

## REGULAR MEETING

Chamber of the Council of the City of San Diego, California,  
Tuesday, August 20th, 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, Knox, Flowers and Mayor Benbough.  
Clerk----Fred W. Sick.  
Absent----Councilmen Simpson, and Fish.

On motion of Councilman Flowers, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, August 13th, 1940, and the minutes of the adjourned special meeting of Thursday, August 15th, 1940, were approved without reading.

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 27, Re-subdivision of Blocks K and L, Teralta, between Orange Avenue and El Cajon Boulevard, under Resolution of Intention No. 71874, 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. 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 appeals from the City Engineer's assessment 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, 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. 72052, recorded in Book 63 of Resolutions, Confirming the City Engineer's assessment No. 1700, covering the paving and otherwise improving of the Alley in Block F, McFadden & 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; 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.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed ordinance providing for the registration of solicitors, peddlers, hawkers and salesmen; providing a penalty for the violation thereof; and repealing Ordinance No. 605, (New Series), and Section 106 of Ordinance No. 915, (New Series); Communications from the Merchants Association of San Diego and from the Better Business Bureau of San Diego approving the proposed ordinance were presented and ordered filed.

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

Mr. O. E. Mark, representing J. R. Watkins Company, objected to paragraph 8 of the proposed ordinance.

Mr. Allen Hitch, owner of J. R. Watkins Company in San Diego, objected to the proposed ordinance.

A Mr. Urquhart, representing three firms, objected to the proposed ordinance.

Mr. Charles Gurley, of the Better Business Bureau of San Diego spoke in favor of the adoption of the ordinance.

A Mr. Hunt, of the Real Silk Hosiery Mills, spoke in favor of the ordinance.

Mr. Bruce Watt, President of the Merchants Association of San Diego, spoke in favor of the ordinance.

All interested persons having been heard, ORDINANCE NO. 1911, New Series, recorded in Book 47 of Ordinances, providing for the registration of solicitors, peddlers, hawkers and salesmen; providing for a penalty for the violation thereof; and repealing Ordinance No. 605, (New Series), and Section 106 of Ordinance No. 915, (New Series), was on motion of Councilman Flowers, 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 Flowers, 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.

Petition of Residents for architectural control for a portion of Mission Valley was presented; together with a recommendation from the City Planning Commission that an ordinance be prepared to establish such architectural control.

RESOLUTION NO. 72053, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and submit to the Council an ordinance requiring the Planning Commission to pass upon the exterior design of all new buildings in Mission Valley, as petitioned for under Document No. 319028, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Residents for zoning a portion of Mission Valley was presented; together with a recommendation from the City Planning Commission that an ordinance be prepared to place a certain area in Zone R1A in Mission Valley.

RESOLUTION NO. 72054, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance rezoning a portion of Mission Valley

into R1A Zone, as recommended by the City Planning Commission under Document No. 319029, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of J. E. Dodd for setback suspension on Panorama Drive was presented; together with a recommendation from the City Planning Commission, by a vote of 4 to 3, that the request be granted.

RESOLUTION NO. 72055, recorded in Book 63 of Resolutions, granting permission to J. E. Dodd, 737 - 18th Street, to erect a residence and garage on Villa Lot 378, Valle Vista Terrace, not closer to the property line on Panorama Drive than eleven feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of First Church of Christ Scientist, by Neil Nettleship, for an extension of time to start construction of a Sunday School building on Lot I, Block 278, Horton's Addition, was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72056, recorded in Book 63 of Resolutions, granting an extension of not to exceed ninety days' time to First Church of Christ Scientist, from August 20, 1940, in which to start a Sunday School building on Lot I, Block 278, Horton's Addition, as granted by Resolution No. 71425, adopted May 21, 1940, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

At this time a majority of the members of the Council signed:

Bond of E. H. Brooks as Right-of-Way Agent.

Sidewalk License Bond of Roy B. Sanford and Alton E. Schulte, d.b.a. Sanford & Schulte.

Bond of James Stanley Watson Barber as City Auditor and Comptroller.

Bond of Mark M. Saunders as Assistant Cashier.

Bond of Crowell D. Eddy as County Assessor.

Petition of W. E. Lyon for amendment to Resolution No. 71848, relative to construction in La Playa, near San Antonio Street, was presented; together with recommendation from the City Planning Commission that the request be granted.

RESOLUTION NO. 72057, recorded in Book 63 of Resolutions, granting permission to J. Lyon to erect one residence on the unnumbered block of La Playa, on a parcel containing 5000 square feet, on property more particularly described in said Resolution; said residence to face Qualtrough Street; granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; and rescinding Resolution No. 71848, adopted on July 23, 1940; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Rev. Eldora Gillis and Rev. Geo. J. Mathews for permission to erect and operate a tent for religious services in Block "A" of Belmont Addition, on Euclid Avenue, near El Cajon Boulevard, was presented; together with a recommendation from the Social Welfare Director, approved by the City Manager, that the request be denied.

