments; and further requesting these officials to report their findings and make a recommendation to the City Council on the subject; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Thereupon, on motion, the meeting was adjourned.


 Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fortell
 DEPUTY.

SPECIAL ADJOURNED MEETING.

Chamber of the Council of the City of San Diego, California,
 Monday, July 1st, 1940.

Pursuant to adjournment, a meeting of the Council of the City of San Diego, California, was held this date and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.
 Absent---Councilman Housh.

Communication from the City Engineer, approved by the City Manager, recommending that 4" asphalt concrete be used, instead on 6" asphalt concrete, for paving the Alley in Block 83, City Heights, was read and ordered filed.

RESOLUTION NO. 71691, recorded in Book 63 of Resolutions, authorizing the City Engineer to change the plans and specifications for the proposed improvement of the Alley in Block 83, City Heights, to provide for paving with 4" asphalt concrete, instead of 6" asphalt concrete, as originally specified, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the Military Order of the Purple Heart thanking the Mayor and the Councilmen for courtesies received during the recent convention in San Diego was read, and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

Communication from the City Auditor reporting on the claim of John Johnson for \$85.00 was presented and read.

RESOLUTION NO. 71692, recorded in Book 63 of Resolutions, denying the claim of John Johnson and Florence Johnson, filed in the office of the City Auditor on June 10, 1940, against the City of San Diego in the amount of \$85.00; said amount claimed to be due on account of property damage caused by collision of claimants' automobile with a City-owned truck, occurring at the intersection of Juniper Street and Third Avenue on May 9, 1940, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71693, recorded in Book 63 of Resolutions, accepting the deed of Hattie May Snyder, executed in favor of The City of San Diego conveying an easement and right of way for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Petition of Wayne W. Dailard for a permit to display fireworks on the evening of July 4th, 1940, at the Amusement Center of Mission Beach, bearing the approval of the Chief of the Fire Department and the Chief of the Police Department, was presented.

RESOLUTION NO. 71694, recorded in Book 63 of Resolutions, granting the petition of Wayne W. Dailard for permission to conduct a public display of fireworks on July 4, 1940, from 9:00 P.M. to 10:00 P.M. on the beach front at the Mission Beach Amusement Center; subject to Sections 12500-12513 of the Health and Safety Code, the rules and regulations of the State Fire Marshal, and Ordinance No. 1313, New Series, of the City of San Diego, as filed under Document No. 321308, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Property Owners for closing portions of Bandini Street, between La Jolla Avenue and California Street, was presented; together with recommendation for approval from the City Engineer, and written approval from the City Planning Commission.

RESOLUTION NO. 71695, recorded in Book 63 of Resolutions, granting the petition for closing the northwesterly 10 feet and the southeasterly 10 feet of Bandini Street, between California Street and La Jolla Avenue, as contained in Document No. 321184; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

At this time a majority of the members of the Council signed the license bond of Wayne W. Dailard covering the display of fireworks on the beach in front of the Mission Beach Amusement Center on July 4th, 1940.

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Communication of Forrest L. Heatt enclosing a press announcement giving a preliminary announcement of returns of the Sixteenth Census, taken as of April 1, 1940, showing a population of San Diego City of 202038, as compared with 147995 on April 1, 1930, was presented and ordered filed.

RESOLUTION NO. 71696, recorded in Book 63 of Resolutions, placing the Council on record as commending Mr. Forrest L. Heatt, Supervisor of Census for this district, for the efficient manner in which he handled the taking of the 1940 census, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Thereupon, on motion of Councilman Knox, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fote Jr.
DEPUTY.

J. Benbough
Mayor of the City of San Diego, California.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, July 2nd, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilmen Housh and Knox.

On motion of Councilman Fish, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, June 25th, 1940, the special meeting of Wednesday, June 26th, 1940, the special meeting of Thursday, June 27th, 1940, the special adjourned meeting of Friday, June 28th, 1940, and the special adjourned meeting of Monday, July 1st, 1940, were approved without reading.

Petition of the Prudential Insurance Company of America, By Starkey Investment Company, property managers, for a zone variance on Lot 10, Block B, Burlingame, at 3195 Kalmia Street, was presented; together with a report from the City Planning Commission on the request; and on motion of Councilman Weggenman ordered filed.

Petition of Richard H. Phillips protesting against any zone variance for 3195 Kalmia Street was presented and ordered filed.

Communication from the Prudential Insurance Company of America, By Starkey Investment Company, property managers, withdrawing the request for a zone variance at 3195 Kalmia Street, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

At this time Mayor Benbough requested to be excused, and Vice Mayor Flowers took his place as chairman.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block C, Altadena, between the north line of Thorn Street and the south line of Upas Street; and a portion of Thorn Street; under Resolution of Intention No. 71344, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 321375.

V. R. Dennis Construction Co.; accompanied by a bond from the Glens Falls Indemnity Company; which bid was given Document No. 321376.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 321377.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 321378.

Thereupon, on motion of Councilman Fish, seconded by Councilman Simpson, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for San Diego Lighting District No. 1, he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 321379.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Fish, said bid was referred to the City Manager for report and recommendation.

At this time Mayor Benbough returned and took his place as chairman.

By unanimous consent, Lt. Commander Wright, President of the Balboa Golf Club, and Jack Southwick, Vice-President of the Balboa Golf Club, spoke urging the appointment of a manager for the municipal golf course.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of E Street, between the east line of 27th Street and the west line of 28th Street, a report from the City Engineer, approved by the City Manager, reporting on protests filed under Documents 320792 and 321152, was presented and filed.

The Clerk reported an additional protest had been received from John A. Thomas and Bernard Moore, contained in Document No. 321282.

A report from the City Engineer, approved by the City Manager, reporting on the combined protests, and stating that the protesting frontage is 58.6% and the protesting area is 58.4% was read and ordered filed.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, RESOLUTION NO. 71697, recorded in Book 63 of Resolutions, sustaining the protests against the City Engineer's report and estimate of the cost of paving E Street, between the east line of 27th Street and the west line of 28th Street, as contained in Documents Nos. 320792, 321152 and 321282; and abandoning the proceedings for said work and improvement; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, a report from the City Engineer, approved by the City Manager, stating that protests previously filed under Document No. 321200 contain signatures of the owners of 38% of the frontage and 39.4% of the area of the assessment district, was presented and filed.

The Clerk reported that no additional protests or written communications had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, RESOLUTION NO. 71698, recorded in Book 63 of Resolutions, overruling and denying the protests against the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Fish, the proceedings were referred to the City Attorney for a resolution finding the proposed work to be feasible, and determining that the property in the assessment district can bear the burden of the proposed assessment.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, under Resolution of Intention No. 71483, the Clerk reported that a written protest had been received from Edna A. Benson, contained in Document No. 321262, which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, RESOLUTION NO. 71699, recorded in Book 63 of Resolutions, overruling and denying the protests against the proposed paving and otherwise improving of Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, under Resolution of Intention No. 71483, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block B, Altadena, between the north line of Thorn Street and the south line of Upas Street; and a portion of Thorn Street; under Resolution of Intention No. 71532, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Flowers, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Five Points Lighting District No. 1, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71700, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Five Points Lighting District No. 1, was on motion adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 1, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71701, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for University Avenue Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 3, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71702, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for University Avenue Lighting District No. 3, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

The hour of 10:30 o'clock A.M. having arrived, the time set for hearing relative to the terms and provisions of Ordinance No. 1874, New Series, regulating mechanical play devices, providing for the licensing thereof, fixing the license fees therefor, providing

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a penalty for the violation of the provisions thereof, and repealing Ordinance No. 1004, (New Series), the Mayor inquired if any interested persons were present who desired to be heard.

Mr. Fred Scheidel, Mr. E. P. Woodward and Mr. C. T. Presher addressed the Council on the matter of this Ordinance. Mr. C. T. Presher suggested that the ordinance should provide for transferable licenses, from one machine to another, but no action was taken on the suggestion.

Petition of Irving Hayes for zone variance at 3332 - 4th Avenue was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 71703, recorded in Book 63 of Resolutions, denying the petition of Irving Hayes, 3332 - 4th Avenue, for variance to the restrictions of Ordinance No. 12987, to permit the operation of a six-bed maternity hospital on Lot I, Block 389, Horton's Addition, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of H. H. Peterson for zone variance in Middletown was presented; together with a recommendation from the City Planning Commission, by a vote of 6 to 2, that the request be denied.

RESOLUTION NO. 71704, recorded in Book 63 of Resolutions, denying the petition of H. H. Peterson, 3788 Pacific Highway, for variance to the restrictions of Ordinance No. 12990, to permit the operation of an auto wrecking yard on Lots 7 to 12, Block 183, Middletown, and Middletown Right of Way Lots 151 to 154, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Geo. P. Collins for variance to restrictions on Beryl Street was presented; together with recommendation from the City Planning Commission that the request be approved.

RESOLUTION NO. 71705, recorded in Book 63 of Resolutions, granting permission to Geo. P. Collins, 1776 Beryl Street, to remodel and add to the existing building on the rear of Lot 174, Congress Heights Addition, and operate same as a guest house, with a side yard of 5 feet, a rear yard of 14 feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Mrs. Claire E. George for setback suspension on 42nd Street was presented; together with recommendation from the City Planning Commission that the request be approved.

RESOLUTION NO. 71706, recorded in Book 63 of Resolutions, granting permission to Mrs. Claire E. George, 1830 - 30th Street, to erect a private garage on Lot 10, Block 13, Kensington Park Annex, one foot from the side lot line and not closer to the property line on 42nd Street than three feet; and suspending the provisions of Setback Ordinance No. 12321, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Petition of F. A. Parmenter for permission to conduct an auto court at 2725 San Diego Avenue was presented; together with recommendation from the City Planning Commission that the request be approved.

RESOLUTION NO. 71707, recorded in Book 63 of Resolutions, granting permission to F. A. Parmenter, 2725 San Diego Avenue, to erect a 6-unit auto court on the southeast 31-1/4 feet of Lot 2 and the northwest 11-1/4 feet of Lot 3, Block 436, Old San Diego, with garages on the first floor, and the 6 single-room units above, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of residents protesting against the parking of Ace Van and Storage Trucks in the 3600 block on El Cajon Boulevard was presented; together with recommendation from the Traffic Commission that the request contained in the petition be denied.

RESOLUTION NO. 71708, recorded in Book 63 of Resolutions, denying the petition of F. O. Albright, et al., requesting the prohibition of the Ace Van and Storage Company trucks parking in the 3600 and 3700 blocks on El Cajon Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Jordan Motor Sales Company, et al. for parking restrictions on Kettner Boulevard between B Street and Ash Street was presented; together with a recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71709, recorded in Book 63 of Resolutions, denying the petition of Jordan Motor Sales Co., 1372 Kettner Blvd., et al., for "relief to the parking restriction" on Kettner Boulevard between B Street and Ash Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Mrs. Wallace Lanier for boulevard stops at the intersection of Ebers Street and Narragansett Avenue; and at the intersection of Ebers Street and Niagara Avenue; was presented; together with recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71710, recorded in Book 63 of Resolutions, denying the petition of Mrs. Wallace Lanier for the installation of boulevard stops at the intersection of Ebers Street and Narragansett Avenue, and at the intersection of Ebers Street and Niagara Avenue, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Wright Refrigeration Service for a loading zone at 1337 India Street was presented; together with recommendation from the Traffic Commission that a 27-foot zone be established at the above location.

RESOLUTION NO. 71711, recorded in Book 63 of Resolutions, granting the petition of Wright Refrigeration Service, 1337 India Street, for a loading zone in front of their place of business; and authorizing the City Manager to cause a 27-foot loading zone to be painted in front of 1337 India Street; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Alan Wiley of the Lincoln Ambulance Company, for a permit to operate a for-hire car was presented; together with communication from the Traffic Commission recommending that the application be granted.

RESOLUTION NO. 71712, recorded in Book 63 of Resolutions, granting a permit to Alan Wiley, 3978 Park Boulevard, to operate one automobile for hire, under the firm name of Lincoln Ambulance Service; rates to be in accordance with application on file in the office of the City Clerk, bearing Document No. 320772, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Property Owners for a boulevard stop sign at 26th and C Streets was presented; together with recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71713, recorded in Book 63 of Resolutions, denying the petition of Property Owners for a boulevard stop at the intersection of 26th Street and C Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Glenn T. Williams for a passenger zone at 605 - 13th Street was presented; together with a recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71714, recorded in Book 63 of Resolutions, denying the petition of Glenn T. Williams for a passenger zone at the St. Paul Hotel entrance, 605 - 13th Street, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Harry E. Randall for permission to connect to a private sewer line in Block 39, C. L. Carr's Subdivision, was presented; bearing the approval of the Health Department and of the City Manager.

RESOLUTION NO. 71715, recorded in Book 63 of Resolutions, granting permission to Harold E. Randall, 519 - 26th Street, to connect a residence to be constructed on the north 45 feet of the south 95 feet of Lots 25, 26, 27, Block 39, C. L. Carr's Subdivision, with the existing private sewer line on said property; and providing that the City of San Diego shall not be responsible for any damage arising from the granting of this permit; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Fifth Church of Christ Scientist for permission to erect a sign at the intersection of Fairmount Avenue and University Avenue giving the location of a reading room located at 3880 Fairmount Avenue was presented; together with a recommendation from the City Manager that the request be granted.

RESOLUTION NO. 71716, recorded in Book 63 of Resolutions, granting permission to the Fifth Church of Christ Scientist, 3777 - 42nd Street, by Mrs. Jean A. Skidmore, to place a sign at the intersection of Fairmount and University Avenues, giving the location of their reading room located at 3880 Fairmount Avenue; the size, design and location of said sign to be subject to the approval of the City Manager; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of G. F. Evans for a tent meeting permit at 31st Street and Commercial Street was presented; together with conditional recommendation for approval from the Social Welfare Director, approved by the City Manager.

RESOLUTION NO. 71717, recorded in Book 63 of Resolutions, granting permission to G. F. Evans, 3204 Island Avenue, to erect a tent, with a seating capacity of approximately 250, for religious purposes, at 31st Street and Commercial Street; said tent to be 35 feet by 50 feet and to remain in place for a period of thirty days from the date of this resolution; granting permission for the use of open type wiring, by a licensed electrician; subject to checking by the inspection departments; and providing that the closing time shall be 9:30 P.M., that no wind instruments shall be used, and that no public solicitation of funds shall be permitted; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Property Owners for discontinuing La Playa Lighting District No. 1 was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the request be granted as it bears signatures of owners of 63% of the total frontage in the district.

RESOLUTION NO. 71718, recorded in Book 63 of Resolutions, granting the petition for discontinuance of La Playa Lighting District No. 1, effective with the expiration of the present contract on November 25, 1940, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving the north and south Alley in Block 46, W. P. Herbert's Subdivision, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the request be granted, as it bears the signatures of the owners of 57.4% of the frontage on said Alley.

RESOLUTION NO. 71719, recorded in Book 63 of Resolutions, granting the petition for paving the north and south Alley in Block 46, W. P. Herbert's Subdivision, contained in Document No. 320611; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the North San Diego Chamber of Commerce relative to the Cabrillo Statue was read and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the San Diego Highway Development Association relative to making the Mission Valley Road a State Highway, and suggesting that an additional right-of-way be secured by the City, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Resolution of the Board of Supervisors demanding \$28,000 as the City's portion of the costs of maintaining the Municipal Courts for the fiscal year ending June 30, 1940, was presented.

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Communication from the City Attorney relative to City contributions to costs of maintaining municipal courts was read and ordered filed.

RESOLUTION NO. 71720, recorded in Book 63 of Resolutions, denying the demand of the Board of Supervisors of the County of San Diego that the City of San Diego pay the County of San Diego the sum of \$28,000.00 toward the costs of maintaining the Municipal Courts, for the fiscal year ending June 30th, 1940; said demand being filed as Document No. 321213; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted. Councilman Simpson voted "Nay" on the motion.

Communication from the Mission Beach Chamber of Commerce favoring the purchase by the City of the seven and one-half acres of land south of and adjacent to the amusement center was presented and ordered filed.

Communication from the Traffic Commission recommending new or additional lights at various locations in the City was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from the City Planning Engineer relative to a coming visit to San Diego of members of the National Planning Conference on July 14th, 1940, was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the Legal Department relative to travel expenses incurred by Highway Department officials in connection with their official duties outside of the limits of the State of California was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the City Attorney relative to the application of the San Diego Consolidated Gas & Electric Company to change the par value of its common stock from \$100 per share to \$10 per share was read and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

Communication from the City Attorney relative to the application of Earl E. Dwiggins for refund of inspection fee, and reporting that in his opinion the request should be denied, was presented and read and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 71721, recorded in Book 63 of Resolutions, denying the petition of Earl E. Dwiggins, 4058 - 43rd Street, for refund of \$5.00 inspection fee for food handling (candy and bottled soft drinks), at a stand located at 309 E Street, under Inspection receipt #4009 issued June 12, 1940, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent reporting on bids received for furnishing the City's requirements of Mazda Lamps for the fiscal year 1940-1941 was presented and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 71722, recorded in Book 63 of Resolutions, rejecting all bids received by the Purchasing Agent on June 27, 1940, for Mazda incandescent lamps; and authorizing all checks received with said bids to be returned to the respective bidders; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent presenting a resolution authorizing advertising for bids for furnishing the City's requirements of Mazda lamps for the period of one year commencing August 1, 1940, was presented and ordered filed.

RESOLUTION NO. 71723, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of The City of San Diego to advertise for sealed proposals or bids for furnishing the City with its requirements of Mazda lamps for a period of one year beginning August 1, 1940, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321373, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent presenting a resolution authorizing advertising for bids for furnishing 4444 Lineal feet of 24" Class 150 Bell and Spigot cast iron pipe, and 1872 Lineal feet of 24" Class 250 Bell and Spigot cast iron pipe, was presented and ordered filed.

RESOLUTION NO. 71724, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of The City of San Diego to advertise for sealed proposals or bids for furnishing The City of San Diego with 4444 lineal feet of 24" Class 150 bell and spigot cast iron pipe; 1872 lineal feet of 24" Class 250 bell and spigot cast iron pipe; and various cast iron fittings, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321359; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent presenting a resolution authorizing advertising for bids for 3000 steel folding chairs was presented and ordered filed.

RESOLUTION NO. 71725, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of The City of San Diego to advertise for sealed proposals or bids for furnishing The City of San Diego with 3000 steel folding chairs, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321362, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

By unanimous consent, RESOLUTION NO. 71726, recorded in Book 63 of Resolutions, fixing the amount of the bond for the Cashiers at the Swimming Pool at \$1000.00 each, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block 147, Mission Beach, was presented and ordered filed.