RESOLUTION NO. 72058, recorded in Book 63 of Resolutions, denying the petition of Rev. Eldora Gillis and Rev. Geo. J. Matthews for permission to erect and operate a tent for religious services on Lots 30 and 31 of Belmont Addition, in Block "A", on Euclid Avenue, near El Cajon Boulevard, for a period of ninety days beginning August 24, 1940; and for permission to use open type wiring in said tent; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Property Owners requesting that no change be made in the width of Gamma Street, between Highland Avenue and 38th Street, was presented and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

Petition of Property Owners protesting against the proposed paving of the Alley in Block 5, Chester Park, was presented, contained in Document No. 322291; together with a communication from the City Engineer, approved by the City Manager, stating that the protest has signatures of owners of 52.8% of the frontage; and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from Carmen Paularena favoring the paving of the Alley in Block 5, Chester Park, was presented and ordered filed.

Petition of D. M. Denton for permission to grade a portion of Dorcas Street at private contract was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the request be granted.

RESOLUTION NO. 72059, recorded in Book 63 of Resolutions, granting permission to D. M. Denton, 4570 Pacific Highway, to grade a portion of Dorcas Street by private contract, at his own expense, to the official grade and in accordance with plat prepared by the City Engineer, attached to petition bearing Document No. 322227, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from F. E. Young favoring the retention of the present Building Code was presented, and on motion of Councilman Knox, seconded by Councilman Housh, filed without reading.

Communication from Harry P. Silverberg favoring the retention of the Building Code as it is at present was presented, and on motion of Councilman Knox, seconded by Councilman Housh, filed without reading.

Communication from C. F. Stephens favoring the present Building Code, and its' provisions relative to board and batton houses, was presented and on motion of Councilman Knox, seconded by Councilman Housh, filed without reading.

Communication from the Ocean Beach Coordinating Council urging the immediate construction of a Fishing Pier was read and on motion of Councilman Housh, seconded by Councilman Knox, referred to the Harbor Commission.

Communication from the South of Broadway property owners' and business men's Association urging the improvement of the bulkhead east of the Ferry Slip was read and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the Funds Commission recommending the acceptance of offers for certain street improvement bonds was presented and read.

RESOLUTION NO. 72060, recorded in Book 63 of Resolutions, authorizing and directing the interested City departments to accept the amounts shown below for delinquent street improvement bonds held in Mount Hope Cemetery Fund, as recommended by the City Funds Commission under Document No. 322340, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted:

Bond 29, Series 1464, on Lot 5, Block 46, Normal Heights; amount offered by Frank Faust, \$145.66.

Bonds 134 and 135, Series 1219, on Lots 43 and 44, Block 42, W. P. Herberts Subdivision; amount offered by Virgil S. Kipp, \$100.00.

Communication from the Director of Health requesting permission to use the Council Chamber on Monday afternoon, September 16th, 1940, for a section meeting of the League of California Cities, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, the request was granted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of a 400 c.p. street light at the intersection of Monroe Avenue and Mission Avenue, was presented and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 72061, recorded in Book 63 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install one 400 c.p. street light at the intersection of Monroe Avenue and Mission Avenue, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Manager relative to Pacific Highway Lighting District No. 1, and submitting a Resolution of Intention for lighting the section of Pacific Highway between Harasthy Street and Broadway, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

RESOLUTION OF INTENTION NO. 72062, recorded in Book 63 of Resolutions, for furnishing electric current for Pacific Highway Lighting District Number One for the period ending November 4, 1941, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the San Diego Unified School District relative to the need of a crosswalk on Chamoune Avenue was read; together with a communication from the City Manager stating that the Department of Public Works will construct a paved crossing on Chamoune Avenue between the Herbert Hoover School grounds and the gymnasium for the School Board, upon receipt of a check for \$100 to cover the cost of same; and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed; the School officials to be notified of the City Manager's communication.

Communication from the City Manager relative to the Mission Beach Amusement Center lease was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Attorney.

Communication from John Burnham Company offering to sell certain land on Kettner Boulevard to the City was read; together with a letter from the City Manager stating that the City has no requirement for the use of this property, and is therefore not interested in the offer; and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from J. W. Lindsay, dealer for Mack Fire Apparatus, relative to specifications for Fire Engines for use in San Diego was referred to the City Manager, without reading, for a report at the next regular meeting, on motion of Councilman Knox, seconded by Councilman Simpson.

Communication from the Hydraulic Engineer, approved by the City Manager, reporting on bids received for the Upas Street Pipeline Extension, was read and on motion ordered filed.

RESOLUTION NO. 72063, recorded in Book 63 of Resolutions, declaring H. H. Peterson to be the lowest, responsible and reliable bidder; and awarding the contract for construction of the Upas Street Pipeline Extension to said H. H. Peterson, at the prices named in his bid for doing said work; and authorizing a majority of the members of the Council to execute a contract for said work; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending the submission of a bond issue for Water Development at the November 5th, 1940, election was presented by unanimous consent.

A motion was made by Councilman Fish to refer the communication to the City Attorney for drawing the necessary papers to place the proposition on the November 5th ballot; and that the figures as to the amounts for specific projects be eliminated. This motion lost for want of a second.

RESOLUTION NO. 72064, recorded in Book 63 of Resolutions, referring to a committee consisting of the City Manager, the City Attorney, the Hydraulic Engineer, the Water Commission, the communication from the City Manager under date of August 20th, 1940,

recommending the placing on the November 5th, 1940, election of propositions for \$4,300,000. for improvement of the municipal water system and construction of San Vicente Project, to work out a proposal for the submission of such a project, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, ORDINANCE NO. 1912, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$229.65 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to Maintenance and Support (Other Expense), Administration and General Office Division, Public Works Department Fund, for the purpose of providing funds for the payment of fees for professional services and court reporters' services in various cases against the City of San Diego, 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 Sijpson, 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.

RESOLUTION NO. 72065, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a certain agreement for assignment of relief workers, dated July 15, 1940, between The City of San Diego and State Relief Administration for the employment of laborers for work in connection with the maintenance of the zoological exhibits in Balbo Park for the period ending March 31st, 1941, the maximum payment by the City not to exceed the sum of \$360.00, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72066, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications 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 in Broadway, between the west line of 41st Street and the west line of 42nd Street; and approving that certain Plat No. 1794, showing the exterior boundaries of the district to be included in the assessment for the work and improvement mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72067, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the installation of paving and otherwise improving Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street; and approving that certain Plat No. 1795, showing the exterior boundaries of the district to be included in the assessment for the work and improvement mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for furnishing electric current for Mission Beach Lighting District No. 2, was presented and ordered filed.

RESOLUTION NO. 72068, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract for furnishing of 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.

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

RESOLUTION NO. 72069, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract 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 OF INTENTION NO. 72070, recorded in Book 63 of Resolutions, for installation of a water main and appurtenances in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and in Broadway, between the west line of 41st Street and the west line of 42nd Street; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 72071, recorded in Book 63 of Resolutions, for paving and otherwise improving of Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th 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.

RESOLUTION ORDERING WORK NO. 72072, 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, as described in Resolution of Intention No. 71760, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72073, recorded in Book 63 of Resolutions, for paving and otherwise improving of 36th Street, as described in Resolution of Intention No. 72073, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72074, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing of electric current for Midway Drive Lighting District No. 1 for the period ending September 30th, 1941, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72075, 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 133, University Heights, under Resolution of Intention No. 71005, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72076, 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 Orange Avenue, under Resolution of Intention No. 71163, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72077, recorded in Book 63 of Resolutions, ordering the work of 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), between the north line of Monroe Avenue and the westerly prolongation of the north line of Lot 3 of said Partition Map; also, between the south line of Monroe Avenue and the north line of Meade Avenue; also, between the south line of Meade Avenue and the north line of El Cajon Boulevard; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72078, recorded in Book 63 of Resolutions, to change the grade of Washington Street, between the westerly line of 8th Avenue and a line drawn southerly from a point on the northerly line of Washington Street distant 111.32 feet easterly from the northerly prolongation of the east line of 9th Avenue to a point on the south line of Washington Street distant 100.00 feet east of the east line of 9th Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72079, recorded in Book 63 of Resolutions, directing that the assessment to be made for the paving and otherwise improving of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 71760, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

At this time Councilman Weggenman was excused from the meeting.

RESOLUTION NO. 72080, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 71760, 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 Fish, adopted.

RESOLUTION NO. 72081, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving 36th Street, under Resolution of Intention No. 71811, 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. 72082, recorded in Book 63 of Resolutions, directing that the assessment to be made for the paving and otherwise improving of 36th Street, under Resolution of Intention No. 71811, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72083, 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 sanitary 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 Flowers, adopted.