RESOLUTION NO. 71727, recorded in Book 63 of Resolutions, awarding to W. V. Hutchison the contract for paving and otherwise improving of the Alley in Block 147, Mission Beach, as described in Resolution of Intention No. 71296, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for the paving and otherwise improving of the Alley in Block 6, Wilshire Place, was presented and ordered filed.

RESOLUTION NO. 71728, recorded in Book 63 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block 6, Wilshire Place, as described in Resolution of Intention No. 71252, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71729, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the grading, paving and otherwise improving of Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of Granada Tract; and approving Plat No. 1781, showing the exterior boundaries of the district to be included in the assessment for the said work and improvement; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 71730, recorded in Book 63 of Resolutions, for paving and otherwise improving Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of Granada Tract, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING WORK NO. 71731, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 169, University Heights, as described in Resolution of Intention No. 71484, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71732, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving the Alley in Block 46, Park Villas, under Resolution of Intention No. 70294, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71733, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing notice of said hearing, for furnishing of electric current for Adams Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 71734, recorded in Book 63 of Resolutions, for closing portions of the unnamed road lying westerly of and adjoining Lots 3 and 4 of the Partition Map of the East One-half of Pueblo Lot G, (fractional) according to map thereof numbered 796, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71735, recorded in Book 63 of Resolutions, directing that the assessment shall be made and signed by the City Engineer for the work of paving and otherwise improving the Alley in Block 169, University Heights, under Resolution of Intention No. 71484, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71736, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 169, University Heights, under Resolution of Intention No. 71484, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71737, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block F, McFadden and Buxton's North Park and the Alley in Block 33, Park Villas, as described in Resolution of Intention No. 71062, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71738, recorded in Book 63 of Resolutions, authorizing and empowering a majority of the members of the Council to enter into a contract with the San Diego Consolidated Gas & Electric Company for the furnishing of all poles, wires, conduits, lamps, arms, and other appliances, and the electric current for the lighting of the streets, avenues, boulevards, places, drives and ways in The City of San Diego, together with the maintenance of such poles, wires, conduits, lamps, arms and appliances, for a period of one year from and after the 1st day of July, 1940, for all lights that were installed and burning as of July 1, 1940, in accordance with the specifications contained in Document No. 321182, and schedule of rates of the Railroad Commission, a copy of which is filed under Document No. 321183, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71739, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to execute a certain renewal of Lease between The City of San Diego and the Smith-Emery Company, a corporation, as per copy of said Renewal of Lease filed with the City Clerk as Document No. 321404, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71740, recorded in Book 63 of Resolutions, accepting the quitclaim deed of Walter Church, executed in favor of The City of San Diego for street purposes, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

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RESOLUTION NO. 71741, recorded in Book 63 of Resolutions, accepting the deed of Jane P. Clapp, executed in favor of The City of San Diego, for street purposes, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

At this time a majority of the members of the Council signed:
Bond of N. L. Nelson and Paul R. Sloan, doing business as Nelson and Sloan, as sidewalk contractors.
Schedule Bond covering Maurice C. Gross as District Water Bill Collector; Raymond Bartlett as Inventory Clerk; and Gerald G. Geddes as District Water Bill Collector.
Bond of Fred W. Sick as City Clerk.

On motion of Councilman Fish, seconded by Councilman Flowers, a proposed ordinance establishing and creating the position of Municipal Golf Course Manager was taken from the Table.

Thereupon, ORDINANCE NO. 1879, New Series, recorded in Book 47 of Ordinances, creating and establishing in the Park Division of the Park Department of the City of San Diego the position of Municipal Golf Course Manager; and establishing a schedule of compensation for said position; was on motion of Councilman Fish, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Thereupon, on motion of Councilman Fish, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

RESOLUTION NO. 71742, recorded in Book 63 of Resolutions, referring to the City Manager the matter of selecting a site for the proposed Armory, for consultation with the Harbor Commission regarding the placing of said Armory on the tidelands, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

ORDINANCE NO. 1880, New Series, recorded in Book 47 of Ordinances, being an Annual Appropriation Ordinance appropriating moneys for Municipal purposes and fixing allowances for the various departments and offices of the City of San Diego, and fixing salaries of certain officers thereof for the fiscal year 1940-1941, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending the adoption of an ordinance appropriating \$1800.00 for routine hydrographic work and investigations from July 1, 1940, to June 30, 1941, was presented and ordered filed.

ORDINANCE NO. 1881, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1800.00 out of the Acquisition and Investigation Water Bond Fund of the City of San Diego to provide funds for routine Hydrographic Work and Investigations in connection with the Municipal Water Supply, was on motion of Councilman Simpson, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Communication from the Legal Department transmitting form of ordinance abolishing the Police Merit System was presented and ordered filed.

ORDINANCE NO. 1882, New Series, recorded in Book 47 of Ordinances, abolishing the Police Merit System and placing the Police Department under the Civil Service of the City of San Diego, and repealing Ordinance No. 1279 (New Series), adopted November 9th, 1937, and Ordinance No. 1714, (New Series), adopted December 5, 1939, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

ORDINANCE NO. 1883, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block K, Altadena, in the City of San Diego, California, between the north line of Redwood Street and the south line of Thorn Street, was on motion of Councilman Weggenman, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Thereupon, on motion of Councilman Fish, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

ORDINANCE NO. 1884, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block "D" Sterlingworth, in the City of San Diego, California, between the north line of El Cajon Boulevard and the south line of Meade Avenue, was on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Knox.

RESOLUTION NO. 71743, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 45 of the Administration Building and Grounds Department, Civic Center Building, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Fish, the meeting was adjourned.

J. J. Benbough
 Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By *Clark M. Footes*
 DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
 Tuesday, July 9th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough.
 Clerk----Fred W. Sick.
 Absent---Councilmen Fish and Knox.

On motion of Councilman Flowers, seconded by Councilman Simpson, the minutes of the regular meeting of Tuesday, July 2nd, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Verbal protests were made by Arthur Payne, Dr. Martin J. Linderholm, Frank H. Coulter, Silas M. Tyson, Ralph Eidelberger and Julia Higgins.

All interested persons having been heard, RESOLUTION NO. 71744, recorded in Book 63 of Resolutions, overruling and denying the verbal protests of Arthur Payne, Dr. Martin J. Linderholm, Frank H. Coulter, Silas M. Tyson, Ralph Eidelberger and Julia Higgins, and all other protests, against the City Engineer's report and estimate of the cost of paving and otherwise improving Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Housh, seconded by Councilman Flowers, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of Garrison Street, between Rosecrans Street and Willow Street; and Evergreen Street, between Garrison Street and Hugo Street; under Resolution of Intention No. 71582, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Housh, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving Hawthorn Street, between 29th Street and Dale Street, under Resolution of Intention No. 70830, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71745, recorded in Book 63 of Resolutions, confirming and approving the City Engineer's Assessment No. 1692, covering the paving and otherwise improving of Hawthorn Street, between 29th Street and Dale Street, under Resolution of Intention No. 70830; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, under Resolution of Intention No. 70526, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71746, recorded in Book 63 of Resolutions, confirming and approving the City Engineer's Assessment No. 1693, covering the paving and otherwise improving of the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, under Resolution of Intention No. 70526; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and

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form provided by law; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 6, Frary Heights, between the north line of Redwood Street and the south line of Thorn Street; and a portion of Thorn Street, between the northerly prolongation of the east and west lines of the Alley in Block 6, Frary Heights; under Resolution of Intention No. 70508, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71747, recorded in Book 63 of Resolutions, confirming and approving the City Engineer's Assessment No. 1694, covering the paving and otherwise improving of the Alley in Block 6, Frary Heights, between the north line of Redwood Street and the south line of Thorn Street; and a portion of Thorn Street, between the northerly prolongation of the east and west lines of the Alley in Block 6, Frary Heights; under Resolution of Intention No. 70508; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Mission Beach Lighting District No. 2, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71748, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Mission Beach Lighting District No. 2, was on motion adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Ocean Beach Lighting District No. 1, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71749, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Ocean Beach Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Fred A. Heilbron for a special sewer connection permit in Block 23, Middletown Addition, was presented; bearing approvals from the Health Department and the City Manager.

RESOLUTION NO. 71750, recorded in Book 63 of Resolutions, granting permission to Fred A. Heilbron to run a 4" soil line five feet southeast of the northwest line of Pringle Street, from Titus to Linwood Street, between the sidewalk and curb in Block 23, Middletown Addition; providing that the City of San Diego shall not be held responsible for any damage arising from the granting of this permit; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of the San Diego Urban Company for rezoning a portion of Morena was presented; together with a recommendation from the Planning Commission that the petition be referred to the City Attorney to prepare the necessary ordinance.

RESOLUTION NO. 71751, recorded in Book 63 of Resolutions, authorizing the City Attorney to prepare and present the necessary ordinance to change the present zoning of Lots 1 to 14, Block 24; Lots 1 to 14, Block 25; Lots 1 to 14, Block 26; Morena, from Zone C to Zone R-4, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Melvin Miller for an auto camp permit and an auto trailer camp permit on Pueblo Lot 242 was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 71752, recorded in Book 63 of Resolutions, granting permission to Melvin Miller to conduct a 3-unit auto court and an 8-unit trailer camp on the south 94.30 feet of the north 317.18 feet of Pueblo Lot 242, west of the San Diego Electric Railway tracks, on Midway Drive, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Elmer H. Hartman for permit to pave a portion of the Alley in Block 5, Wilshire Place, at private contract was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the request be granted.

RESOLUTION NO. 71753, recorded in Book 63 of Resolutions, granting permission to Elmer H. Hartman, 3787 - 29th Street, to pave the south 100 feet of the Alley in Block 5, Wilshire Place at private contract; the work to be done to the grade and in accordance with specifications to meet the approval of the City Engineer; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Protest of property owners against the proposed paving of the Alley in Block 3, Eastgate, was presented; together with a recommendation from the City Engineer that the proceedings be abandoned, as the protest contained signatures of 67% of the frontage.

RESOLUTION NO. 71754, recorded in Book 63 of Resolutions, sustaining the protest of Oscar H. Gruner, et al., filed in the office of the City Clerk on June 28th, 1940, under Document No. 321290, against the proposed paving of the Alley in Block 3, Eastgate; and abandoning the proceedings for said proposed work; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Forrest L. Heatt, Supervisor of Census, announcing that the population of the City of San Diego and the Metropolitan Area in the County of San Diego, as shown by a preliminary count of the returns of the Sixteenth Census, is 252079, as compared with 181020 on April 1, 1930, was presented and on motion of Councilman Weggenman,

seconded by Councilman Flowers, ordered filed.

Communication from F. L. Richardson complaining about the quality of the City water, due to the amount of chlorine it contains, was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the San Diego Symphony Orchestra Assn. thanking the Council for the allotment toward the Summer series of concerts was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the North San Diego Chamber of Commerce urging the improvement of the Pike Airport, located at 4760 Anna Avenue, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the United States Conference of Mayors announcing their annual meeting to be held in New York City on September 19th to 21st, 1940, was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the Mayor.

Communication from Frank T. Green and W. W. Johnson offering to deed certain land to the City for street purposes in Sunset Addition was read; together with a communication from the City Planning Commission regarding the offer; and on motion of Councilman Housh, seconded by Councilman Weggenman, the matter was continued for one week.

Communication from the Charter Revision Committee submitting a progress report on work accomplished was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, filed. A letter of thanks was authorized to the Charter Revision Committee for their study and research in this matter.

Communication from the City Engineer, approved by the City Manager, recommending the acceptance of the offer of the Taper Tube Pole Company, with alternate luminaire, for lighting standards to be installed on Market Street, between Pacific Highway and State Street, was presented and read.

RESOLUTION NO. 71755, recorded in Book 63 of Resolutions, determining that the lighting standard to be used in connection with the lighting of Market Street, between Pacific Highway and State Street, shall be Taper Tube Pole, with alternate luminaire, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Report of Glenn A. Rick, City Planning Engineer, on the Shoreline Planning Association Meeting held at the Bel Air Club, north of Santa Monica, on June 28th, 1940, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the City Engineer relative to the offer of S. W. Mann to deed certain land in Lot 66, Ex Mission Lands, was read; together with a report from the City Planning Commission stating that the width of the land offered was insufficient for street purposes; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred back to the City Engineer for further recommendation.

Communication from the Mayor announcing the appointment of O. W. Todd Jr. as a member of the Traffic Commission, to fill the vacancy created by the resignation of Captain E. S. Root, was presented and read.

RESOLUTION NO. 71756, recorded in Book 63 of Resolutions, confirming the appointment by Mayor P. J. Benbough of O. W. Todd Jr. as a member of the Traffic Commission, to fill the vacancy created by the resignation of Captain E. S. Root, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending a contract with the County of San Diego whereby the Sheriff's office may be equipped to broadcast through the City's transmitter under certain conditions was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Attorney for the necessary papers.

Communication from the City Manager recommending filing the offer of T. Ward Watson, offering to purchase the beauty shop equipment stored at Mission Beach for \$115, was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed; together with said offer from T. Ward Watson.

Communication from the City Manager recommending that the application for franchise by the San Diego and Arizona Eastern Railway Company be granted, as contained in Document No. 320532, provided the Railway Company grant the City of San Diego easements across its right-of-way at various points, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney for a report on the Manager's recommendation; also, for report on the City's right to cross any other streets upon demand.

Communication from the City Manager recommending the filing of the tentative map of Welsh Subdivision, as contained in Document No. 320985, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed; together with Document No. 320985.

Communication from the City Manager recommending that the City Attorney prepare the necessary legal papers to notify the owners of the Ocean Beach Dance Pavilion, at the corner of Newport Avenue and Abbott Street, to have said structure removed was presented and read.

RESOLUTION NO. 71757, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare the necessary legal papers to notify the owners of

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the dance pavilion at Ocean Beach, located at the corner of Newport Avenue and Abbott Street, to remove said building due to its dangerous condition and its menace to the public who use the sidewalks and beach in front of the building, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending advertising for bids for the City's requirements of asphaltic base, asphalt wearing surface, and plant mixed surfacing for street patching and repairs, was presented and ordered filed.

RESOLUTION NO. 71758, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with its requirements of asphaltic base, asphalt wearing surface, and plant mixed surfacing for street patching and repairs, for the period beginning August 15, 1940, and ending August 15, 1941, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file in the office of the City Clerk bearing Document No. 321530, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Manager recommending that the offer of the Woods Leasing Company to pay \$150 per month for the old City Hall Building at 5th Avenue and G Street be filed was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed; together with the offer from Woods Leasing Company.

RESOLUTION NO. 71759, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue; and approving Plat No. 1793, showing the exterior boundaries of the assessment district; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71760, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer reporting on bids received for paving and otherwise improving the Alley in Block C, Altadena, and a portion of Thorn Street, was presented and ordered filed; bearing the approval of the City Manager.

RESOLUTION OF AWARD NO. 71761, recorded in Book 63 of Resolutions, awarding to V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company, the contract for paving and otherwise improving of the Alley in Block C, Altadena, and a portion of Thorn Street, as described in Resolution of Intention No. 71344, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION ORDERING WORK NO. 71762, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block B, Altadena, and a portion of Thorn Street, as described in Resolution of Intention No. 71532, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71763, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for Midway Drive Lighting District No. 1, for the period ending September 30, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71764, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving of 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, under Resolution of Intention No. 70713, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71765, recorded in Book 63 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 1 for the period ending August 6th, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71766, recorded in Book 63 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 3 for the period ending August 6, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71767, recorded in Book 63 of Resolutions, for furnishing electric current for Five Points Lighting District No. 1 for the period ending August 4th, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71768, recorded in Book 63 of Resolutions, directing that the assessment for paving and otherwise improving the Alley in Block B, Altadena, and a portion of Thorn Street, under Resolution of Intention No. 71532, shall be made and signed by the City Engineer, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71769, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block B, Altadena, and a portion of Thorn Street, shall be done under the direction of the City Engineer, and to the satisfaction of said City Engineer, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

At this time a majority of the members of the Council signed a contract with the San Diego Consolidated Gas & Electric Company for General Street Lighting to June 30, 1941.

RESOLUTION NO. 71770, recorded in Book 63 of Resolutions, determining that the proposed paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, to be feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment; and authorizing the City Engineer to prepare the necessary plans and specifications for said proposed work; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

By unanimous consent, Alfred May and Walter Church submitted an oral request for a reduced license fee to show the Lakeside Rodeo at Monroe Field on August 3rd and 4th, 1940.

RESOLUTION NO. 71771, recorded in Book 63 of Resolutions, referring to the City Manager and the City Attorney the verbal request of Alfred May and Walter Church, representing the Uptown Council, for a reduced license to show the Lakeside Rodeo at Monroe Field on August 3rd and 4th, 1940, instead of the circus license fee required by the license bureau, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71772, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71773, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving 36th Street, between the north line of Adams Avenue and the southwesterly line of East Mountain View Drive, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Legal Department recommending the re-appointment of Phil D. Swing as Special Water Counsel for the current fiscal year was presented and ordered filed.

RESOLUTION NO. 71774, recorded in Book 63 of Resolutions, retaining and employing Phil D. Swing as Special Water Counsel for the fiscal year 1940-1941, at the rate of \$300.00 per month, plus traveling expenses, etc., was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71775, recorded in Book 63 of Resolutions, fixing the amount of the bond of the Manager of the Golf Course at \$2000.00, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71776, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to enter into a contract with Leslie S. Everts and Carl M. Esenoff for an audit of the books of the City of San Diego for the period ending June 30, 1940, at a cost to the City of not to exceed the sum of \$1700.00, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71777, recorded in Book 63 of Resolutions, authorizing the Mayor to execute and the City Clerk to attest for and on behalf of the City of San Diego a deed granting and conveying to the United States of America all that real property described in said Resolution, consisting of four parcels of the Municipal Tide Lands, in exchange for the conveyance and reconveyance by the United States of America of certain parcels of land described in said Resolution; all as authorized and approved by a vote of a majority of the electors of the City of San Diego at a regular municipal election held on April 25th, 1939, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71778, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Clerk to execute for and on behalf of the City of San Diego a deed granting and conveying to the United States of America certain tidelands adjacent to the northerly line of the U. S. Destroyer Base, containing approximately 14 acres; as authorized and approved by a vote of a majority of the electors of the City of San Diego at a special municipal election held on the 28th day of March, 1939; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71779, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Clerk to execute for and on behalf of the City of San Diego a deed granting and conveying to the United States of America certain land in Balboa Park for use of the Naval Hospital, containing approximately 32 acres; as authorized and approved by a vote of two-thirds of the electors voting at a special election held on the 28th day of March, 1939; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71780, recorded in Book 63 of Resolutions, accepting the deed of Myrtle S. Langsett, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from E. A. Sutton offering to deed certain land to the City for street purposes through Lot 11, Encanto, was presented; together with recommendations from the City Engineer and the City Planning Commission on the matter.

RESOLUTION NO. 71781, recorded in Book 63 of Resolutions, accepting the deed of E. A. Sutton and Helen E. Sutton, executed in favor of the City of San Diego for portions of Skyline Drive and 66th Street through Lot 11, Encanto, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71782, recorded in Book 63 of Resolutions, commending Chief of Police Clifford E. Peterson for his comprehensive annual report for the fiscal year 1939-1940, which was made to the City Manager; and thanking him for copies thereof which he furnished to the members of the Council; was on motion of Councilman Flowers, seconded

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by Councilman Weggenman, adopted.

ORDINANCE NO. 1885, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 6, Hartley's North Park and Block "C", McFadden and Buxton's North Park in the City of San Diego, California, between the north line of Landis Street and the south line of Wightman Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

ORDINANCE NO. 1886, New Series, recorded in Book 47 of Ordinances, establishing the grade of Elizabeth Street in the City of San Diego, California, between the south line of Ocean View Boulevard and the north line of T Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Knox.

Communication from the City Engineer, approved by the City Manager, recommending that an application be made to the Railroad Commission for a crossing of the A. T. & S. F. Railway Company's track on Estudillo Street, was presented by unanimous consent.

RESOLUTION NO. 71783, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to make an application to the Railroad Commission, for and on behalf of the City of San Diego, for a crossing over the Atchison, Topeka & Santa Fe Railway Company's tracks on Estudillo Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71784, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 46 of the Administration Building and Grounds Department, Civic Center, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71785, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 47 of the Administration Building and Grounds Department, Civic Center, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71786, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to execute an agreement for assignment of relief workers, between the City of San Diego and the State Relief Administration, for the employment of laborers for work in the Park Department and Cemetery Department of the City, between July 15th, 1940, and March 31st, 1941, under certain conditions outlined in said Resolution, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

At this time Harry Foster appeared and spoke relative to the possibility of conducting a "black out" in San Diego for a short interval during the American Legion Convention.

RESOLUTION NO. 71787, recorded in Book 63 of Resolutions, referring to the City Manager the verbal statement of Harry Foster regarding the possibility of conducting a "black out" in San Diego as a feature of the American Legion Convention; and requesting the City Manager to bring in a report to the Council on the feasibility of the plan, for the next regular meeting of the Council; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

A letter from C. A. Blakely, Rear Admiral, U. S. Navy, Commandant, Eleventh Naval District, relative to the construction of about 1000 residential units in San Diego under the provisions of the National Defense Housing Amendment, USHA, for use of married enlisted and civilian personnel, was presented and read.

On motion of Councilman Housh, seconded by Councilman Weggenman, a conference was set for 2:00 o'clock P.M., this date, with members of the housing committee and representatives of the Navy Department to consider this matter. A motion by Councilman Simpson to amend the original motion to provide for a conference between the Mayor and a Navy Department representative lost for want of a second.

Thereupon, on motion, the Council adjourned until the hour of 3:30 o'clock P.M.

Upon reassembling, the roll call showed the following, to-wit:
Present--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough.
Clerk----Clark M. Foote Jr.
Absent---Councilmen Fish and Knox.

RESOLUTION NO. 71788, recorded in Book 63 of Resolutions, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted reading as follows:-

"RESOLUTION NO. 71788.

WHEREAS, the Commandant of the 11th Naval District has advised this Council of the existence of a present and immediate need for upwards of a thousand additional housing units in San Diego to provide for the requirements of the enlisted personnel of the Navy, whose incomes are not sufficient to enable them to secure decent or adequate housing facilities in San Diego; and

WHEREAS, said Commandant suggests that these additional housing units be built either by local housing authorities, the U.S.H.A., or directly by the Navy Department with funds allocated to it from U.S.H.A.; and

WHEREAS, the Council Committee and the Citizens' Committee on Housing have

been carefully studying the entire housing situation for some weeks, including the needs of the Navy, and feel that a low-cost program can and should be undertaken by local private capital to replace sub-standard dwellings, and provide housing for workers in the low-income brackets, but that it would be difficult if not impossible to finance by private capital a large number of low rental housing units exclusively for the use of the Navy Personnel because of the fluctuating and uncertain character of such tenancies; and

WHEREAS, it is the desire of the 11th Naval District that such additional housing units for its personnel be concentrated in two areas, one adjacent to the Destroyer Base and another adjacent to the Marine Base; and

WHEREAS, the City Council and said Committees desire in every way legally possible to co-operate with the Navy Department and aid it in solving its housing problem; NOW, THEREFORE,

BE IT RESOLVED By the Council of The City of San Diego, as follows:

That of the three foregoing alternatives suggested by the Commandant of the 11th Naval District, the Council does hereby chose as most feasible and therefore recommends the alternative that the Navy secure an allotment of funds from the U.S.H.A., for the purpose of itself constructing such number of low-cost housing units as may be required by it exclusively for the housing of Navy personnel in San Diego, whose incomes are insufficient to enable them to secure adequate and decent living quarters under present conditions.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby directed to transmit a certified copy of this resolution to the Commandant of the 11th Naval District."

Thereupon, on motion of Councilman Simpson, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foot Jr.
DEPUTY.

J. J. Benbough

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, July 16th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent---Councilman Knox.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the minutes of the regular meeting of Tuesday, July 9th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, the Clerk reported that written protests had been received from J. D. Wetherbee, A. B. Farrow, et al., Edward E. Spileman, the Central Liquidating Company and the Restop Realty Company, which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Flowers, the hearing was continued for one week.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 1, Carmel Heights, between the north line of Palm Street and the south line of Redwood Street, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Housh, the proceedings were referred to the City Attorney.

Petition of the Electrical Products Corporation for a special sign permit was presented, bearing the approval of the City Manager.

RESOLUTION NO. 71789, recorded in Book 63 of Resolutions, granting permission to Electrical Products Corporation to change the existing sign at the present location, approximately 200 feet south of Rose Canyon and La Jolla highway junction, from the wording "La Jolla"; and substitute the words "San Diego" "Thru La Jolla" "And Beaches" therefor, on three panels; with the understanding that the sign shall be the same height above the roadway that it now is; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Bradley's 5 and 10, by Jack D. Wagner, for a loading and unloading zone on Third Avenue, was presented; together with a recommendation from the Traffic Commission that a fifty-foot loading zone be installed.

RESOLUTION NO. 71790, recorded in Book 63 of Resolutions, granting the petition of Bradley's 5 and 10 for the establishment of a loading zone on the east side of Third Avenue, just north of the east and west alley in the block bounded by Third Avenue, Fourth Avenue, E Street and the Plaza; and authorizing the City Manager to cause a fifty-foot loading zone to be painted on the east side of Third Avenue adjoining their building;

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was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of First Church of the Nazarene for diagonal parking on 14th Street was presented; together with recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71791, recorded in Book 63 of Resolutions, denying the petition of the First Church of the Nazarene, 936 - 14th Street, by V. P. Drake, for the establishment of diagonal parking on the west side of 14th Street between Broadway and E Street, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Thomas Edward Dyer for a floor show license at 101 C Street was presented; bearing the approval of the Social Welfare Director, the Police Department, and the City Manager.

RESOLUTION NO. 71792, recorded in Book 63 of Resolutions, granting permission to Thos. Edward Dyer, 101 "C" Street, to conduct a floor show with paid entertainment at "Eddie's Cafe", at the address mentioned, where liquor is sold; subject to the regular license fee and to compliance with existing regulations; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of George W. Phillips for special sewer permit was presented; bearing the approval of the Health Department and the City Manager.

RESOLUTION NO. 71793, recorded in Book 63 of Resolutions, granting permission to George W. Phillips to run a soil line between the sidewalk and curb at 3447 - 44th Street, adjoining a portion of Lots 1 to 4, Block 10, City Heights Addition Annex #2; and providing that the City of San Diego shall not be liable for any damage that may result from the installation of the soil line herein granted; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Howard Watts for permit to paint house numbers on curbs was presented.

RESOLUTION NO. 71794, recorded in Book 63 of Resolutions, denying the petition of Howard Watts, 3415 Richmond Street, for permission to paint house numbers with luminous paint on the curbs in front of residences, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted. Councilman Weggenman voted "Nay" on the motion.

Petition of Rev. E. H. Denny for tent meeting permit at 32nd Street and Clay Avenue was presented; together with conditional recommendations for approval from the Building Inspector, the City Planning Commission and the Social Welfare Director; also, the approval of the City Manager.

RESOLUTION NO. 71795, recorded in Book 63 of Resolutions, granting permission to Church of God in Christ, by Rev. E. H. Denny, to erect a tent for religious services at the southwest corner of 32nd Street and Clay Avenue, using open wiring, which will be installed by a licensed electrician; the tent, approximately 20 X 40 feet in size, to be used for a period of 90 days; providing that services shall close not later than 10:00 P.M., that no wind instruments are used, and that there shall be no solicitation of funds for any purpose in the community; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

At this time a majority of the members of the Council signed:

Contract for Loma Portal Lighting District No. 1.

Bond of Charles F. Atkinson as Chairman of the Board of Administration, City Employees Retirement Fund.

Communication from the City of La Mesa submitting copies of Resolutions relative to agreement with the City of San Diego for sewage disposal was presented; together with said proposed Agreement.

On motion of Councilman Housh, seconded by Councilman Fish, the matter was continued for one week, and the papers referred to the City Manager.

Communication from the County Board of Supervisors submitting copies of a resolution relative to the construction of the Otay Lakes Road was presented, and on motion of Councilman Fish, seconded by Councilman Housh, referred to the City Attorney for preparation of a resolution.

Communication from Walter De Brunner recommending changes for the building code to allow persons to do their own work under certain conditions was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the Pacific Beach Coordinating Council relative to the need of a recreation center was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager for a report on what can be done this year, and a general report on a recreational development program.

Communication from Edgar F. Hastings relative to Small Housing was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the Purchasing Agent, approved by the City Manager, recommending the advertising for bids for 65,700 feet of reinforcing bars was presented and ordered filed.

RESOLUTION NO. 71796, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with intermediate grade deformed reinforcing bars, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file in the office of the City Clerk bearing Document No. 321690, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for supplying magazine and newspaper subscriptions for the San Diego Library was presented and ordered filed.

RESOLUTION NO. 71797, recorded in Book 63 of Resolutions, accepting the bid of Herman Goldberger Agency to furnish The City of San Diego with magazine and newspaper subscriptions for the San Diego Library for the period ending August 31, 1941, for the sum of \$1358.95; awarding said Herman Goldberger Agency the contract for this work; and authorizing the City Manager to enter into a contract for said magazine and newspaper subscriptions; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for 10500 feet of cast iron pipe was presented and ordered filed.

RESOLUTION NO. 71798, recorded in Book 63 of Resolutions, accepting the bid of the United States Pipe & Foundry Company to furnish The City of San Diego with 7500 feet of 6" Class 150, and 3000 feet of 6" Class 250 cast iron pipe, for the sum of \$8111.25; awarding said United States Pipe & Foundry Company the contract for this work; and authorizing the City Manager to enter into a contract for said cast iron pipe; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for 22000 feet of copper tubing was presented and ordered filed.

RESOLUTION NO. 71799, recorded in Book 63 of Resolutions, accepting the bid of the Mission Pipe & Supply Company to furnish The City of San Diego with 20,000 feet of 3/4" and 2000 feet of 1" copper tubing, for the sum of \$2819.60; awarding said Mission Pipe & Supply Company the contract for said copper tubing; and authorizing the City Manager to enter into a contract for said copper tubing; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for furnishing the City's requirements for gasoline for the period ending June 30, 1941, was presented and ordered filed.

RESOLUTION NO. 71800, recorded in Book 63 of Resolutions, accepting the bid of the Motor Fuels Ltd. to furnish the City of San Diego's requirements of gasoline for the period ending June 30, 1941, at the following prices: \$0.124 for Ethyl or First Structure; \$0.104 for Second Structure; and \$0.10 for Third Structure; and awarding said Motor Fuels Ltd. the contract for said gasoline; and authorizing the City Manager to enter into a contract for said gasoline requirements; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids for furnishing 3000 steel folding chairs, was presented and ordered filed.

RESOLUTION NO. 71801, recorded in Book 63 of Resolutions, determining that of the six bids received for the furnishing of 3000 steel folding chairs, the bid of the Austin Safe and Desk Company in the sum of \$5283.90 is the lowest and best bid; and that a contract will be awarded to said Austin Safe and Desk Company to furnish said chairs on the 23rd day of July, 1940; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from Myrtle B. Bodlovich requesting that the permit for a convalescent home at 3024 E Street be revoked was read and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Manager for a report on July 30th, 1940.

Communication from Lillian L. Schwenn relative to a permit for convalescent home at 3024 E Street was read and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Manager for a report on July 30th, 1940.

Communication from the Historical Records Survey Project submitting a Directory of Churches and Religious Organizations was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed; a proper letter of acknowledgment to be sent the State Supervisor, Southern California Historical Records Survey Project.

Bulletin from the League of California Cities relating to National Defense was read and ordered filed, on motion of Councilman Housh, seconded by Councilman Flowers.

Communication from the City Engineer submitting a list of National Defense Projects was read and ordered filed; on motion of Councilman Flowers, seconded by Councilman Weggenman.

Communication from the City Engineer recommending that certain proceedings be abandoned was presented and read.

RESOLUTION NO. 71802, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager and the City Engineer that the proceedings for the improvement of Scott, Locust, Evergreen Streets, et al., Account 1930-100, be abandoned; and abandoning said proceedings; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71803, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager and the City Engineer that the proceedings for the improvement of Strandway, Ventura Place to Santa Barbara Place, Account 1937-15, be abandoned; and abandoning said proceedings; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71804, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager and the City Engineer that the proceedings for the improvement of the Alley in Block 28, Fortuna Park, Account 1938-9, be abandoned; and abandoning said proceedings; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

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RESOLUTION NO. 71805, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager and the City Engineer that the proceedings for the improvement of constructing a Sea Wall at Ocean Beach, Account 1939-6, be abandoned; and abandoning said proceedings; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71806, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager and the City Engineer that the proceedings for the improvement of the Alley in Block 54, Fairmount Addition, Account 1939-19, be abandoned; and abandoning said proceedings, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Mrs. L. M. Gerrard relative to the proposed "Black Out" in San Diego was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, filed without reading.

Communication from the City Manager recommending that the Council refrain from authorizing a blackout in San Diego as requested by the American Legion was presented and read; together with communications from the Chief of Police, the Chief of the Fire Department, and the San Diego Consolidated Gas & Electric Company recommending against such a blackout.

RESOLUTION NO. 71807, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager that no "blackout" be conducted in San Diego; and authorizing the City Clerk to notify American Legion officers of this decision; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from Supreme Temple, Daughters of the Nile, by Levelia K. West, thanking the Council for an invitation to hold a convention in San Diego was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the San Diego Highway Development Assn. endorsing a resolution of the La Playa Improvement Association, Incorporated, relative to Rosecrans Boulevard, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Manager relative to the elimination of overhead electric lines was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to Walter W. Cooper.

Communication from the Pacific Beach Chamber of Commerce relative to extending the seawall north to Grand Avenue was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Attorney for a report on the proper procedure for acquisition of the necessary land, as recommended by the City Manager.

Communication from the City Purchasing Agent, approved by the City Manager, reporting on bids received for 12000 feet of black pipe was presented and ordered filed.

RESOLUTION NO. 71808, recorded in Book 63 of Resolutions, accepting the bid of the Acme Pipe Company for furnishing the City of San Diego with 4000 feet of 3/4" and 8000 feet of 2" standard weight black pipe, for the sum of \$1308.90; awarding the contract for said pipe to the Acme Pipe Company; and authorizing the City Manager to enter into a contract with said Acme Pipe Company for said pipe; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

By unanimous consent, Communication from the Purchasing Agent, approved by the City Manager, recommending advertising for bids for valves required for Upas Street pipe line extension, was presented and ordered filed.

RESOLUTION NO. 71809, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with valves required for Upas Street pipe line extension, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements on file in the office of the City Clerk bearing Document No. 321696, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71810, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of 36th Street, between the north line of Adams Avenue and the south westerly line of East Mountain View Drive; and approving Plat No. 1785, showing the exterior boundaries of the assessment work for said proposed improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 71811, recorded in Book 63 of Resolutions, for paving and otherwise improving 36th Street, between the north line of Adams Avenue and the southwesterly line of East Mountain View Drive, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71812, recorded in Book 63 of Resolutions, for closing a portion of Remley Place, lying within the boundaries of Lot 1, Block D, La Jolla Country Club Heights, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, submitting resolution of intention for Roseville Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 71813, recorded in Book 63 of Resolutions, for furnishing electric current for Roseville Lighting District Number One for the period ending October 14, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71814, recorded in Book 63 of Resolutions, ordering the work of paving and otherwise improving of Strandway, as described in Resolution of Intention No. 71483, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71815, recorded in Book 63 of Resolutions, ordering the work of paving and otherwise improving Garrison Street and Evergreen Street, as described in Resolution of Intention No. 71815, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71816, recorded in Book 63 of Resolutions, for furnishing of electric current for Ocean Beach Lighting District No. 1 for the period ending August 13, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71817, recorded in Book 63 of Resolutions, for furnishing of electric current for Mission Beach Lighting District No. 2 for the period ending August 16, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for furnishing electric current for San Diego Lighting District No. 1, was presented and ordered filed.

RESOLUTION NO. 71818, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for San Diego Lighting District No. 1 for the period ending June 30, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71819, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof, for paving and otherwise improving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71820, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof, for paving and otherwise improving the Alley in Block 26, Ocean Beach, under Resolution of Intention No. 70828, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71821, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement of paving the Alley in Block 152, University Heights, as described in Resolution of Intention No. 71109, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71822, recorded in Book 63 of Resolutions, directing notice inviting bids for furnishing of electric current for University Avenue Lighting District No. 1, for the period ending August 6, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71823, recorded in Book 63 of Resolutions, directing notice inviting bids for furnishing of electric current for University Avenue Lighting District No. 3, for the period ending August 6, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71824, recorded in Book 63 of Resolutions, directing notice inviting bids for furnishing of electric current for Five Points Lighting District No. 1, for the period ending August 4, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71825, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed district to be assessed for paving and otherwise improving the Alley in Block 72, Ocean Beach, between the northwesterly line of Bacon Street and the southeasterly line of the northeasterly and southwesterly alley in said Block; and a portion of Newport Avenue; have not demanded an investigation and report under the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for said proposed work; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71826, recorded in Book 63 of Resolutions, determining that the proposed assessment for the improvement of a portion of Arthur Avenue, as described in Resolution No. 70681, by paving and otherwise improving said street, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for said work; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71827, recorded in Book 63 of Resolutions, directing that the assessment for paving and otherwise improving of Strandway, under Resolution of Intention No. 74183, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71828, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving of Strandway, under Resolution of Intention No.