RESOLUTION NO. 72084, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for paving and otherwise improving of Santa Clara Place, between the easterly line of Ocean Front Walk and the westerly line of Bayside Walk, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72085, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for paving and otherwise improving San Jose Place, between the easterly line of Ocean Front Walk and the westerly line of Bayside Walk; and Bayside Walk, between the easterly prolongation of the northerly and southerly lines of San Jose Place; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72086, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for paving and otherwise improving of Boston Avenue, between the east line of 28th Street and the west line of 30th Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72087, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for installing a sewer main and appurtenances in portions of the Alleys in Blocks J and K, Tract Number Two of Altavista Suburb, Franklin Avenue and Ocean View Boulevard, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72088, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the

proposed assessment for the installation of a sewer main and appurtenances in the Alley in Block M, Tract Number Two of Altavista Suburb; and in Franklin Avenue, between the east line of 47th Street and the west line of Escuela Street; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72089, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for paving and otherwise improving the Alley in Block 60, University Heights, between the south line of Madison Avenue and the north line of Tract 3, Partition Map of the East 1/2 of Pueblo Lot G, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72090, recorded in Book 63 of Resolutions, approving the diagram of the property affected and benefited by the paving and otherwise improving of the Alley 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 Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72091, recorded in Book 63 of Resolutions, approving the diagram of the property affected and benefited by the 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, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72092, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase portions of Lots 62 to 71, both inclusive, Gilcher Tract, as particularly described in Document No. 322309, for the extension of College Avenue, for the sum of \$1500.00; and authorizing a requisition on "Outlay" (Purchase, various properties), General Appropriations, for said amount; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Manager relative to request for selling certain City-owned property in Old San Diego was presented and ordered filed.

Appraisal of Russell Aber on Lot 4, Block 436, Old San Diego, was presented and ordered filed.

RESOLUTION NO. 72093, recorded in Book 63 of Resolutions, authorizing the City Attorney to prepare a resolution setting the sum of \$675.00, plus the cost of advertising, as the minimum figure for the sale, at public auction, of the southerly 1/2 of Lot 4, in Block 436, Old San Diego; on which Harry B. Schultheiss et al. have requested the Council to conduct a sale; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72094, recorded in Book 63 of Resolutions, authorizing the Purchasing Agent of the City of San Diego to publish a notice in the official newspaper of said City of the intention of the Council to dispose of the southerly 1/2 of Lot 4, in Block 436, of Old San Diego, at public auction; which property has been valued at \$675.00; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72095, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a contract with Mr. George Buck, Actuary of the City of New York, for services in connection with the valuations of the existing Police Relief and Pension Fund and the existing Firemen's Relief and Pension Fund of the City of San Diego, for the sum of \$1200.00, payable upon receipt of completed actuarial report, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72096, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Clerk to execute a revocable permit in acknowledgment of the acceptance of the terms and conditions therein set forth; which permit is to be executed by the United States of America granting to the City of San Diego permission to construct and maintain a forty-two inch sewer outfall line across the Naval Destroyer Base, near the intersection of Una and Fisher Streets; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1913, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2000.00 from the revenues of the Water Department of the City of San Diego and transferring same to "Outlay", Division of Distribution, Water Department Fund for the purpose of providing additional funds for construction of Upas Street Pipeline 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.

A proposed Ordinance prohibiting trespass upon, and loitering about, certain classes of property, was presented.

Communication from Labor's Non-Partisan League of San Diego County, by Pat Herreshoff, relative to the proposed ordinance was presented.

Mrs. Dorothy Tiller, 852 - 8th Avenue, representing the C.I.O., asked to be included in any conference relative to the proposed ordinance.

On motion of Councilman Knox, seconded by Councilman Fish, a hearing was set relative to the terms and provisions of said proposed ordinance for Tuesday, September 3rd, 1940, at the hour of 10:00 o'clock A.M.

ORDINANCE NO. 1914, New Series, recorded in Book 47 of Ordinances, fixing the rate and levying taxes for the fiscal year 1940-1941, necessary to provide the amount of money to be raised by taxation upon the taxable property of the City of San Diego as a

revenue to carry on the various departments of said City of San Diego and to pay the bonded and other indebtedness thereof as fixed and determined by Ordinance No. 1880 (New Series) of the ordinances of the City of San Diego, adopted July 2, 1940, and to pay the interest due on the bonded indebtedness of a certain special improvement district of said City organized and created under and by virtue of the Acquisition and Improvement District Act of 1925 (Stats. 1925, P. 849), as amended, and for the redemption of certain of the bonds of said Special Improvement District, was on motion of Councilman Knox, seconded by Councilman Flowers, 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 Flowers, 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.

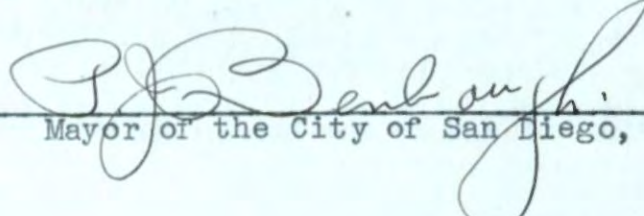
ORDINANCE NO. 1915, New Series, recorded in Book 47 of Ordinances, establishing the grade of Bayside Lane in the City of San Diego, California, between the southerly line of Queenstown Court and the southerly line of the Alley in Block 234, Mission Beach, in the City of San Diego, California, according to Map No. 1809, filed in the office of the County Recorder of San Diego County, California, was on motion of Councilman Knox, seconded by Councilman Flowers, 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 Simpson, 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. 1916, New Series, recorded in Book 47 of Ordinances, establishing the grade of Bayside Lane, in the City of San Diego, California, between the northerly line of Ventura Place and the southerly line of Nahant Court, 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, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, 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.