71483, shall be done under the direction of the City Engineer, and to the satisfaction of said City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71829, recorded in Book 63 of Resolutions, directing that the assessment for paving and otherwise improving of Garrison Street and Evergreen Street, under Resolution of Intention No. 71582, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71830, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving of Garrison Street and Evergreen Street, under Resolution of Intention No. 71582, shall be done under the direction of the City Engineer, and to the satisfaction of said City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71831, recorded in Book 63 of Resolutions, approving the diagram of the assessment district for paving and otherwise improving the Alley in Block 152, Mission Beach, as described in Resolution of Intention No. 70962, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71832, recorded in Book 63 of Resolutions, approving the diagram of the assessment district for paving and otherwise improving Monroe Avenue and Mission Avenue, as described in Resolution of Intention No. 70876, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71833, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving Date Street, between Granada Avenue and Dale Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71834, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving portions of Siesta Drive, Madison Avenue and Cajon Way, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the Harbor Commission, submitting a corrected lease for Wright's Auto Park, was presented and ordered filed.

RESOLUTION NO. 71835, recorded in Book 63 of Resolutions, confirming and approving the lease with Howard S. Wright, doing business as Wright's Auto Park, executed by the Harbor Commission for a period of five years beginning on the 1st day of July, 1940; and repealing Resolution No. 71682, adopted June 25, 1940; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71836, recorded in Book 63 of Resolutions, authorizing the City Manager to execute the project statement covering the expenditure of funds for the improvement of Washington Street, Mission Boulevard and Harbor Street, from the net revenue derived from the quarter cent per gallon of tax on motor vehicles, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the City Engineer recommending the purchase of land for Washington Street Extension was presented, bearing the approval of the City Manager, and on motion ordered filed.

RESOLUTION NO. 71837, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain real property for the extension of Washington Street, from Fifth Avenue to Lincoln Avenue, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71838, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into an agreement with the County of San Diego for the installation and operation of a remote control service from the City's radio station to the Sheriff's office, to assist the County in blocking the escape of criminals and apprehending them prior to their departure from the County, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending a contract with Dr. Carl Wilson as Consulting Technologist on Water Purification for the 1940-41 budget year, was presented and ordered filed.

RESOLUTION NO. 71839, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into a contract with Dr. Carl Wilson, as consulting technologist on water purification, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71840, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into a contract with the United States Forest Service for the payment by the City of a portion of the expense of maintaining and operating a lookout on Lyons Peak and a fire guard station on the San Diego River in the vicinity of El Capitan Dam during the fiscal year 1940-41, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer recommending the acceptance of a State patent for land at the San Vicente Reservoir site, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71841, recorded in Book 63 of Resolutions, accepting the patent issued by Culbert L. Olson, Governor of the State of California, conveying to The City of San Diego Lot three of fractional Section 36, Township 14 south, Range 1 West, San Bernardino

Meridian, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Hydraulic Engineer recommending the acceptance of pipe line permit from the County of San Diego to serve Camp Elliott, along County Road Survey No. 341, was presented and ordered filed.

RESOLUTION NO. 71842, recorded in Book 63 of Resolutions, accepting the permit from the County of San Diego to operate and maintain a 10" water pipe line for conducting water to the Marine Camp known as Camp Holcomb along State Highway No. 395, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, enclosing a form of resolution accepting an Encroachment Permit from the State Division of Highways, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, continued for one week, and the papers ordered tabled.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending the acceptance of a deed from the Consolidated Aircraft Corporation was presented and ordered filed.

RESOLUTION NO. 71843, recorded in Book 63 of Resolutions, accepting the deed of the Consolidated Aircraft Corporation, executed in favor of the Consolidated Aircraft Corporation for the operation and maintenance of a twenty-four inch cast iron water pipe line, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71844, recorded in Book 63 of Resolutions, accepting the deed of Constantin Florea, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 71845, recorded in Book 63 of Resolutions, allocating the sum of \$200.00 from the Newspaper item of the Advertising and Publicity fund of the City of San Diego, as verbally recommended by the Advertising Control Committee, for the purpose of advertising the 1940 Star Class World's Championship meeting to be held in San Diego from August 18th to 25th, 1940, to be sponsored by the San Diego Yacht Club, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

A proposed Ordinance incorporating portions of Blocks 24, 25 and 26, Morena, into an "R-4" Zone, as defined by Ordinance No. 8924, and repealing Ordinance No. 100, New Series, adopted December 12, 1932, was presented and on motion a hearing on the matter was set for July 30th, 1940, at the hour of 10:00 o'clock AM.

ORDINANCE NO. 1887, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$900.00 from the funds heretofore set aside and appropriated by Ordinance No. 1844 (New Series) of the ordinances of the City of San Diego, adopted May 8, 1940, and transferring the same to "Maintenance and Support" (Account 194, Plant Supplies, Mission Beach Amusement Center), Division of Public Buildings, Department of Public Works Fund, was on motion of Councilman Weggenman, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox.

ORDINANCE NO. 1888, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the City of San Diego's Sponsor contribution to the WPA Library Extension Project, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox.

ORDINANCE NO. 1889, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 from the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Maintenance and Support," Cemetery Division, Park Department Fund, for the purpose of providing funds for the Park-Mt. Hope Cemetery S.R.A. Project, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox.

RESOLUTION NO. 71846, recorded in Book 63 of Resolutions, being a Resolution of Intention to hold a Special Election for the Annexation of a portion of Partition of Rancho Mission of San Diego, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Thereupon, on motion of Councilman Weggenman, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foster
DEPUTY.

J. J. Benbough
Mayor of the City of San Diego, California.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, July 23rd, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilmen Fish and Knox.

On motion of Councilman Housh, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, July 16th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue, under Resolution of Intention No. 71484, he had received three bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 321906.

V. R. Dennis Construction Company; accompanied by a bond from the Fidelity & Deposit Company of Maryland; which bid was given Document No. 321907.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 321908.

Thereupon, on motion of Councilman Housh, seconded by Councilman Flowers, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 46, Park Villas, between the north line of Dwight Street and the south line of Landis Street, under Resolution of Intention No. 70294, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71847, recorded in Book 63 of Resolutions, Confirming the City Engineer's Assessment No. 1695, covering the paving and otherwise improving of the Alley in Block 46, Park Villas, between the north line of Dwight Street and the south line of Landis Street, under Resolution of Intention No. 70294; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of the cost of constructing sidewalks on Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, a report from the City Engineer, approved by the City Manager, stating that the frontage represented by protests contained in Document Numbers 321188, 321645, 321687, 321688 and 321783 amounts to 22.7% of the frontage to be assessed for the improvement was presented and read.

The Clerk reported that additional written protests had been received from Chas. J. Kraus, Jr. and M. L. Prentice; which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Flowers, the hearing was continued until August 6th, 1940, at the hour of 10:00 o'clock A.M.

At this time a majority of the members of the Council signed the Sidewalk License Bond of Marion Gebert.

Petition of W. E. Lyon for Zone Variance at San Antonio and Qualtrough Streets was presented; together with conditional recommendation from the City Planning Commission that the request be granted.

RESOLUTION NO. 71848, recorded in Book 63 of Resolutions, granting permission to W. E. Lyon to erect three additional residences on part of Lots 1 and 4, unnumbered block, La Playa; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted. This permit provided for four single-family residences, each on a parcel of more than 5,000 square feet in area; provided the owner deed to the City of San Diego a triangular portion of the property for street purposes adjacent to San Antonio Street as shown on plat attached to the petition; and provided a private easement assuring each lot access to a public street is granted.

Petition of Income Properties Corporation for extension of time within which to construct an auto trailer camp was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71849, recorded in Book 63 of Resolutions, granting an extension of sixty days' time from the date of this resolution to the Income Properties Corporation, within which to construct a 60-unit Auto Trailer Camp on a portion of Pueblo Lot 240, as granted by Resolution No. 71230, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Marion Gebert for Zone Variance at 68th and Mohawk Streets was presented; together with a conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71850, recorded in Book 63 of Resolutions, granting permission to Marion Gebert, 6801 Mohawk Street, to erect three residences on Lots 1 and 2, Block 5, La Mesa Colony; providing the setback is maintained on both 68th Street and Mohawk Street; and granting a variance to the restrictions of Ordinance No. 13558 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted. This permit provided for three single-family residences on parcels to be divided as follows: the corner lot to be 59 feet by 110 feet and the two interior lots to be 45.5 feet by 110 feet each.

Petition of C. J. Kiel for Zone Variance at 3546 Chamoune Avenue was presented; together with conditional recommendation from the City Planning Commission that the request be granted.

RESOLUTION NO. 71851, recorded in Book 63 of Resolutions, granting permission to C. J. Kiel to construct a third living unit on the rear portion of Lots 35 and 36, Block 8, City Heights Annex #2; and granting a variance to the restrictions of Ordinance No. 13057 on the property mentioned for a period of three years only; with the understanding that said living unit shall be removed at the expiration of three years; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Donald S. Gardner for Zone Variance at 55th Street and Madison Avenue was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71852, recorded in Book 63 of Resolutions, granting permission to Donald S. Gardner, Bank of America Building, to construct two single-family residences on Lots 19 and 20, Block B, Redland Gardens, facing them on Madison Avenue instead of 55th Street, on the following conditions: The houses shall be built according to the plans submitted; a 20-foot setback shall be maintained on 55th Street; the houses shall maintain a seven-foot setback on Madison Avenue; and the garage adjacent to the alley on Madison Avenue shall maintain a four-foot setback; and granting a variance to the restrictions of Ordinance No. 12794 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Arnold H. Rodieck for Zone Variance at 3837 - 43rd Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71853, recorded in Book 63 of Resolutions, granting permission to Arnold H. Rodieck, Orange, California, to operate a plumbing shop and storage yard in connection therewith, in an existing building at 3837 - 43rd Street, on Lots 15 and 16, Block 47, City Heights; and granting a variance to the restrictions of Ordinance No. 13057 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Clara Edwards for Setback Suspension at Seville Street and Ranleigh Court was presented; together with a conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71854, recorded in Book 63 of Resolutions, granting permission to Clara Edwards, 2110 Ft. Stockton Drive, to erect a one-story residence and garage not closer to the property line on Seville Street than ten feet, on Lot 9, Block 4, Bayside Country Club Estates; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned above; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Application of Roy E. Barnett for an automobile for hire permit was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the Traffic Commission.

Petition of Russell B. Wolfe, et al. for division of assessment for paving 47th Street, north of El Cajon Boulevard, was presented; together with a recommendation from the City Engineer that the request be granted.

RESOLUTION NO. 71855, recorded in Book 63 of Resolutions, granting the petition of Russell B. Wolfe, Mrs. Dorothy Cook, and Earl W. Gray for division of assessment number 5 on Assessment Roll No. 1696, covering Lot 22, Granada Tract, for the improvement of 47th Street; and authorizing the City Engineer to divide Lot 22 into three parcels, as follows: 1. The south 40 feet, 2. The north 40 feet of the south 80 feet, and 3. All except the south 80 feet, measured along the east line; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of The Essery Co. requesting change in assessment diagram for the paving of Nile Street, south of University Avenue, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted.

RESOLUTION NO. 71856, recorded in Book 63 of Resolutions, granting the petition of The Essery Company, 4141 El Cajon Boulevard, for division of the assessment covering the east 80 feet of Lot 47, Block 1, City Heights, for the improvement of Nile Street; and authorizing the City Engineer to divide the east 80 feet of Lot 47, Block 1, City Heights into two parcels, as follows: 1. The north half of the east 80 feet, and 2. The south half of the east 80 feet; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Planning Commission submitting a revised tentative map of Welch Subdivision, and conditionally approving said tentative map, was presented.

RESOLUTION NO. 71857, recorded in Book 63 of Resolutions, approving the tentative map of a proposed subdivision of portion of Lot 22 and the south 77 feet of Lot 21, Carruthers Addition, to be known as Welch Subdivision, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted. The acceptance was subject to the following conditions: 1. That sewers be installed to serve all the property except Lot 1, 2. That water mains be installed in front of all lots not now served, 3. That a 10-foot easement to widen 43rd Street be granted, and 4. That a 40-foot easement to widen and extend Newton Avenue be granted.

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Communication from the Hydraulic Engineer, approved by the City Manager, submitting contract documents for the installation of 24" cast iron pipe in connection with the Upas Street Pipe Line Extension from Fifth Avenue to Pacific Highway; recommending that said contract documents be approved; and that the Purchasing Agent be authorized to advertise for bids; was presented and ordered filed.

RESOLUTION NO. 71858, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of constructing Upas Street Pipe Line Extension from Fifth Avenue to Pacific Highway was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71859, recorded in Book 63 of Resolutions, approving the contract documents, including Notice to Contractors, Instructions to Bidders, Proposal, Contract, Drawings and Specifications, for the construction of the Upas Street Pipe Line Extension, as contained in Document No. 321816; and authorizing and directing the Purchasing Agent to proceed to publish a notice to contractors calling for bids for the construction of said Upas Street Pipe Line Extension, from Fifth Avenue to Pacific Highway; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the San Diego Chamber of Commerce, by Frank G. Forward, President, approving the Navy plan, endorsed by the City Council, for the building of some one thousand units to house married enlisted personnel of the Navy, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the San Diego Chamber of Commerce, by Frank G. Forward, President, relative to an item of \$100.00 in the 1939-40 budget for advertising and publicity; and submitting a statement of funds expended by said Chamber of Commerce for the California State Training Ship Dance; Luncheons on May 28th and June 14th, 1940; and a dinner on June 19th, 1940; was presented.

RESOLUTION NO. 71860, recorded in Book 63 of Resolutions, approving for payment the bill submitted by the San Diego Chamber of Commerce in the sum of \$100.00, covering the entertainment of Ranking Navy Officers; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of San Diego for the fiscal year 1939-40 for said amount; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Del Mar Turf Club thanking the Council for placing banners in the City announcing the fourth annual meeting was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from the City Auditor reporting on the claim of Mrs. P. J. Loegel for \$5.06 was presented and read.

RESOLUTION NO. 71861, recorded in Book 63 of Resolutions, granting and allowing the claim of Mrs. P. J. Loegel, 3501 Park Boulevard, filed on June 14, 1940, against The City of San Diego in the amount of \$5.06, alleged to be due on account of property damage caused when claimant drove her automobile in an open excavation on Upas Street at Pershing Drive; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$5.06, in full settlement of said claim; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Margaret S. Croxall for \$85.45, and an additional claim of \$5.60, was presented and read.

RESOLUTION NO. 71862, recorded in Book 63 of Resolutions, granting and allowing the claim of Margaret S. Croxall, 3755 Pringle Street, filed on May 28, 1940, against the City of San Diego in the amount of \$85.45; and the claim of said Margaret S. Croxall, filed on May 31, 1940, against the City of San Diego in the amount of \$5.60; both amounts alleged to be due on account of property damage caused to claimant's car by a city-owned trash truck at Ingalls and West Washington Streets; and authorizing and directing the City Auditor to prepare and present an ordinance appropriating \$91.05 from the Unappropriated Balance Fund in payment of said claims; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Burl Eller for \$10.00 was presented and read.

RESOLUTION NO. 71863, recorded in Book 63 of Resolutions, granting and allowing the claim of Burl Eller, 3673 Ocean Front, Mission Beach, filed July 9th, 1940, against the City of San Diego in the amount of \$10.00, alleged to be due on account of property damage caused when the automobile he was driving was forced off the street by a street sweeper; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund in the sum of \$10.00, in full settlement of said claim; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of H. Carey for \$26.10 was presented and read.

RESOLUTION NO. 71864, recorded in Book 63 of Resolutions, granting and allowing the claim of H. Carey, Park Hotel, 3359 - 5th Avenue, filed May 31, 1940, against the City of San Diego in the amount of \$26.10, alleged to be due for damages caused to his automobile on account of a bad depression in the street at Sixth Avenue and Upas Street; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund in the sum of \$26.10, in full settlement of said claim; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of T. W. Mattox and Mrs. T. W. Mattox for \$5000.00 was presented and read.

RESOLUTION NO. 71865, recorded in Book 63 of Resolutions, denying the claim of Mr. and Mrs. T. W. Mattox, Ivanhoe Apartments, 1439 Ninth Avenue, filed on May 21st, 1940, against the City of San Diego in the amount of \$5000.00, alleged to be due on account of personal injuries sustained by Mrs. Mattox, at the shuffle-board court, Balboa Park, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Legal Department reporting on the claim of Earl Rosenberg for \$7.50 was presented and read.

RESOLUTION NO. 71866, recorded in Book 63 of Resolutions, granting and allowing the claim of Earl Rosenberg, 3829 Narragansett Avenue, Ocean Beach, filed on July 1, 1940, against the City of San Diego in the amount of \$7.50, alleged to be due on account of City trash truck #21032 backing into his parked car on June 13, 1940; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$7.50 in full settlement of said claim; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for 36" vitrified pipe was presented and ordered filed; bearing approval of the City Manager.

RESOLUTION NO. 71867, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with 3060 lineal feet 36" standard strength, vitrified, salt-glazed B. and S. pipe, and 900 lineal feet 36" double strength, vitrified, salt-glazed B. and S. pipe, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321831, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for Mazda Lamps, was presented and ordered filed.

RESOLUTION NO. 71868, recorded in Book 63 of Resolutions, cancelling and rejecting all bids heretofore received for furnishing the City's requirements of Mazda Lamps for the year 1940-41; and authorizing the Purchasing Agent to advertise for the City's requirements for incandescent lamps for the year 1940-41; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending advertisement for bids for incadescent lamps was presented and ordered filed.

RESOLUTION NO. 71869, recorded in Book 63 of Resolutions, authorizing and instructing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City's requirements of incadescent lamps for the year 1940-41, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 321902, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting a resolution of award to the Austin Safe and Desk Company for furnishing the City of San Diego with 3000 chairs on their low bid of \$5283.90, was read and ordered filed.

RESOLUTION NO. 71870, recorded in Book 63 of Resolutions, accepting the bid of the Austin Safe & Desk Company to furnish the City of San Diego with 3000 folding steel chairs, for the sum of \$5283.90; awarding a contract for furnishing the same; and authorizing the City Manager to execute a contract with said Austin Safe & Desk Company for furnishing said chairs; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent reporting on bids received for cast iron pipe, approved by the City Manager, and recommending that award be made to the United States Pipe and Foundry Company, was read and ordered filed.

RESOLUTION NO. 71871, recorded in Book 63 of Resolutions, accepting the bid of the United States Pipe & Foundry Company to furnish the City of San Diego with 4444 feet of 24" Class 150, and 1872 feet of 24" Class 200 cast iron pipe and fittings, for installation in Upas Street, for the sum of \$44,537.05; awarding the contract for furnishing said pipe; and authorizing the City Manager to enter into a contract with said United States Pipe & Foundry Company for furnishing said pipe and fittings; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of overhead street lights at various locations in Bay Park Village, was read and ordered filed.

RESOLUTION NO. 71872, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted; authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at the following locations:

- Frankfort Street at Orten Street;
- Chicago Street at Mayo Street;
- Chicago Street at Ashton Street;
- Lamont Street at Hornblend Street; and
- New Jersey Street at Monroe Avenue.

Communication from Councilman Louis F. Weggenman submitting a list of City-owned land which should be sold was read and on motion of Councilman Weggenman, seconded by Councilman Flowers referred to the City Manager to have a valuation of the various properties made.

RESOLUTION NO. 71873, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard; and approving Plat No. 1792, showing the exterior boundaries of the district to be included in the assessment for said work and improvement; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION OF INTENTION NO. 71874, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

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RESOLUTION NO. 71875, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Mission Beach Lighting District No. 2 for the period ending August 16, 1941, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71876, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Ocean Beach Lighting District No. 1 for the period ending August 13, 1941, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71877, recorded in Book 63 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving of Vine Street, between the southwesterly line of Kettner Boulevard and the Mean High Tide Line of the Bay of San Diego; and California Street, between the southwesterly prolongation of the northwesterly line of Lot 6, Block 156, Middletown and the southwesterly prolongation of the southeasterly line of Lot 2, Block 145, said Middletown; did by their return post cards demand the making of an investigation as provided by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71878, recorded in Book 63 of Resolutions, determining that the proposed assessment for the improvement of the Alley in Block 1, Carmel Heights, as described in Resolution No. 71078, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the paving and otherwise improving of said Alley in Block 1, Carmel Heights, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71879, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for paving and otherwise improving the Alley in Block A, Altadena, between the north line of Thorn Street and the south line of Upas Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71880, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for paving and otherwise improving the Alley in Block K, Altadena, between the north line of Redwood Street and the south line of Thorn Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71881, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block 83, City Heights, between the north line of Dwight Street and the south line of Landis Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71882, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving and otherwise improving the Alley in Block 152, Mission Beach, under Resolution of Intention No. 70962, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71883, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving Hugo Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71884, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block 6, Hartley's North Park and Block C, McFadden and Buxton's North Park, between the northerly line of Landis Street and the southerly line of Wightman Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71885, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71886, recorded in Book 63 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the paving and otherwise improving the Alley in Block 6, Wilshire Place, as particularly described in Resolution of Intention No. 71252, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71887, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of Orange Avenue, between 37th and 40th Streets, as particularly described in Resolution of Intention No. 71163, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71888, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71007, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71889, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, as described in Resolution of Intention No. 70966, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, submitting form of resolution accepting Encroachment Permit from the State Division of Highways, granting the City permission to install a 10" cast iron pipe line to serve Camp Elliott (formerly Camp Holcomb) was presented and ordered filed.

Communication from the Commandant, Eleventh Naval District, relative to the kind of pipe to be used for a water line to Camp Elliott was read and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 71890, recorded in Book 63 of Resolutions, accepting the Encroachment Permit issued by the Department of Public Work, Division of Highways, granting the City of San Diego permission to install a 10" diameter Class 150 cast iron pipe water line on the southerly side of State Highway from Murphy Canyon intersection about 7.1, easterly to the U. S. Marine Training Camp, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land for Washington Street Extension was presented and ordered filed.

RESOLUTION NO. 71891, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain real property for the purpose of extending Washington Street, from Fifth Avenue to Lincoln Avenue, at a total cost of \$8528.10, plus \$25.00 for escrow charges or incidental expenses in connection with the acquisition of said property, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71892, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to enter into a contract with Walter W. Cooper for services during the fiscal year 1940-1941 as public utility statistician and utility rate counsel, at a total compensation of \$5000.00, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71893, recorded in Book 63 of Resolutions, authorizing the Director of Public Health of the City of San Diego to execute an agreement with the San Diego Humane Society for the Prevention of Cruelty to Children and Animals, for the maintenance and operation of the City Pound to June 30, 1941, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71894, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a contract with A. R. Schulenburg for the removal of certain portions of the First Main Otay-San Diego, wood stave pipe line installed within tunnels Nos. 1-2-3-4, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71895, recorded in Book 63 of Resolutions, accepting the deed of Bessie Olson, executed in favor of The City of San Diego for a portion of Washington Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71896, recorded in Book 63 of Resolutions, accepting the deed of Hormel Incorporated, E. S. Selby and Jeannette H. Selby, executed in favor of The City of San Diego for street purposes, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71897, recorded in Book 63 of Resolutions, accepting the deed of Hormel Incorporated, Edward S. Selby and Jeannette H. Selby, executed in favor of The City of San Diego for street purposes, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71898, recorded in Book 63 of Resolutions, accepting the deed of Inez Reichel, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71899, recorded in Book 63 of Resolutions, accepting the deed of Eugene L. Mullaly and Evelyn V. Mullaly, executed in favor of The City of San Diego for a portion of Lot 268, Talmadge Park Unit Two, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71900, recorded in Book 63 of Resolutions, accepting the deed of Wendell E. Pickerl and Bessie L. Pickerl, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71901, recorded in Book 63 of Resolutions, accepting the deed of Eugene L. Mullaly and Evelyn V. Mullaly, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

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RESOLUTION NO. 71902, recorded in Book 63 of Resolutions, accepting the deed of Frances Stuby, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71903, recorded in Book 63 of Resolutions, accepting the deed of Rose F. Holcman, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71904, recorded in Book 63 of Resolutions, accepting the deed of Josie A. Baldwin, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71905, recorded in Book 63 of Resolutions, accepting the deed of Stanley F. Youngs and Helen M. Youngs, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71906, recorded in Book 63 of Resolutions, accepting the deed of Manoah Hickey and Rose Hickey, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71907, recorded in Book 63 of Resolutions, accepting the deed of Alfred Riechers and Julia E. Riechers, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71908, recorded in Book 63 of Resolutions, accepting the deed of John S. Carpenter and Blanche Carpenter, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71909, recorded in Book 63 of Resolutions, accepting the deed of Sade F. Gaby and Marie Gaby, executed in favor of The City of San Diego, for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71910, recorded in Book 63 of Resolutions, accepting the deed of Union Title Insurance and Trust Company, executed in favor of The City of San Diego for a portion of Lot 580, Talmadge Park, Unit Three, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71911, recorded in Book 63 of Resolutions, accepting the deed of the Union Title Insurance and Trust Company, executed in favor of The City of San Diego for a portion of Lot 23 of the Rancho Ex-Mission of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71912, recorded in Book 63 of Resolutions, accepting the deed of The Atchison, Topeka and Santa Fe Railway Company, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71913, recorded in Book 63 of Resolutions, authorizing and directing the City Auditor to transfer the sum of \$560.00 from Maintenance and Support (Stadium Account), Playground Department Fund, to Outlay, said Playground Department Fund, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71914, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into a contract with F. W. Stevenson, architect, for the preparation of large scale, full size, detailed drawings and specifications for the erection of a Naval Reserve Armory on the tidelands, which said building is to be constructed as a W.P.A. project, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

By unanimous consent, Communication from the City Manager regarding proposed amendments to Ordinances 507 and 581, New Series, and Section 55 of Ordinance 915, New Series, relative to public dancing, was presented; and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager to arrange a conference.

Communication from the City Engineer, approved by the City Manager, recommending the adoption of a resolution authorizing the expenditure of \$365.00 for the purchase of certain land for the Washington Street Extension Project, was presented and ordered filed.

RESOLUTION NO. 71915, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain real property for extending Washington Street, from Fifth Avenue to Lincoln Avenue, at the price of \$365.00; plus \$20.00 for escrow charges and incidental expenses in connection with the acquisition of said real property; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the adoption of a resolution authorizing the expenditure of \$124.00 for the purchase of certain land for the Washington Street Extension Project, was presented and ordered filed.

RESOLUTION NO. 71916, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain real property for extending Washington Street, from Fifth Avenue to Lincoln Avenue, at the price of \$124.00; plus \$20.00 for escrow charges and incidental expenses in connection with the acquisition of said real property; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1890, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$8000.00 out of the Street Improvement Fund for the purpose of purchasing material, renting equipment and providing supervision for the construction of a bridge on National Avenue near 40th Street, in co-operation with the W.P.A., Sponsor's Project No. 174, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Knox and Fish

Thereupon, on motion of Councilman Housh, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Knox and Fish

Communication from the City Auditor recommending payments from the Payments Refundable Account was presented and ordered filed.

ORDINANCE NO. 1891, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$30.00 out of the Payments Refundable Account for the relief and benefit of M. A. Phillips, Theodore A. Johns and Ace Building Co., was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish

Thereupon, on motion of Councilman Housh, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilman Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish

ORDINANCE NO. 1892, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$10,000.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of paying Architect Fees in connection with erection of a Naval Reserve Armory, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish

Thereupon, on motion of Councilman Simpson, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish

ORDINANCE NO. 1893, New Series, recorded in Book 47 of Ordinances, establishing the grade of Manzanita Place in the City of San Diego, between the west line of Fairmount Avenue and a line drawn at right angles northeasterly from a point on the southwesterly line of Manzanita Place, distant 40.14 feet northwesterly from the intersection of the southwesterly line of Manzanita Place with the northwesterly line of Manzanita Drive, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Knox and Fish

ORDINANCE NO. 1894, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 3, Eastgate, in the City of San Diego, between the north line of Orange Avenue and the southerly line of El Cajon Boulevard, was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Knox and Fish

Thereupon, on motion, the meeting was adjourned.


Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, July 30th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent---None.

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, July 23rd, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block B, Altadena, and a portion of Thorn Street, under Resolution of Intention No. 71532, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 322060.

V. R. Dennis Construction Company; accompanied by a bond from the Glens Falls Indemnity Company; which bid was given Document No. 322061.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 322062.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 322063.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Knox, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the City Engineer's report and estimate of the cost of installing a sewer in Elizabeth Street, between the north line of T Street and the south line of Ocean View Boulevard; and in Ocean View Boulevard, between the northerly prolongation of the east line and west line of Elizabeth Street; the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Flowers, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 35, City Heights, between the north line of University Avenue and the south line of Polk Avenue, the Clerk reported that written protests had been received from Charles A. Small, Mrs. Eunice W. Atwood, et al., Margaret M. Brenneman, and Timothy Brownhill, which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and verbal protests were made by Effie A. Beverly, Timothy Brownhill, Tillie E. Sexauer, Samuel D. Chamberlain, Doris E. Reynolds (by Brownhill), Gladys E. Scheidle, Charles A. Small, Margt. M. Brenneman, et al.

All interested persons having been heard, on motion of Councilman Flowers, seconded by Councilman Weggenman, the hearing was continued for one week.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of Granada Tract, under Resolution of Intention No. 71730, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, and no protestants having appeared, on motion of Councilman Weggenman, seconded by Councilman Housh, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, under Resolution of Intention No. 70713, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71917, recorded in Book 63 of Resolutions, confirming the City Engineer's Assessment No. 1696, covering the paving and otherwise improving of 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, under Resolution of Intention No. 70713; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of Electric current for Adams Avenue Lighting District No. 1, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, RESOLUTION NO. 71932, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Adams Avenue Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

On motion of Councilman Simpson, seconded by Councilman Flowers, the matter was reconsidered.

RESOLUTION NO. 71918, recorded in Book 63 of Resolutions, abandoning the proceedings for furnishing of electric current for the lighting of the ornamental street lights on Adams Avenue, between Boundary Street and 36th Street for a period of one year from and including August 28, 1940, to and including August 27, 1941, under Resolution of Intention No. 71540, known as "Adams Avenue Lighting District No. 1", was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed re-zoning of a portion of Morena from Zone "C" to Zone "R-4", the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1895, New Series, recorded in Book 47 of Ordinances, incorporating portions of Blocks 24, 25 and 26, Morena, in the City of San Diego, California, into an "R-4" Zone, as defined by Ordinance No. 8924 of the Ordinances of said City, and amendments thereto, and repealing Ordinance No. 100 (New Series), adopted December 12, 1932, insofar as the same conflicts therewith, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

At this time a majority of the members of the Council signed the bond of Watson W. Culver as District Water Bill Collector.

Petition of the Navy Relief Carnival Publicity Committee for permission to display banners at strategic points in the City was presented, and on motion of Councilman Flowers, seconded by Councilman Simpson, referred to the City Manager with power to act.

Petition of the Beacon Light Seventh Day Adventist Church, by G. N. Banks, for a tent permit for religious purposes was presented; together with recommendations and approvals from the Social Welfare Director, the Electrical Inspector, the Building Inspector and the City Manager.

RESOLUTION NO. 71919, recorded in Book 63 of Resolutions, granting permission to Beacon Light Seventh Day Adventist Church, Hensley and L Streets, by G. N. Banks, to erect and operate a tent for religious services on the north side of Imperial Avenue, between 26th and 27th Streets, for a period of ninety days from August 4th, 1940, under certain conditions specified in said resolution, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of the San Diego Unified School District for closing the Alley in Block 4, La Mesa Colony, was presented; together with a report from the City Engineer, and a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71920, recorded in Book 63 of Resolutions, granting the petition of San Diego Unified School District for closing the Alley in Block 4, of La Mesa Colony, between the easterly line of 68th Street and the westerly line of 69th Street, as contained in Document No. 321980; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Property Owners for paving Franklin Avenue, San Miguel Avenue, Jamul Street, Cuyamaca Avenue and Los Pinos Avenue, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; and stating that it bears signatures of the owners of 48.4% of the entire frontage of all streets to be improved, and that if the City and County properties are not included in the computation, the percentage on the petition is 51;

RESOLUTION NO. 71921, recorded in Book 63 of Resolutions, granting the petition for paving Franklin Avenue, between 40th Street and San Miguel Avenue; Jamul Avenue for its entire length; San Miguel Avenue for its entire length; Cuyamaca Avenue for its entire length; and Los Pinos Avenue for its entire length; type of pavement to be 2-1/2" asphalt concrete; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Mary C. Baker, Mabel G. Slocum and Charles K. Fletcher for permission to grade, pave, and otherwise improve a portion of Armada Place at private contract was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted.

RESOLUTION NO. 71922, recorded in Book 63 of Resolutions, granting permission to Mary C. Baker, Mabel G. Slocum and Charles K. Fletcher to grade, pave, and otherwise improve Armada Place, from a point 48 feet westerly from the westerly line of Rosecrans Street to a point 150 feet westerly from the westerly line of Rosecrans Street, by private contract, to official grade, and in accordance with specifications to meet the approval of the City Engineer, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the First Church of the Nazarene, by V. P. Drake, requesting permission to place certain directional signs was presented, together with a communication from the City Manager recommending that the request be granted.

RESOLUTION NO. 71923, recorded in Book 63 of Resolutions, granting permission to the First Church of the Nazarene, by V. P. Drake, to place directional signs at the corner of 14th Street and Broadway and at 14th and Market Streets; the size, design and placing of the signs to be subject to the approval of the City Manager; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Communication from the San Diego Marine Construction Company, et al. opposing the granting of a tideland lease to the Martinolich Boat Building Company was presented. Mr. H. C. Hargreaves, 1230 Bank of America Building appeared for the petitioners. On motion of Councilman Weggenman, seconded by Councilman Knox, the communication was referred to the Harbor Commission, with the understanding that Mr. Hargreaves will be notified of any hearing to be held relative to the proposed lease.

Resolution of the San Diego Chamber of Commerce relative to the construction of San Vicente Dam, and urging that immediate steps be taken to provide for the financing, construction and development of the San Vicente dam and reservoir, was presented and on motion of Councilman Simpson, seconded by Councilman Flowers referred to a conference set for Friday, August 2nd, 1940, at the hour of 3:00 o'clock P.M.

Communication from John Burnham & Co., by Donald C. Burnham, offering to sell certain land fronting on Kettner Boulevard to the City of San Diego was read and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from Labor's Non-Partisan League of San Diego County, by Pat Herreshoff, Assistant Executive Secretary, relative to the proposed construction of 1000 new low-cost housing units for the use of navy personnel and navy families, was read and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from the San Diego American Legion Convention Committee, Inc., by George Fisher, Convention Vice-Chairman, requesting that City Employees who are members of the American Legion be allowed time off on August 12th, 13th and 14th, 1940, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager.

Communication from the San Diego Public Safety Committee inviting the Council to attend the next meeting of this Committee (on August 6th, 1940) at the San Diego Hotel was read and on motion of Councilman Flowers, seconded by Councilman Housh, the invitation was accepted.

Communication from Bert J. Schaefer relative to treatment given to a dog of Leslie Gould by the San Diego Humane Society was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager for investigation and report. Bert J. Schaefer, Mrs. E. H. Dowell and Leslie J. Gould spoke on the subject.

Communication from the City Auditor reporting on the claim of J. J. Demers for \$8,500.00 was presented and read.

RESOLUTION NO. 71924, recorded in Book 63 of Resolutions, denying the claim of J. J. Demers, filed on May 24, 1940, against the City of San Diego in the amount of \$8,500.00; alleged to be due him on account of refusal on the part of the City to supply water to his premises; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent reporting on bids received for paving material, recommending that the award be made to the Daley Corporation, and bearing the approval of the City Manager, was read and ordered filed.

RESOLUTION NO. 71925, recorded in Book 63 of Resolutions, accepting the bid of the Daley Corporation to furnish the City of San Diego with Asphaltic Base, Asphaltic Wearing Surface and Plant Mixed Surfacing; awarding the contract for furnishing same; and authorizing the City Manager to execute a contract with said Daley Corporation for furnishing said material; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Traffic Commission relative to traffic conditions at the Upas Street cutoff and Florida Street was read and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Manager relative to lighting this intersection.

RESOLUTION NO. 71926, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing boulevard stops at the southwest corner and the northeast corner of the intersection of Upas Street cutoff with Florida Street, requiring east and west bound traffic on the cutoff to stop before entering Florida Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from the Traffic Commission recommending changes in loading zones on 4th Avenue and on 3rd Avenue opposite the Plaza was presented and read.

RESOLUTION NO. 71927, recorded in Book 63 of Resolutions, abolishing the existing loading zones on Third Avenue and Fourth Avenue, opposite Plaza Street, and establishing No Parking Zones at the spaces mentioned; and establishing new loading zones on the west side of Third Avenue, beginning at the south line of the south crosswalk to Plaza Street and extending southerly fifty feet, and on the east side of Fourth Avenue, beginning at the north line of the north crosswalk to Plaza Street and extending northerly fifty feet; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending a change in the loading zone on the north side of G Street, west of 12th Avenue, was presented and read.

RESOLUTION NO. 71928, recorded in Book 63 of Resolutions, changing the existing 27-foot loading zone on the north side of G Street, approximately thirty feet west of the west property line of 12th Avenue to a fifty-foot loading zone beginning at a point fifteen feet west of the west property line of 12th Avenue, and extending westerly from that point, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission recommending that the license of Oliver Nathan White as taxicab driver be revoked was presented and read.