Thereupon, on motion, the meeting was adjourned.

  
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Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fortell  
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,  
Wednesday, August 28th, 1940.

Tuesday, August 27th, 1940, being a State and County Primary Election Day, and a legal holiday, 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, the minutes of the regular meeting of Tuesday, August 20th, 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 Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of Granada Tract, under Resolution of Intention No. 71730, 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. 322657.  
V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity & Deposit Co. of Maryland; which bid was given Document No. 322658.  
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 322659.  
Thereupon, on motion, 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 paving and otherwise improving of the Alley in Block A, Altadena, between the north line of Thorn Street and the south line of Upas 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, and no protestants having appeared, on motion of Councilman Knox, 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 the hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block K, Altadena, between the north line of Redwood Street and the south line of Thorn Street, the Clerk reported that a written protest had been received from B. O. Larsen, 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. 72097, recorded in Book 63 of Resolutions, overruling the protest of B. O. Larsen, contained in Document No. 322280, and all other protests, against the City Engineer's report and estimate of the cost of 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 Knox, seconded by Councilman Fish, adopted. Thereupon, on motion of Councilman Simpson, 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 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; under Resolution of Intention No. 71938, 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. All interested persons having been heard, and no protestants having appeared, 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 Nile Street, between the northerly line of Thorn Street and the southerly line of University Avenue, under Resolution of Intention No. 70748, the Clerk reported that written appeals had been received from Martha Walters and Fred A. Lind, which appeals 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 Maier Kaplan, representing Lots 23 and 24, Block 18, Amended Map of City Heights. All interested persons having been heard, on motion of Councilman Fish, seconded by Councilman Flowers, the hearing was continued for one week; and the City Engineer authorized to divide the assessment on Lot 19, Block 188, Amended Map of City Heights, to show a separate/against the south fifteen feet and the north ten feet of said Lot 19. assessment/

At this time Councilman Knox was excused from the meeting.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Roseville Lighting District No. 1, for the period ending October 14th, 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. 72098, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Roseville Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of Fox West Coast Theatres for a license to operate the State Theatre, on El Cajon Boulevard at 47th Street, was presented; bearing the approval of the Chief Building Inspector, the City Electrical Inspector, the Fire Marshal and the City Manager.

RESOLUTION NO. 72099, recorded in Book 63 of Resolutions, granting a license to Fox West Coast Theatres, by G. Gallagher, Manager, to operate the State Theatre, at El Cajon Boulevard and 47th Street, starting August 28, 1940, on a quarterly basis, as a motion picture house with a seating capacity of 1012, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

At this time Councilman Knox returned and took his place on the Council.

Petition of American Legion, San Diego Post No. 6, by John H. Briel, for free electrical permit and free inspection to use and install open type temporary wiring and lighting equipment in connection with Crafts 20 Big Shows at the foot of Market Street, was presented; together with recommendations from the Chief Building Inspector and from the City Manager.

RESOLUTION NO. 72100, recorded in Book 63 of Resolutions, granting the petition of the American Legion, San Diego Post #6, for free electrical permit and free inspection, to use and install open type temporary electric wiring and lighting equipment in connection with Crafts 20 Big Shows at the foot of Market Street, from August 29th to September 8th, 1940; provided all equipment and rides are safely installed; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted. This resolution did not grant a free license for exhibiting the show, for which the usual license fee was to be paid.

Petition from W. Harris for permission to pay parking lot license by the month was presented; together with a communication from the Chief of Police, approved by the City Manager, recommending that the request be denied.

RESOLUTION NO. 72101, recorded in Book 63 of Resolutions, denying the petition of W. Harris, 2629 J Street, for payment of a license fee on a monthly basis or in accordance with the number of cars to be parked, for the operation of automobile parking lots, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Property Owners for paving the Alley in Block 150, University Heights was presented; together with a communication from the Acting City Engineer, approved by the City Manager, recommending that the petition be granted as it bears the signatures of the owners of 52% of the frontage property.

RESOLUTION NO. 72102, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 150, University Heights, contained in Document No. 322541; type of pavement to be 6" cement 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 Weggenman, adopted.

Petition of Property Owners for paving Date Street, between 32nd and Bancroft Streets, and 32nd Street, between Cedar and Elm Streets, was presented; together with a communication from the Acting City Engineer, approved by the City Manager, recommending that the petition be granted as it bears the signatures of the owners of 51% of the frontage property.