RESOLUTION NO. 71929, recorded in Book 63 of Resolutions, revoking the taxicab driver's license heretofore granted to Oliver Nathan White, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission relative to Traffic at Fifth Avenue and Broadway, and recommending that all right turns be eliminated at this point, was read and on motion of Councilman Flowers, seconded by Councilman Knox, tabled for one week.

Communication from the City Engineer, approved by the City Manager, recommending that the proceedings heretofore taken for paving and otherwise improving Boston Avenue, between 28th and 30th Streets, be abandoned and new proceedings started eliminating a water main and fire hydrant from the list of work to be done, was presented and read.

RESOLUTION NO. 71930, recorded in Book 63 of Resolutions, abandoning the proceedings for the paving and otherwise improving of Boston Avenue, between 28th and 30th Streets, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71931, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the paving of Boston Avenue, between 28th Street and 30th Street; type of pavement to be 4" asphalt concrete; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Manager reporting on the request of the Pacific Beach Coordinating Council for a recreation center at Pacific Beach, and stating that it is not possible at this time to provide sufficient money to sponsor a W.P.A. project for the construction of such a recreation center, was presented and ordered filed.

Communication from the City Manager relative to the request of J. J. Demers for water service for property outside the City limits, and stating the City Attorney advises there is no obligation on the part of the City to furnish water outside the City, and that in fact it is not legal so to do, was read and ordered filed.

RESOLUTION NO. 71933, recorded in Book 63 of Resolutions, denying the petition of J. J. Demers filed under Document No. 320518, relative to water service being furnished to his property from mains installed on Euclid Avenue north of Broadway, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from Wayne W. Dailard relative to his lease at Mission Beach Amusement Center was presented, and on motion of Councilman Knox, seconded by Councilman Fish, filed without reading.

Communication from the City Manager recommending filing the application of Wayne W. Dailard et al. for a new lease was presented, and on motion of Councilman Knox, seconded by Councilman Fish, filed without reading.

Communication from the City Manager relative to the operation of a convalescent home at 3024 E Street was presented and read.

RESOLUTION NO. 71934, recorded in Book 63 of Resolutions, amending the zone variance heretofore granted to Myrtle B. Bodlovich, 3024 E Street, by Resolution No. 71422, to operate a convalescent home on Lots 30, 31 and the west half of Lot 32, Block 95, E. W. Morse's Subdivision, to permit the operation of said convalescent home by Lillian L. Schwenn on the same conditions as granted in said Resolution No. 71422, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Manager recommending the execution of an agreement with the City of La Mesa for connection to San Diego's sewer system was presented and ordered filed. A majority of the members of the Council signed said agreement.

RESOLUTION NO. 71935, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the paving and otherwise improving of the Alley in Block F, McFadden and Buxton's North Park and the Alley in Block 33, Park Villas, as described in Resolution of Intention No. 71062, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue, was presented and ordered filed.

RESOLUTION NO. 71936, recorded in Book 63 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block 169, University Heights, as described in Resolution of Intention No. 71484, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71937, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving Siesta Drive, between the west line of 55th Street and its westerly termination in Cajon Terrace; Madison Avenue, between the west line of 55th Street and its westerly termination in Cajon Terrace; and Cajon Way, between the northerly line of Madison Avenue and the southerly line of Siesta Drive; and approving Plat No. 1783, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon said streets; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71938, recorded in Book 63 of Resolutions, for paving and otherwise improving Siesta Drive, between 55th Street and its westerly termination in Cajon Terrace; Madison Avenue, between 55th Street and its westerly termination in Cajon Terrace; and Cajon Way, between Madison Avenue and Siesta Drive; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71939, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for Roseville Lighting District No. 1 for the period ending October 14, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71940, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for the paving and otherwise improving the Alley in Block F, McFadden & Buxton's North Park and the Alley in Block 33, Park Villas, under Resolution of Intention No. 71062, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71941, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving and otherwise improving the Alley in Block 164, Mission Beach, between the easterly line of Strandway and the westerly line of Mission Boulevard, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71942, recorded in Book 63 of Resolutions, directing the City Clerk to mail notices to property owners relating to the proposed assessment for paving and otherwise improving POLK AVENUE, between the westerly line of Arizona Street and the easterly line of Louisiana Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71943, recorded in Book 63 of Resolutions, directing the City Clerk to mail notices to property owners relating to the proposed assessment for paving and otherwise improving Euclid Avenue, between the northerly line of El Cajon Boulevard and the southerly line of Monroe Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71944, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71945, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of installing a water main and appurtenances in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and BROADWAY, between the west line of 41st Street and the west line of 42nd Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71946, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the southeasterly and northwesterly Alley in Block 72, Ocean Beach, between the northwesterly line of Bacon Street and the southeasterly line of the northeasterly and southwesterly alley in said Block 72; and a portion of Newport Avenue; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71947, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving and otherwise improving of the Alley in Block 147, Mission Beach, as particularly described in Resolution of Intention No. 71296, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71948, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the San Diego Junior Chamber of Commerce in the sum of \$210.00 in connection with its entry in the Tournament of Lights at Newport-Balboa harbor July 20th, 1940, and as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the Junior Chamber of Commerce allocation in the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71949, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the San Diego City & County Convention Bureau in the sum of \$1675.68; covering badges and inserts for the American Legion Convention, Department of California, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the Convention Bureau's allocation of the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Attorney relative to the employment of Special Water Counsel was presented and ordered filed.

RESOLUTION NO. 71950, recorded in Book 63 of Resolutions, retaining and employing Phil D. Swing as Special Water Counsel for the year ending June 30th, 1941; authorizing the City Manager to enter into an agreement with Mr. Swing for such employment; and repealing Resolution No. 71774, adopted July 9, 1940; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71951, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into a lease with Fannie N. Reynolds, Hattie E. Downs and Florence V. Cannon, for the leasing to the City of San Diego for a term of one year from and after July 1, 1940, of Block 12, Culverwell & Taggart's Addition to the City of San Diego, at the rate of \$45.00 per month; with an option to purchase said real property for the sum of \$6,250.00 at any time during said term, or within thirty days after the expiration of said lease; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71952, recorded in Book 63 of Resolutions, accepting the deed of Malinda M. Flaugh and Emma C. Jones, executed in favor of The City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, submitting form of resolution accepting deed from Sam A. Claggett, County Tax Collector, for land required for use in connection with cathodic protection of the Bonita pipe line, was presented and ordered filed.

RESOLUTION NO. 71953, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett, as Tax Collector of the County of San Diego, executed in favor of the City of San Diego for the northwest quarter of Lot 39, Horton's Purchase, according to Map No. 283, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1896, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$91.05 from the Unappropriated Balance Fund of the City of San Diego in full settlement of the claims of Margaret S. Croxall, was on motion of Councilman Weggenman, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers, and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1897, New Series, recorded in Book 47 of Ordinances, authorizing the execution of a lease of certain Pueblo Lands of the City of San Diego to G. F. Poggi, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1898, New Series, recorded in Book 47 of Ordinances, establishing the grade of 46th Street, in the City of San Diego, California, between the north line of Logan Avenue and the south line of Ocean View Boulevard, was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1899, New Series, recorded in Book 47 of Ordinances, establishing the grade of Pynchon Street in the City of San Diego, California, between the north line of Logan Avenue and the south line of Ocean View Boulevard, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1900, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 323, Reed and Daley's Addition, in the City of San Diego, California, between the west line of 30th Street and the east line of 29th Street, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1901, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 34, Ocean Beach, in the City of San Diego, California, between the southeasterly line of Sunset Cliffs Boulevard and the northwesterly line of Ebers Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 71954, recorded in Book 63 of Resolutions, releasing the bond of Fred W. Simpson and the Pacific Indemnity Company to the City of San Diego, on and after July 18, 1940, for any acts of said Fred W. Simpson as Councilman, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

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RESOLUTION NO. 71955, recorded in Book 63 of Resolutions, authorizing the City Manager to execute the project statement for the expenditure of the Quarter Cent Fund on State Highways, within the limits of the City of San Diego, as set forth in Document No. 322051, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1902, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$9700.00 from the Street Improvement Fund of the City of San Diego, and transferring the same to the "One-Fourth Cent Gas Tax Trust and Revolving Fund", was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 71956, recorded in Book 63 of Resolutions, accepting the deed of John C. Burkholder, executed in favor of the City of San Diego for a portion of Washington Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71957, recorded in Book 63 of Resolutions, accepting the deed of Eliza S. H. Webb, executed in favor of the City of San Diego for a portion of Washington Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71958, recorded in Book 63 of Resolutions, accepting the deed of Vitulia E. Randall, executed in favor of the City of San Diego for a portion of Washington Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

At this time Councilman Housh was excused.

RESOLUTION NO. 71959, recorded in Book 63 of Resolutions, repealing Resolution No. 71869, adopted July 23, 1940, authorizing and instructing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City's requirements of incandescent lamps for the year 1940-1941, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71960, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with its requirements of Mazda lamps for a period of one year, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foster Jr.
DEPUTY.

H. C. Flowers
Vice-Mayor of the City of San Diego, California.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, August 6th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice Mayor Flowers at 10:00 o'clock A.M.

Present--Councilmen Simpson, Housh, Fish, Knox, and Flowers.
Clerk----Fred W. Sick.
Absent---Councilman Weggenman and Mayor Benbough.

In the absence of Mayor Benbough, Vice Mayor Flowers acted as chairman.

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, July 30th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, under Resolution of Intention No. 71483, he had received five bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Walter H. Barber; accompanied by a bond from the Hartford Accident and Indemnity Company; which bid was given Document No. 322211.
Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 322212.
V. R. Dennis Construction Company; accompanied by a bond from the Glens Falls Indemnity Company; which bid was given Document No. 322213.
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 322214.
W. V. Hutchison; accompanied by a bond from the Massachusetts Bonding and Insurance Company; which bid was given Document No. 322215.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving Garrison Street, between Rosecrans Street and Willow Street; and Garrison Street; between a line parallel to and twenty-five feet southeasterly from the southeasterly line of Locust Street and the southeasterly line of Willow Street; under Resolution of Intention No. 71582, he had received four bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Daley Corporation; accompanied by a bond from the Maryland Casualty Company; which bid was given Document No. 322216.
V. R. Dennis Construction Company; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 322217.
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 322218.
R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 322219.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said bids were referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for University Avenue Lighting District No. 1 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 322220.

Thereupon, on motion of Councilman Housh, seconded by Councilman Fish, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for University Avenue Lighting District No. 3 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 322223.

Thereupon, on motion of Councilman Housh, seconded by Councilman Fish, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for Five Points Lighting District No. 1 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 322224.

Thereupon, on motion of Councilman Housh, seconded by Councilman Fish, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of the cost of constructing sidewalks on Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, the Clerk reported that additional written protests had been received from Chas. M. Simmons, Fred West, A. Joseph, et al., since the original hearing.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons were heard.

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A motion was made by Councilman Simpson, seconded by Councilman Fish, to continue the hearing for one week. This motion was withdrawn.

RESOLUTION NO. 71961, recorded in Book 63 of Resolutions, overruling and denying the protests of Central Liquidating Co., filed in the office of the City Clerk on June 25, 1940 under Document No. 321188; the protest of Restop Realty Co., filed in the office of the City Clerk on July 15, 1940 under Document No. 321645; the protest of Edward E. Spileman, filed in the office of the City Clerk on July 16, 1940 under Document No. 321687; the protest of A. B. Farrow, et al., filed in the office of the City Clerk on July 16, 1940 under Document No. 321688; the protest of Chas. J. Kraus, Jr., filed in the office of the City Clerk on July 19, 1940 under Document No. 321783, against the Engineer's estimate on the cost for the proposed work of improving Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street; and overruling and denying all other protests; was on motion of Councilman Housh, seconded by Councilman Knox, adopted. Councilman Simpson voted "Nay" on the motion.

RESOLUTION NO. 71962, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare a resolution determining that the improvement of Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 35, City Heights, between the north line of University Avenue and the south line of Polk Avenue, a report from the City Engineer was read stating that protests contained in Documents Numbered 321966, 321955, 321954 and 321613 total 52.1% of the total frontage was presented and read.

Additional protests from Hugh D. Sessions, Albert W. Reynolds, et al. were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 71963, recorded in Book 63 of Resolutions, sustaining the protests of Chas. A. Small, filed in the office of the City Clerk on July 13, 1940 as Document No. 321613; the protest of Mrs. Eunice W. Atwood, et al. filed in the office of the City Clerk on July 16, 1940 as Document No. 321694; the protests of Margaret M. Brenneman, Timothy Brownhill, et al. filed in the office of the City Clerk on July 25, 1940 as Document No. 321966; against the City Engineer's estimate on the cost of the proposed paving of the Alley in Block 35, City Heights; and abandoning the proceedings for said proposed work; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 8, Sub-division of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, under Resolution of Intention No. 71760, the Clerk reported that a written protest had been received from Harry K. Ford, et al., which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Housh, seconded by Councilman Fish, the hearing was continued until August 13th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west alleys in said Blocks 3 and 4, under Resolution of Intention No. 70673, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71964, recorded in Book 63 of Resolutions, confirming the City Engineer's assessment No. 1697, covering the paving and otherwise improving of the North and South Alleys in Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 26, Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, under Resolution of Intention No. 70828, the Clerk reported that written appeals had been received from Gertrude H. Duncan, Lina C. Rock and Marie Christen; which appeals were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 71965, recorded in Book 63 of Resolutions, overruling and denying the appeal of Gertrude H. Duncan, filed in the office of the City Clerk July 27, 1940, under Document No. 321991; the appeal of Lina C. Rock, filed in the office of the City Clerk August 5, 1940, under Document No. 32204; the appeal of Marie Christen, filed in the office of the City Clerk August 5, 1940, under Document No. 322206; and all other appeals from the City Engineer's Assessment No. 1698, made to cover the costs and expenses of the work done upon the Alley in Block 26, Ocean Beach, in said City, under Resolution of Intention No. 70828, adopted February 20, 1940; and confirming and approving the City Engineer's Assessment No. 1698; and authorizing and directing the City Engineer to attach his warrant thereto and record and issue the same in the manner and form provided by law; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Midway Drive Lighting District No. 1, for the period ending September 30, 1941, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants

having appeared, RESOLUTION NO. 71966, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Midway Drive Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Henry C. Griffin for setback suspension on Hill Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72009, recorded in Book 63 of Resolutions, granting to Henry C. Griffin, 1244 - 26th Street, permission to erect a residence and garage on Lots 9 and 10, Block 10, Roseville, Heights, not closer to the property line on Hill Street than two feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Margaret Tatum for setback suspension on Mar Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71967, recorded in Book 63 of Resolutions, granting permission to Margaret Tatum to erect a residence and garage on Lots 52, 53, and 54 in Block 5, Center Addition to La Jolla Park, to the front property line on Mar Avenue; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Alden J. Fulkerson for zone variance and setback suspension at Willow and Poe Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71968, recorded in Book 63 of Resolutions, granting permission to Alden J. Fulkerson, 2609 Dwight Street, to erect a second residence on a portion of Lots 7 and 8, Block 133, Roseville, not closer to the front property line on Poe Street than four feet; provided that the fifteen-foot setback on Willow Street is maintained; and granting a variance to the restrictions of Ordinance No. 31, New Series, and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Safeway Stores, Inc. for zone variance on Central Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71969, recorded in Book 63 of Resolutions, granting permission to Safeway Stores, Inc., by Milton F. Heller, to erect a store building and operate a parking lot on Lots 5 and 6, Block 27, Resub. of Blocks K & L, Teralta, provided the parking lot at the rear of the building is hard-surfaced and is enclosed with a fence satisfactory to the Planning Commission; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Application of George Fred Reim for license to conduct public dance where intoxicating liquor is sold was presented; together with approvals from the Social Welfare Director, the Chief of Police and the City Manager.

RESOLUTION NO. 71970, recorded in Book 63 of Resolutions, granting the application of George Fred Reim for Class A license to conduct public dance at the "Alpine Gardens", 3911 Pacific Highway, on premises where intoxicating liquor is sold, subject to compliance with existing regulations, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Application of George Fred Reim for license to conduct a floor show at 3911 Pacific Highway was presented; bearing the approval of the City Manager.

RESOLUTION NO. 71971, recorded in Book 63 of Resolutions, granting permission to George F. Reim, 9383 Lemon Avenue, La Mesa, to conduct a floor show with paid entertainment at the "Alpine Gardens", 3911 Pacific Highway, where dancing is conducted and liquor is sold; subject to the regular license fee, and to compliance with existing regulations; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of G. D. Miles for refund of license fees paid on receipt No. 4176, for cigars and tobacco handling, operating a news stand and card tables at 627 E Street, was presented and on motion of Councilman Fish, seconded by Councilman Knox, referred to the City Attorney.

Petition of the San Diego Yacht Club, by Patrick Lizza, for fireworks display permit was presented, bearing the approval of the Chief of the Fire Department and of the Chief of Police.

RESOLUTION NO. 71972, recorded in Book 63 of Resolutions, granting permission to the San Diego Yacht Club, Point Loma, by Patrick Lizza, to conduct a public display of fireworks on August 18, 1940, from 7:00 P.M. to 9:00 P.M. at the Club House; subject to Sections 12500-12513 of the Health and Safety Code, the Rules and Regulations adopted by the State Fire Marshal and Ordinance No. 1313 New Series; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of the American Legion Convention Corporation of San Diego, by Patrick Lizza, for fireworks display permit was presented, bearing the approval of the Chief of the Fire Department and of the Chief of Police.

RESOLUTION NO. 71973, recorded in Book 63 of Resolutions, granting permission to the American Legion Convention Corporation of San Diego, by Patrick Lizza, to conduct a public display of fireworks on August 12, 1940, from 10:00 P.M. to 12:00 Midnight, in Balboa Stadium; subject to Sections 12500-12513 of the Health and Safety Code, the Rules and Regulations adopted by the State Fire Marshal and Ordinance No. 1313, New Series; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Joe Robison for a floor show permit at 206 Market Street was presented; bearing the approval of the Chief of Police, the Social Welfare Director and the City Manager.

RESOLUTION NO. 71974, recorded in Book 63 of Resolutions, granting permission to Joe Robison, 303 South Bancroft Street, to conduct a floor show with paid entertainment

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at the "Creole Palace Night Club", 206 Market Street, where dancing is conducted and liquor is sold; subject to the regular license fee, and to compliance with existing regulations; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Elim Tabernacle, by Eldon Vincent, for a tent meeting permit on Newport Avenue, between Cable and Bacon Streets, was presented, bearing the approval of the City Planning Commission, the Chief Building Inspector and the City Manager.