RESOLUTION NO. 72103, recorded in Book 63 of Resolutions, granting the petition for paving 32nd Street, between Cedar Street and Elm Street and Date Street, between 32nd Street and Bancroft Street, contained in Document No. 322359; 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 Knox, adopted.

Communication from I. Jacobson, of the Jacobson Neon Sign Studio, favoring the retention of San Diego's present building code, was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, filed without reading.

Communication from J. M. Kendrick favoring the retention of Glenn A. Rick as City Planning Engineer was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from J. H. Fox, President of the Lion Clothing Company, commending the Council on the low tax rate just established, was read and on motion of Councilman Flowers, seconded by Councilman Knox, ordered filed.

Communication from the Board of Trustees, Santee School District, requesting that water from the El Capitan pipe line be furnished the Santee School was presented; together with an opinion from the City Attorney, approved by the City Manager, that the City of San Diego would not be justified in disposing of any surplus waters to the Santee School District, at any price, upon any contractual basis. On motion of Councilman Housh, seconded by Councilman Weggenman, the communication was ordered filed, and the Board of Trustees, Santee School District, notified of the City Attorney's opinion.

Communication from Pacific Beach Chamber of Commerce, by Grace D. Howell, Executive Secretary, requesting return of the unexpended balance of the money impounded for the Pacific Beach weed clearing project was read and on motion of Councilman Fish, seconded by Councilman Simpson, referred to the City Manager.

Communication from the Pacific Beach Chamber of Commerce, by Grace D. Howell, Executive Secretary, endorsing the proposed bond issues for San Vicente Dam construction and City water distribution improvements, was read and on motion of Councilman Simpson, seconded by Councilman Housh, ordered filed.

Communication from the City Manager recommending the calling of a Special Bond Election for San Vicente Dam construction and for improvements and extensions to the water distribution system was presented and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed without reading.

RESOLUTION NO. 72104, recorded in Book 63 of Resolutions, approving and accepting the report and recommendation of the City Manager and the Water Commission, dated August 22nd, 1940, filed with the City Clerk under Document No. 322580, relative to the incurrence of a bonded indebtedness of \$1,300,000.00 for the purpose of making improvements, extensions and additions to the water distribution system of the City of San Diego, and the incurrence of a bonded indebtedness of \$3,000,000.00 for the construction of the San Vicente Dam project for the purpose of developing, impounding, conserving, storing and distributing an additional water supply for the use of the inhabitants of said City; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the City Manager suggesting certain changes and improvements in the Major Disaster organization was read.

RESOLUTION NO. 72105, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager that the Mayor call a conference for the purpose of improving the organization as outlined in the Major Disaster Chart; and authorizing and requesting the Mayor to proceed along the lines suggested by the Manager in his communication to the Mayor and City Council, dated August 26, 1940; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Resolution of the La Playa Improvement Assn. favoring the elimination of a traffic hazard at the intersection of Rosecrans and Canon Streets was presented; together with a communication from the City Manager stating that arrangements have been made with the Oil Company which will occupy the corner in question to round off the corner and widen it to such extent that the traffic hazard will be eliminated; and on motion the matter was ordered filed.

Communication from the San Diego Highway Development Assn. endorsing the resolution adopted by the La Playa Improvement Assn. relative to improving Rosecrans Street was presented; together with a recommendation from the City Manager that the papers be filed. On motion, the papers were ordered filed.

Petition of the Apostolic Faith Church by Joseph Szabo, Pastor, for permission to conduct street meetings at 12th Avenue and E Street, was presented; together with a report from the Social Welfare Department, and a recommendation from the City Manager that the request be denied.

RESOLUTION NO. 72106, recorded in Book 63 of Resolutions, denying the petition of Apostolic Faith Church, by Joseph Szabo, Pastor, for permission to conduct street meetings at the northeast corner of 12th Avenue and E Street on Wednesday and Saturday evenings at 7:00 P.M., was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Manager relative to eliminating the crossing gates at the intersection of Market and India Streets, and in lieu thereof placing three standard wigwags, was read and on motion of Councilman Knox, seconded by Councilman Fish, referred to the City Manager to present the proper form of resolution at the next regular meeting of the Council.

Communication from the City Manager reporting on a storm drain requested to serve the alley in Block 54, Fairmount Addition, and stating that the storm drain contemplated will require \$5,696.00 if constructed as a W.P.A. project, that no funds were set up in this year's budget for the purpose, and that the work will therefore have to wait another year, was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the City Manager relative to a meeting of the California Highway Commission to be held in Santa Barbara on August 30th, 1940, was read. A motion was made by Councilman Knox that the City Manager be authorized to attend this meeting; which did not receive a second.

RESOLUTION NO. 72107, recorded in Book 63 of Resolutions, authorizing the City Manager and a member of the City Council to attend the meeting of the California Highway Commission in Santa Barbara on Friday, August 30th, 1940, for the purpose of urging that funds be provided for construction of a road around San Vicente Reservoir Basin; and authorizing the City's representatives to incur the necessary expenses in connection with the trip; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Director, Bureau of Sanitation, approved by the City Manager, recommending a special plumbing permit to the Consolidated Aircraft Corporation, was presented.

RESOLUTION NO. 72108, recorded in Book 63 of Resolutions, authorizing the City Health Department to permit a deviation from the provisions of Plumbing Code Ordinance No. 11648 for the installation of twenty emergency floor drains at the Consolidated Aircraft Corporation's new building, under permit No. 1894; the work to be done by A. O. Reed Plumbing Company; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending the granting of an automobile-for-hire permit to Roy E. Barnett was presented and ordered filed.

RESOLUTION NO. 72109, recorded in Book 63 of Resolutions, granting a permit to Roy E. Barnett, 3603 Florida Street, for one automobile-for-hire, in accordance with

application on file in the office of the City Clerk, bearing Document No. 321797, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission recommending a no-parking area on 28th Street, south of University Avenue, was presented.

RESOLUTION NO. 72110, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to cause a No Parking zone to be painted on the east side of 28th Street from the south property line on University Avenue to a point 332 feet southerly thereof; and a No Parking zone on the west side of 28th Street from the south property line on University Avenue to a point 83 feet southerly thereof; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending a loading zone at 734 Ventura Place was presented.

RESOLUTION NO. 72111, recorded in Book 63 of Resolutions, granting the petition of S. J. Gillett, First Aid Drug Store, 734 Ventura Place, Mission Beach, for a loading zone in front of said Drug Store; and authorizing and directing the City Manager to cause an eighteen-foot loading zone to be painted at the location mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Traffic Commission recommending the revocation of the taxicab driver's license of Earl W. Workman, due to a criminal conviction, was presented.

RESOLUTION NO. 72112, recorded in Book 63 of Resolutions, revoking the license of Earl W. Workman, 1217 - 9th Avenue, to drive a taxicab in the City of San Diego, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72113, recorded in Book 63 of Resolutions, requesting the Traffic Commission to re-check the police records of all holders of taxicab driver licenses was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the Acting City Engineer, approved by the City Manager, recommending certain overhead street lights was presented, and ordered filed.

RESOLUTION NO. 72114, recorded in Book 63 of Resolutions, authorizing and directing the San Diego Consolidated Gas & Electric Company to install a 400 c.p. street light at the intersection of Radio Road and Winnett Street and at 40th Street and Imperial Avenue, south intersection, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent reporting on bids received for trucks, chassis, and one air compressor was presented and ordered filed.

RESOLUTION NO. 72115, recorded in Book 63 of Resolutions, accepting the bid of C. A. Gray to furnish the City of San Diego with Item E - one 1½ ton flat bed truck chassis and cab for the sum of \$911.81; awarding the contract for same to C. A. Gray; and authorizing the City Manager to enter into a contract with said C. A. Gray for furnishing said truck; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72116, recorded in Book 63 of Resolutions, accepting the bid of J. R. Townsend Co., Inc. to furnish the City of San Diego with Item H - one 2 to 3 ton truck chassis and cab for the sum of \$1483.83; awarding the contract for same to J. R. Townsend Co., Inc.; and authorizing the City Manager to enter into a contract with said J. R. Townsend Co., Inc., for furnishing said equipment; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72117, recorded in Book 63 of Resolutions, accepting the bid of Campbell Chevrolet Co. to furnish the City of San Diego with Item F - four 1/2 ton pick-up trucks for the sum of \$2437.60; awarding the contract for same to the Campbell Chevrolet Co.; and authorizing the City Manager to enter into a contract with said Campbell Chevrolet Co. for furnishing said trucks; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72118, recorded in Book 63 of Resolutions, accepting the bid of the City Chevrolet Co. to furnish the City of San Diego with Item F - four 1/2 ton pick-up trucks for the sum of \$2437.60; and Item G - one sedan delivery for the sum of \$783.32; awarding the contract for same to City Chevrolet Co.; and authorizing the City Manager to enter into a contract with said City Chevrolet Co. for furnishing said equipment; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72119, recorded in Book 63 of Resolutions, accepting the bid of the Southern Machinery Co. to furnish the City of San Diego with an air compressor for the sum of \$1719.07; awarding the contract for same to the Southern Machinery Co.; and authorizing the City Manager to enter into a contract with said Southern Machinery Co. for furnishing said air compressor; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72120, recorded in Book 63 of Resolutions, accepting the bid of Andy Woods to furnish the City of San Diego with Item B - one 1½ ton truck chassis for the sum of \$1122.70; Item C - two 1½ ton flat bed truck chassis body and cab for the sum of \$1771.60; Item D - one 1½ ton truck chassis and cab for the sum of \$844.60; Item I - one 1½ to 1½ ton truck, canopy top for the sum of \$1030.00; awarding the contract for same to said Andy Woods; and authorizing the City Manager to enter into a contract with said Andy Woods for furnishing said equipment; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72121, recorded in Book 63 of Resolutions, accepting the bid

of the International Harvester Co., Inc. to furnish the City of San Diego with Item A - one  $3\frac{1}{2}$  ton truck chassis for the sum of \$1886.84; awarding the contract for same to said International Harvester Co., Inc.; and authorizing the City Manager to enter into a contract with said International Harvester Co., Inc. for said equipment; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids received for copper cable with single layer insulation was presented and ordered filed.