RESOLUTION NO. 71975, recorded in Book 63 of Resolutions, granting permission to Elim Tabernacle, by Eldon Vincent, to erect a tent, on Lots 29 and 30, Block 61, Ocean Beach, on Newport Avenue between Cable and Bacon Streets, for religious services beginning August 11, 1940, and continuing for a period of six weeks, with a seating capacity of 200; using temporary electrical wiring; was on motion of Councilman Housh, seconded by Councilman Knox, adopted. This permit was granted on the following conditions: 1. Subject to checking and approval by the Inspection Department. 2. 10:00 o'clock P.M. shall be the closing hour. 3. No wind instruments shall be used. 4. The area surrounding the tent shall be cleared of grass. 5. This permit shall not be regarded as giving the right to solicit funds from the public for whatsoever cause.

Petition of the Czech American National Alliance for permission to solicit funds on the streets and in public places in the City by the sale and distribution of small Czech dolls etc. for the benefit of refugees was presented.

A motion by Councilman Housh to grant the petition failed for want of a second.

On motion of Councilman Simpson, seconded by Councilman Fish, the matter was continued for one week. Councilman Weggenman and Mayor Benbough were absent.

Petition of Property Owners for paving the Alley in Block 5, Chester Park was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted as it contains signatures of the owners of 53.5% of the frontage property.

RESOLUTION NO. 71976, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 5, Chester Park; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Property Owners for a sewer system to serve the property in Country Paradise was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted as it contains signatures of the owners of 78% of the area of the district.

RESOLUTION NO. 71977, recorded in Book 63 of Resolutions, granting the petition for the installation of a sanitary sewer system to serve the property in Country Paradise; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

At this time Mayor Benbough entered and took his place as chairman.

Communication from the Better Business Bureau of San Diego recommending the adoption of an ordinance regulating the practice of house-to-house solicitation, and requiring all such solicitors to register with the Police Department, was presented.

Communication from the Merchants Association of San Diego recommending the adoption of an ordinance providing for the registration of house-to-house solicitors, and regulating such solicitation, was presented.

On motion of Councilman Knox, seconded by Councilman Fish, a hearing was set on this proposed ordinance for August 20th, 1940, at the hour of 10:00 o'clock A.M.; and the City Attorney requested to furnish copies of said proposed ordinance to members of the Council.

Communication from F. L. Richardson relative to the condition of water in the City mains was presented; together with a report from the Hydraulic Engineer, approved by the City Manager, reporting on the causes of the conditions complained of by Mr. F. L. Richardson. The Communication and Report were read, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the California Federation of Women's Clubs relative to the traffic situation was read and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the Traffic Commission.

Communication from J. W. Wilson relative to sewage disposal was read and on motion of Councilman Flowers, seconded by Councilman Fish, referred to the City Manager.

Communication from R. A. Perrott offering to sell a portion of Lot 326 of Pueblo Lands to the City of San Diego for street purposes was read; together with a communication from the City Planning Commission stating that it does not urge the immediate acquisition of this property, situated on the east side of Pacific Highway; and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed.

Communication from the City Engineer, approved by the City Manager, relative to an existing delinquency of 10.86% in Pacific Highway Lighting District No. 1, was read and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager for a report.

Communication from the City Engineer, approved by the City Manager, recommending the installation of various overhead street lights was presented and ordered filed.

RESOLUTION NO. 71978, recorded in Book 63 of Resolutions, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted; authorizing and directing the San Diego Consolidated Gas and Electric Company to install overhead street lights at the following locations:

5th Avenue and Ivy Lane, 400 c.p.
 Granada Avenue and Beech Street, 400 c.p.
 19th Street and Broadway, 400 c.p.
 21st Street and Broadway, 400 c.p.
 Camino del Rio and Sandrock Grade, 400 c.p.
 1st Avenue and Date Street, 600 c.p.
 Fern Street and Fir Street, 600 c.p.
 30th Street and Landis Street, 600 c.p.

Communication from the International Association of Chiefs of Police announcing dates of the 1940 Police Executives Congress to be held at Milwaukee, Wisconsin, was presented and ordered filed.

Thereupon, on motion of Councilman Fish, the meeting was adjourned until the hour of 2:00 o'clock P.M.

Upon reconvening the roll call showed the following:
 Present--Councilmen Simpson, Housh, Fish and Knox.
 Clerk---Fred W. Sick.
 Absent---Councilmen Weggenman, Flowers and Mayor Benbough.

In the absence of Mayor Benbough, Councilman Housh was elected as chairman pro tempore.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for reinforcing bars was presented and ordered filed.

RESOLUTION NO. 71979, recorded in Book 63 of Resolutions, accepting the bid of the Western Metal Supply Company to furnish the City of San Diego with 65,070 feet of intermediate grade, deformed, reinforcing bars for the sum of \$1699.00; awarding the contract for furnishing same; and authorizing the City Manager to enter into a contract with said Western Metal Supply Company for furnishing said reinforcing bars; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting a resolution authorizing the advertising for bids for electric cable for Bonita pipe line cathodic protection, was presented and ordered filed.

RESOLUTION NO. 71980, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with 4250 feet of electric cable for Bonita pipe line cathodic protection, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 322159, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting a resolution authorizing the advertising for bids for Mazda Lamps, was presented and ordered filed.

RESOLUTION NO. 71981, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with its requirements of Mazda Lamps for the year 1940-41, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 322156, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting a resolution authorizing the advertising for bids for sundry trucks, Chassis, one Sedan Delivery Car, and one Air Compressor, was presented and ordered filed.

RESOLUTION NO. 71982, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing one 3½ ton truck chassis; one 1½ ton dump truck; three 1½ ton flat bed trucks; one 1½ ton chassis; eight 1/2 ton pickup trucks; one sedan delivery car, one 2-3 ton chassis; one 1½ - 1½ ton canopy express truck; and one 105 cubic foot air compressor, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 322162, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Manager reporting on a conference held by the Manager and Welfare Director, together with members of the San Diego Hotel Association, regarding proposed amendments to Ordinances Nos. 507 and 581, New Series, relative to public dancing, and recommending that papers on the subject be filed, was read and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

Communication from the City Manager reporting on a request from the American Legion Convention Committee relative to allowing time off for all Legion members who are City employees on August 12th, 13th and 14th; and stating that the request could not be granted; was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from Bert J. Schaefer relative to treatment given to a dog of Leslie Gould was presented; together with a communication from the City Manager reporting on the incident, which was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

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Communication from the City Manager recommending acceptance of a deed to a portion of U. S. Grant's Hill Subdivision, subject to all outstanding taxes, liens and easements, for a consideration of \$2500, was read and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 71983, recorded in Book 63 of Resolutions, accepting the deed of Charles L. Barnes, Henry T. Woodward and H. G. Sloane, as trustees of George J. Keating Medical Fund, conveying to the City Lots "A", "N" and "T" in Block 40, U. S. Grant's Hill Subdivision, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending that proceedings be started for the installation of sidewalks and curbing on both sides of Laurel Street between Pacific Highway and Kettner Boulevard was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Report from the League of California Cities containing a suggested form of Ordinance prohibiting trespassing and loitering for the protection of industries vital to National Defense was presented, and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Attorney for a report and recommendation; the City Attorney to furnish copies to the Councilmen.

At this time a majority of the members of the Council signed the sidewalk license bond of Arthur C. Woodward and Fred H. Woodward, d.b.a. Woodward Bros.

RESOLUTION NO. 71984, recorded in Book 63 of Resolutions, accepting the agreement signed by John C. Burkholder whereby he agrees to remove certain buildings now existing upon Lot 45, Fleischer's Addition, for the widening and extending of Washington Street, was on motion of Councilman Fish, seconded by Councilman Knox, adopted by unanimous consent.

At this time the Council took a short recess.

Upon reconvening, Vice Chairman Flowers entered and took over the gavel.

Councilman Knox was excused from the meeting.

RESOLUTION NO. 71985, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Date Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street; and approving Plat No. 1787, showing the exterior boundaries of the district to be included in the assessment for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71986, recorded in Book 63 of Resolutions, for paving and otherwise improving of Date Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street; and determining that the work shall be done to the modified grade shown and indicated upon the plans and profiles on file in the office of the City Clerk; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block B, Altadena, between Thorn Street and Upas Street, and a portion of Thorn Street, was presented and ordered filed.

RESOLUTION NO. 71987, recorded in Book 63 of Resolutions, awarding to R. E. Hazard & Sons the contract for paving and otherwise improving the Alley in Block B, Altadena, and a portion of Thorn Street, as described in Resolution of Intention No. 71532, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71988, recorded in Book 63 of Resolutions, for paving and otherwise improving of Menlo Avenue, as described in Resolution of Intention No. 71730, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71989, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereon for paving and otherwise improving of Nile Street, under Resolution of Intention No. 70748, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71990, recorded in Book 63 of Resolutions, for closing the northwesterly 10.00 feet and the southeasterly 10.00 feet of Bandini Street, between the northeasterly line of La Jolla Avenue and the southwesterly line of California Street, was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71991, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the district to be assessed for the paving and otherwise improving of Fenelon Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, did by their return post cards demand the making of an investigation as provided by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71992, recorded in Book 63 of Resolutions, determining that the proposed assessment for installing a sewer in Elizabeth Street and in Ocean View Boulevard, as described in Resolution of Intention No. 71170, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the installation of a sanitary sewer in said streets; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71993, recorded in Book 63 of Resolutions, directing that the assessment for the paving and otherwise improving of Menlo Avenue, as described in Resolution of Intention No. 71730, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

At this time Councilman Knox re-entered and took his seat on the Council.

RESOLUTION NO. 71994, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving Menlo Avenue, as described in Resolution of Intention No. 71730, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71995, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving the Alley in Block 1, Carmel Heights, between the north line of Palm Street and the south line of Redwood Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71996, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work of paving and otherwise improving the Alley in Block C, Altadena and a portion of Thorn Street, as described in Resolution of Intention No. 71344, and to be assessed to pay the expenses thereof, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71997, recorded in Book 63 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the Memorandum of Agreement for expenditure of 1/4 cent Gas Tax for Streets of Major Importance within the limits of the City of San Diego, as set forth in Document No. 322167, on file in the office of the City Clerk of said City, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71998, recorded in Book 63 of Resolutions, agreeing that the City of San Diego will aid in the construction of a County Road through Rancho Janal between upper and lower Otay Lakes by furnishing three trucks, with operators, and pay the cost of operating such equipment; and one 1/2 yard shovel with operator, and pay the cost of operating such equipment; and will furnish all culverts and drainage structures necessary; and will pay one-half of the cost of the oil necessary for oiling said road; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71999, recorded in Book 63 of Resolutions, accepting the deed of James A. McDonald and Elsie M. McDonald, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72000, recorded in Book 63 of Resolutions, accepting the deed of David H. Ryan and Helen F. Ryan for sewer purposes, executed in favor of the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72001, recorded in Book 63 of Resolutions, accepting the deed of David Angle and Amanda Angle, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72002, recorded in Book 63 of Resolutions, authorizing the Mayor of the City of San Diego and the City Clerk of said City to execute a quitclaim deed to David H. Ryan and Helen F. Ryan, husband and wife, covering a portion of Lot 16 in Block F of Oak Park in the City of San Diego, as more particularly described in said Resolution, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72003, recorded in Book 63 of Resolutions, authorizing the Mayor of the City of San Diego and the City Clerk of said City to execute a quitclaim deed to James A. McDonald and Elsie M. McDonald, husband and wife, covering a portion of Lot 17 in Block F of Oak Park in the City of San Diego, as more particularly described in said Resolution, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72004, recorded in Book 63 of Resolutions, authorizing the Mayor of the City of San Diego and the City Clerk of said City to execute a quitclaim deed to David Angle and Amanda Angle, husband and wife, covering a portion of Lot 18 in Block F of Oak Park in the City of San Diego, as more particularly described in said Resolution, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72005, recorded in Book 63 of Resolutions, accepting the deed of the San Diego Beach Company, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

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RESOLUTION NO. 72006, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett, executed in favor of the City of San Diego, conveying to said City the SW 1/4 of NE 1/4 above 330 ft. contour, Sec. 18, twp. 13, R. 2 W., in the County of San Diego, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72007, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett, executed in favor of the City of San Diego, conveying to said City Lots 7, 8 and 10, Block 2; Lot 6, Block 7; Lot 17, Block 8, Lots 12 to 18, inc. and Lots 23 to 25, inc., Block 9; and Lots 2, 3 and 4, Block 26, all in Campo Del Dios Unit No. 1, according to map thereof on file in the office of the County Recorder of San Diego County, California, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending that Upper Otay Reservoir be closed by Council Resolution to all recreation from and after August 9, 1940, was presented and ordered filed.

RESOLUTION NO. 72008, recorded in Book 63 of Resolutions, closing to the public from and after August 9, 1940, all the recreational facilities located at Upper Otay Reservoir, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72010, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 48 of the Administration Building and Grounds Department, Civic Center Administration Building, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72011, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the San Diego Symphony Orchestra Association, in the sum of \$408.63 incurred in connection with the Midsummer Night Symphonies being conducted in the Ford Bowl in Balboa Park, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72012, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau, in the sum of \$2593.41, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

At this time Mayor Benbough entered, but Vice Mayor Flowers retained the chairmanship temporarily.

RESOLUTION NO. 72013, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the American Legion Convention Committee, in the sum of \$2,587.95, incurred in connection with the State Convention to be held in San Diego, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1903, New Series, recorded in Book 47 of Ordinances, prohibiting a right hand turn during certain hours at Fifth Avenue and Broadway, and providing a penalty for the violation thereof, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

At this time Mayor Benbough relieved Vice Mayor Flowers as chairman.

ORDINANCE NO. 1904, New Series, recorded in Book 47 of Ordinances, establishing the grades of 33rd Street, between the north line of Imperial Avenue and the southerly line of San Diego and Cuyamaca Railway Company's Right of Way; L Street, between a line parallel to and distant 220.00 feet east from the east line of 33rd Street and the southeasterly line of the San Diego and Cuyamaca Railway Company's right of way; and K Street, between a line drawn parallel to and distant 180.00 feet east from the east line of 33rd Street and the southeasterly line of the San Diego and Cuyamaca Railway Company's right of way; was on motion of Councilman Knox, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

ORDINANCE NO. 1905, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 85, Ocean Beach Extension, in the City of San Diego, California, between the northwesterly line of Abbott Street and the southeasterly line of the Alley running northeasterly and southwesterly through Block 85, Ocean Beach Extension, was on motion of Councilman Knox, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Communication from Mayor Benbough announcing the appointment of Thomas M. Hamilton to serve as a member of the Funds Commission was presented.

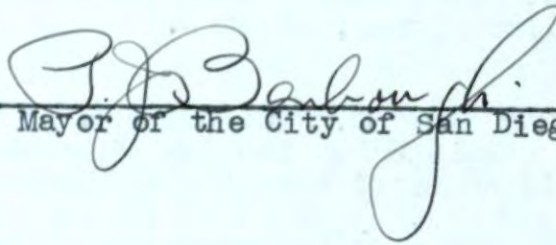
RESOLUTION NO. 72014, recorded in Book 63 of Resolutions, confirming the appointment of Thomas M. Hamilton as a member of the Funds Commission of The City of San Diego, to fill the vacancy created by the resignation of the Honorable Edward J. Kelly, said appointment having been made by Mayor P. J. Benbough, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Communication from the City Attorney submitting a draft of ordinance covering proposed change in fees to be charged for hearings before the City Planning Commission was presented and ordered filed.

ORDINANCE NO. 1906, New Series, recorded in Book 47 of Ordinances, amending Section 1 of Ordinance No. 589 (New Series) of the Ordinances of the City of San Diego, entitled, "An Ordinance imposing a fee to cover expenses necessary for investigation of petitions requesting exceptions or changes to Building Set-back and Zoning Ordinances and reclassification of Property Zones" adopted January 29, 1935, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Flowers and Mayor Benbough. Nays--Councilman Knox. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Flowers and Mayor Benbough. Nays--Councilman Knox. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Knox, the meeting was adjourned.


Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fostels
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, August 13th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---None.

On motion of Councilman Fish, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, August 6th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for Mission Beach Lighting District No. 2 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 322349.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for Ocean Beach Lighting District No. 1 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 322350.

Thereupon, on motion of Councilman Fish, seconded by Councilman Housh, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for Upas Street Pipe Line Extension, from Fifth Avenue to Pacific Highway, he had received four bids, which bids were duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

B. G. Carroll and Harry L. Foster, accompanied by a bond in the sum of \$5500.00 written by the Massachusetts Bonding and Insurance Company. Said bid was given Document No. 322351.

V. R. Dennis Construction Company, accompanied by a bond in the sum of \$7000.00 written by the Glens Falls Indemnity Company. Said bid was given Document No. 322352.

H. H. Peterson, accompanied by a bond in the sum of \$6500.00 written by the Massachusetts Bonding and Insurance Company. Said bid was given Document No. 322353.

Williams and Van Valkenburgh, Inc., accompanied by a bond in the sum of \$5000.00 written by the National Automobile Insurance Company. Said bid was given Document No. 322354.

On motion of Councilman Fish, seconded by Councilman Housh, said bids were referred to the Hydraulic Engineer and City Manager for checking and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing of protests against the proposed paving and otherwise improving of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, under Resolution of Intention No. 71760, a communication from the City Engineer was presented and read, stating that the protest filed under Document No. 322226 contains the signatures of the owners of 21.5% of the frontage and 32.5% of the area of the district.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, RESOLUTION NO. 72015, recorded in Book 63 of Resolutions, overruling the protest of Harry K. Ford, et al., filed in the office of the City Clerk on August 6, 1940, against the proposed improvement of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 71760; and overruling all other protests, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Thereupon, on motion, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of 36th Street, between Adams Avenue and East Mountain View Drive, under Resolution of Intention No. 71811, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

A verbal protest was made by O. H. Gruner against the proposed improvement. All interested persons having been heard; RESOLUTION NO. 72016, recorded in Book 63 of Resolutions, overruling the verbal protest of O. H. Gruner, and all other protests, against the proposed improvement of 36th Street, between the north line of Adams Avenue and the southwesterly line of East Mountain View Drive, under Resolution of Intention No. 71811, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Thereupon, on motion, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 152, Mission Beach, between Mission Boulevard and Bayside Lane, under Resolution of Intention No. 70962, the Clerk reported that no written appeals had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 72017, recorded in Book 63 of Resolutions, confirming the City Engineer's Assessment No. 1699, for the paving and otherwise improving the Alley in Block 152, Mission Beach, between Mission Boulevard and Bayside Lane, under Resolution of Intention No. 70962; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed annexation of a portion of Lot 67 of the Partition of Rancho Mission of San Diego, in Township 16 South, Range 2 West, in the County of San Diego, under Resolution of Intention No. 71846, to hold a special election for the annexation of said portion of Lot 67 of partition of Rancho Mission of San Diego, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, and no protestants having appeared, ORDINANCE NO. 1907, New Series, recorded in Book 47 of Ordinances, calling a Special Election for the submission of a proposition to annex to the City of San Diego certain additional territory designated as a portion of Partition of Rancho Mission of San Diego to the qualified electors residing therein, was on motion of Councilman Knox, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

At this time a majority of the members of the Council signed the bond of Sydney Charles Gaines as Assistant to the City Manager.

Petition of Czech American National Alliance, by Clarence J. Novotny, for permission to receive funds on the streets and in public places through the sale and distribution of small Czech dolls and novelties for the benefit of Czech refugees was presented, together with a recommendation from the Social Welfare Director that the request be denied; and a notation from the City Manager that the application is not approved.

RESOLUTION NO. 72018, recorded in Book 63 of Resolutions, denying the petition of Clarence J. Novotny, President of Czech American National Alliance, San Diego Branch, for permission to sell and distribute small Czech dolls and boutenairs on the streets and public places for the purpose of raising funds for the purchase of medical supplies and other necessities for relief purposes; since Section 3 of Ordinance No. 7864 of the City of San Diego forbids granting petitions of this nature; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the San Diego Lodge 168, B.P.O.E., by Clifford S. Maher, relative to the condition of the press box at the Stadium was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from Charles S. Young relative to the water which flows down Boulder Creek, and a head gate installed at Cuyamaca Lake which reduces the flow of water, was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Attorney.

Communication from the Harbor Commission relative to the protest against

granting a tideland lease to the Martinolich Boat Building Company was presented and on motion of Councilman Flowers, seconded by Councilman Fish, tabled for one week. The Harbor Commission was requested to furnish copies of the communication to individual members of the Council.

Communication from the City Engineer, approved by the City Manager, recommending that certain 250 c.p. street lamps be increased in size to 400 c.p. was presented.

RESOLUTION NO. 72019, recorded in Book 63 of Resolutions, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted; authorizing and directing the San Diego Consolidated Gas & Electric Company to increase the following 250 c.p. street lamps in size to 400 c.p.:

Herman at Dwight Street;
 Herman at Landis Street;
 Fifth Avenue at Hillcrest Drive;
 24th and L Streets;
 32nd Street at Howard Avenue;
 32nd Street at Colton Avenue;
 32nd Street at Bay Avenue;
 32nd Street south of Bay Ave; (5 lights)
 36th Street at Ocean View Blvd;
 38th at Alpha Street;
 38th at Gamma Street;
 63rd Street at Imperial Avenue;
 65th Street at Brooklyn Avenue;
 68th Street at Brooklyn Avenue;
 Fay Avenue at Pearl Street;
 Fay Avenue south of Kline Street;
 Torrey Pines Road at Princess Street;
 Torrey Pines Road at Viking Way;
 Torrey Pines Road at Ivanhoe Avenue East;
 Plum at Lowell Street;
 Udall at Lowell Street.

Communication from the City Auditor reporting on the claim of Violet M. Michels for \$1884.00 was presented and read.

RESOLUTION NO. 72020, recorded in Book 63 of Resolutions, denying the claim of Violet M. Michels, filed on July 19, 1940, against the City of San Diego in the amount of \$1884.00; alleged to be due on account of salary which she states is due her; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Beula F. Childress for \$1884.00 was presented and read.

RESOLUTION NO. 72021, recorded in Book 63 of Resolutions, denying the claim of Beula F. Childress, filed on July 19th, 1940, against the City of San Diego, in the amount of \$1884.00; alleged to be due on account of salary which she states is due her; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of Louis Simponis for \$1150.00 was presented and read.

RESOLUTION NO. 72022, recorded in Book 63 of Resolutions, denying the claim of Louis Simponis, filed on July 5th, 1940, against the City of San Diego in the amount of \$1150.00; alleged to be due on account of the refusal of Wayne W. Dailard to permit claimant to operate a sandwich shop in Mission Beach; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of Louis B. Tierce for \$3.00 was presented and read.

RESOLUTION NO. 72023, recorded in Book 63 of Resolutions, denying the claim of Louis B. Tierce, filed on June 15th, 1940, against the City of San Diego in the sum of \$3.00; alleged to be due for damage done to his automobile by reason of a branch of a palm tree falling on it on account of the trimming of said tree by members of the Park Department; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Wilhel Martin for \$120.00 was presented and read.

RESOLUTION NO. 72024, recorded in Book 63 of Resolutions, adopting the recommendation of the City Auditor relative to the claim of Wilhel Martin, filed June 15, 1940, in the amount of \$120.00; alleged to be due for damages sustained by reason of a fall on a broken sidewalk near the intersection of 32nd Street and Ocean View Boulevard on April 9, 1940; that said claim be settled for the sum of \$20.00; and authorizing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$20.00, in full settlement of said claim, upon the delivery of a duly executed release, the form of which shall be approved by the City Attorney; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of Orin R. Tepner for \$2.75 was presented and read.

RESOLUTION NO. 72025, recorded in Book 63 of Resolutions, granting and allowing the claim of Orin R. Tepner, filed in the office of the City Auditor and Comptroller on August 3, 1940, against the City of San Diego in the amount of \$2.75; alleged to be due on account of damage done to his automobile near the intersection of Highland Avenue and Thorn Street on July 27, 1940, by a police car; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$2.75, in full settlement of said claim, upon the delivery of a duly executed release, the form of which shall be approved by the City Attorney; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from George Cromwell offering certain lands in Bernardo Ranch and in Pamo Reservoir Basin for a total price of \$27,000.00 was presented and referred to the City Manager and to the Hydraulic Engineer without reading on motion of Councilman Knox, seconded by Councilman Housh.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land for a portion of College Avenue extending through the Gilcher Tract was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney to prepare the necessary papers.

Communication from the Traffic Commission recommending no parking zones on both sides of 28th Street, just south of University Avenue, was read and on motion of Councilman Fish, seconded by Councilman Weggenman, referred back to the Traffic Commission to study the advisability of extending the no parking area a further distance south.

Request of the La Mesa Heights Civic League for a traffic signal at the intersection of 69th Street and El Cajon Boulevard was presented; together with a recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 72026, recorded in Book 63 of Resolutions, denying the petition of the La Mesa Heights Civic League, by Arthur E. Blethen, President, and William N. Hill, Secretary, for installation of traffic signals at the intersection of 69th Street and El Cajon Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission recommending that no parking be allowed on the west side of 10th Avenue from University Avenue to the alley north of University Avenue was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney for the necessary papers.

Communication from the Traffic Commission recommending the denial of a request for a passenger loading zone at 4660 El Cajon Boulevard by the Tea Garden Auto Camp was presented.

RESOLUTION NO. 72027, recorded in Book 63 of Resolutions, denying the petition of the Tea Garden Auto Camp, 4660 El Cajon Boulevard, by Cecilia Steiler, for a passenger loading zone at the address mentioned, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission recommending the denial of a request for a loading zone in front of 1366 India Street by G. D. Stowe Company was presented.

RESOLUTION NO. 72028, recorded in Book 63 of Resolutions, denying the petition of G. D. Stowe Company, 1366 India Street, for a loading zone in front of the address mentioned, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission recommending that parking be prohibited on the west side of Sixth Avenue, between Washington Street and University Avenue, was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Attorney for the necessary papers.

Communication from the Traffic Commission reporting on a letter from the California Federation of Women's Clubs relative to traffic matters was read and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from the City Attorney relative to a proposed ordinance prohibiting trespassing and loitering for the protection of industries vital to National Defense was read, and on motion of Councilman Simpson, seconded by Councilman Knox, referred to the City Attorney for drafting such an ordinance.

Communication from Victor M. Hatfield relative to housing elderly citizens, and offering three lots at Pacific Beach for use as a building site under certain conditions, was presented and on motion of Councilman Knox, seconded by Councilman Fish, filed without reading; each member of the Council having read same prior to the meeting.

Communication from C. A. Hyatt relative to murals and picture in the Council Chamber was presented, and on motion of Councilman Knox, seconded by Councilman Fish, filed without reading; each member of the Council having read same prior to the meeting.

Communication from C. A. Hyatt relative to a recent hearing conducted regarding the proposed sidewalk of Main Street was presented, and on motion of Councilman Knox, seconded by Councilman Fish, filed without reading; each member of the Council having read same prior to the meeting.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the matter of small housing construction was referred to a meeting to be held on Thursday, August 15th, 1940.

Communication from B. O. Larsen favoring revision of the Building Code was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the Chief Building Inspector recommending the adoption of the 1940 Uniform Building Code was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from Earl F. Giberson relative to the Building Code was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 72029, recorded in Book 63 of Resolutions, authorizing and requesting Mayor P. J. Benbough to appoint a committee to study the possibility of making

changes in the present building code of the City of San Diego was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for vitrified sewer pipe was presented and ordered filed.

RESOLUTION NO. 72030, recorded in Book 63 of Resolutions, accepting the bid of the Pacific Clay Products to furnish the City of San Diego with 3060 feet of 36" standard strength, and 900 feet of 36" double strength, vitrified sewer pipe, for the sum of \$24,940.80; awarding said contract; and authorizing the City Manager to enter into a contract with said Pacific Clay Products for furnishing said sewer pipe; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for gate valves required for Upas Street Pipe Line Extension, was presented and ordered filed.

RESOLUTION NO. 72031, recorded in Book 63 of Resolutions, accepting the bid of the Water Works Supply Company to furnish the City of San Diego with gate valves required for Upas Street Pipe Line Extension, for the sum of \$1804.17; awarding the contract for said gate valves; and authorizing the City Manager to enter into a contract with said Water Works Supply Company for furnishing said gate valves; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to funds due from the County of San Diego for bills incurred during the visit of the President to San Diego on July 16, 1938, was presented.

A motion was made by Councilman Housh, seconded by Councilman Flowers that the City Manager be authorized to meet with the Board of Supervisors relative to the matter.

On motion of Councilman Simpson, seconded by Councilman Knox, this motion was amended to consider the matter at a meeting to be held on August 15th, 1940, with the Board of Supervisors. The amended motion carried, with Councilman Flowers voting "Nay".

Communication from the City Manager reporting on a communication from Keith E. Hoffmaster complaining of the condition of rest rooms in Balboa Park, and stating that said rest rooms will be given janitor service after the City has purchased additional equipment for which it is now advertising, was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the City Manager reporting on a communication from Mrs. Marie Krabill relative to high taxes on homes was read and on motion ordered filed.

Communication from the City Manager recommending that permission be granted to the Women's Civic League, 2752 Imperial Avenue, to temporarily close Hensley Street, between Imperial Avenue and L Street, on August 23rd and 24th, 1940, was presented.

RESOLUTION NO. 72032, recorded in Book 63 of Resolutions, granting permission to Women's Civic League, by Marie D. Williams, 2752 Imperial Avenue, to temporarily close Hensley Street, between Imperial Avenue and L Street, from 7:00 P.M. to 11:00 P.M. on August 23rd and 24th, 1940, for the purpose of conducting a street dance and serving refreshments to a group of young colored men members of a flying club, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK for furnishing of electric current for lighting Midway Drive Lighting District No. 1 for the period ending September 30, 1941, was on motion of Councilman Knox, seconded by Councilman Fish, adopted; being RESOLUTION NO. 72033, recorded in Book 63 of Resolutions.

Communication from the City Engineer reporting on protests against the proposed sidewalk of Main Street, between 32nd Street and the easterly City Limits, and stating that the total frontage protesting, on cards and in Documents 321188, 321645, 321687, 321688 and 321783 is 48.9% of the frontage to be assessed, was read and ordered filed.

Protest of the Sefton Investment Company against the proposed sidewalk of Main Street, contained in Document No. 322341, was presented and ordered filed.

RESOLUTION NO. 72034, recorded in Book 63 of Resolutions, determining that the proposed sidewalk and otherwise improving of Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment; and authorizing the City Engineer to prepare plans and specifications for said proposed work; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72035, recorded in Book 63 of Resolutions, authorizing the City Manager to sign and forward to the Director of Public Works of the State of California the Third Supplemental Memorandum of Agreement for the acquisition and right of way and construction of improvements on existing State Highways within the limits of the City of San Diego, as set forth under Document No. 322343, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72036, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta; and approving that certain Plat No. 1796, showing the exterior boundaries of the district to be included in the assessment for the work upon the said alley; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 72037, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72038, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereon for paving and otherwise improving Monroe Avenue and Mission Avenue, under Resolution of Intention No. 70876, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72039, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereon for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, under Resolution of Intention No. 70966, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving Garrison Street, between Rosecrans and Willow Streets; and Evergreen Street, between Garrison and Hugo Streets; was presented and ordered filed.

RESOLUTION NO. 72040, recorded in Book 63 of Resolutions, awarding to V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company, the contract for paving and otherwise improving Garrison Street and Evergreen Street, as described in Resolution of Intention No. 71582, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving Strandway, between Ventura Place and San Jose Place, was presented and ordered filed.

RESOLUTION NO. 72041, recorded in Book 63 of Resolutions, awarding to Walter H. Barber the contract for paving and otherwise improving Strandway, as described in Resolution of Intention No. 71483, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for University Avenue Lighting District No. 1 was presented and ordered filed.

RESOLUTION NO. 72042, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 1 for the period ending August 6, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for University Avenue Lighting District No. 3 was presented and ordered filed.

RESOLUTION NO. 72043, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 3 for the period ending August 6th, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for Five Points Lighting District No. 1 was presented and ordered filed.

RESOLUTION NO. 72044, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Five Points Lighting District No. 1 for the period ending August 4, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for Adams Avenue Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 72045, recorded in Book 63 of Resolutions, for furnishing electric current for Adams Avenue Lighting District Number One for the period ending August 27th, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for Logan Avenue Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 72046, recorded in Book 63 of Resolutions, for furnishing electric current for Logan Avenue Lighting District No. 1 for the period ending November 15, 1941, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72047, recorded in Book 63 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the work of paving and otherwise improving the Alley in Block 133, University Heights and a portion of Tyler Avenue, as particularly described in Resolution of Intention No. 71005, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72048, recorded in Book 63 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the work of paving and otherwise improving Orange Avenue, as particularly described in Resolution of Intention No. 71163, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72049, recorded in Book 63 of Resolutions, approving for

payment the bills submitted by the American Legion Convention Committee, in the sum of \$396.81, covering that portion of expenses incurred in connection with the American Legion Convention, Department of California, being held in the City of San Diego, as approved by the Advertising Control Committee; and authorizing a requisition drawn on the allocation set up for this purpose in the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Resolution of real estate appraisers and real estate brokers urging the retention of Glenn A. Rick as City Planning Engineer for the City of San Diego was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

ORDINANCE NO. 1908, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$4700.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of providing funds for purchase of materials and rights of way, rental of equipment and supervision for continuing the work of constructing storm drains at the foot of 6th Avenue, 4th Avenue and "C" Street, widening of Pershing Drive, and miscellaneous storm drains throughout the City under W.P.A. Project No. 169, was on motion of Councilman Weggenman, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1909, New Series, recorded in Book 47 of Ordinances, establishing the grade of San Jose Place in the City of San Diego, California, between the easterly line of Ocean Front Walk and the westerly line of Bayside Walk, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1910, New Series, recorded in Book 47 of Ordinances, establishing the grade of Santa Clara Place in the City of San Diego, California, between the easterly line of Ocean Front Walk and the westerly line of Bayside Walk, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

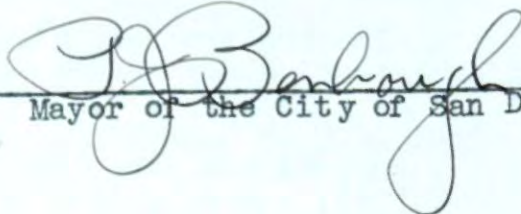
A proposed Ordinance amending Sections 3, 4 and 16 of and adding a new section numbered Section 14-1/2 to, Ordinance No. 11541 (Electrical Ordinance), approved January 27, 1928; and repealing Ordinance No. 547, (New Series), adopted November 20, 1934, insofar as it conflicts herewith, was presented and on motion of Councilman Knox, seconded by Councilman Simpson; ordered tabled.

On motion, a Special Meeting of the Council was called to be held on Thursday, the 15th day of August, 1940, at the hour of 10:00 o'clock A.M.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
Deputy.


Mayor of the City of San Diego, California.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Thursday, August 15th, 1940.

Pursuant to motion, a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice Mayor Flowers at 10:00 o'clock A.M.

Present--Councilmen Simpson, Weggenman, Housh, Fish and Flowers.
Clerk----Fred W. Sick.
Absent---Councilman Knox and Mayor Benbough.

In the absence of Mayor Benbough, Vice Mayor Flowers acted as chairman.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday, the 13th day of August, 1940, of the Council, a SPECIAL MEETING of the Council was called to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Thursday, the 15th day of August, 1940, at the hour of 10:00 o'clock A.M., for the purpose of considering the appointment of a City Auditor and any other business that may come before said meeting; We, the undersigned, being all of the members of the Council of the City of San Diego, do hereby jointly and severally waive notice of said Special Meeting to be held at the time and place aforesaid. (signed) P. J. Benbough, Fred W. Simpson, Herbert E. Fish, L. F. Weggenman, Harley E. Knox, Addison E. Housh, A. E. Flowers.

RESOLUTION NO. 72050, recorded in Book 63 of Resolutions, appointing James S. W. Barber as Auditor and Comptroller of the City of San Diego, to fill the vacancy created by the resignation of G. F. Waterbury, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

The application of James S. W. Barber for the position of City Auditor was presented, and on motion filed without reading.

The application of Jack Cardwell Ferrigo for the position of City Auditor was presented, and on motion filed without reading.

On motion of Councilman Simpson, seconded by Councilman Fish, the Small Housing Ordinance matter was ordered tabled.

At this time Councilman Knox entered and took his seat on the Council.

The matter of expenses contracted during the visit of President Franklin D. Roosevelt was considered at this time. A communication from the City Manager was presented, stating that the County of San Diego is being asked to assume \$671.48 as its share of said expenses.

RESOLUTION NO. 72051, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to send a letter to the County Board of Supervisors, immediately, setting out the details of a bill submitted to the County of San Diego covering the County's share of the expense incurred during the visit of President Franklin D. Roosevelt to San Diego on July 16, 1938, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

At this time a majority of the members of the Council signed the contract with San Diego Consolidated Gas & Electric Company for San Diego Lighting District No. 1.

Communication from the Harbor Commission relative to the protest against a tideland lease being granted to Martinolich Boat Building Company was presented and read. On motion of Councilman Housh, seconded by Councilman Weggenman, the matter of the Martinolich Boat Building Company's proposed tideland lease was tabled until such time as the lease is presented to the Council for ratification.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,
By Clark M. Foster
Deputy.

P. J. Benbough
Mayor of the City of San Diego, California.