RESOLUTION NO. 72122, recorded in Book 63 of Resolutions, accepting the bid of the Coast Electric Company to furnish the City of San Diego with 4250 lineal feet of 4/0 single conductor, 19 strand, copper cable with single layer insulation, for the sum of \$986.00 plus tax; awarding the contract for same to said Coast Electric Company; and authorizing the City Manager to enter into a contract with said Coast Electric Company for said copper cable; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for the City's requirements of Mazda lamps for a period of one year commencing September 1, 1940, was presented and ordered filed.

RESOLUTION NO. 72123, recorded in Book 63 of Resolutions, accepting the bid of the General Electric Supply Corporation to furnish the City of San Diego with its requirements of Mazda lamps for a period of one year commencing September 1, 1940, on their bid on discount from lists of 33% on standard packages, and 28% on broken packages, with 2% discount 30 days, plus tax; awarding the contract for same to said General Electric Supply Corporation; and authorizing the City Manager to enter into a contract with said General Electric Supply Corporation for said Mazda lamps; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from Wayne W. Dailard relative to charges made by the City Manager, contained in Document No. 322555, was presented.

Communication from Wayne W. Dailard et al. requesting assignment of certain leases in Mission Beach Amusement Center, contained in Document No. 322608, was presented.

Notice of Exercise of Option by Wayne W. Dailard et al on lease covering Mission Beach Amusement Center, contained in Document No. 322609, was presented.

RESOLUTION NO. 72124, recorded in Book 63 of Resolutions, reviving the Mission Beach control and development committee, consisting of Mayor P. J. Benbough, City Manager F. A. Rhodes and Councilman Fred W. Simpson; referring Documents Nos. 322555, 322608 and 322609, from Wayne W. Dailard, et al., to said committee for a report; and requesting information on the amount the City has invested in the Mission Beach Amusement plant this year, a comparative statement of revenues received by the City this year and last year, and a report on the amount of money paid for maintenance of the swimming pool, and a statement of receipts therefrom; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Traffic Commission recommending a loading zone on the south side of G Street, west of State Street, was presented.

RESOLUTION NO. 72125, recorded in Book 63 of Resolutions, granting the petition of California-Arizona Sales Agency, Inc., and J. C. Doney, Inc., for a loading zone on the south side of G Street west of State Street; and authorizing and directing the City Manager to cause a fifty-foot loading zone to be painted on the south side of G Street, west from the west property line of State Street; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

At this time a majority of the members of the Council signed a contract with the San Diego Consolidated Gas & Electric Company for Five Points Lighting District No. 1.

RESOLUTION NO. 72126, 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 1, Carmel Heights; and approving Plat No. 1801, showing the exterior boundaries of the district to be included in the assessment for the work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72127, recorded in Book 63 of Resolutions, 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72128, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving the southeasterly and northwesterly Alley in Block 72, Ocean Beach, and a portion of Newport Avenue; and approving Plat No. 1780, showing the exterior boundaries of the district to be included in the assessment for the work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72129, recorded in Book 63 of Resolutions, for paving and otherwise improving the northwesterly and southeasterly 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 determining that the work shall be done to the modified grades 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.

RESOLUTION ORDERING WORK NO. 72130, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71874, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72131, recorded in Book 63 of Resolutions, directing notice

of filing of assessment and of the time and place of hearing thereof for paving the Alley in Block C, Altadena, under Resolution of Intention No. 71344, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72132, recorded in Book 63 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof, for paving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, under Resolution of Intention No. 71007, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72133, 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 37, Amended Map of City Heights, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72134, recorded in Book 63 of Resolutions, authorizing 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 173, University Heights, and a portion of Lincoln Avenue between the southerly production of the easterly and westerly lines of said Alley, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72135, recorded in Book 63 of Resolutions, directing that the assessment to be made for the paving and otherwise improving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72136, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, shall be done under the direction of the City Engineer and to the satisfaction of the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72137, 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 sidewalk 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 Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72138, recorded in Book 63 of Resolutions, repealing Resolution No. 71659, adopted on June 25, 1940, relative to the proposed paving of Maple Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72139, recorded in Book 63 of Resolutions, granting the petition for paving with 4" asphalt concrete, of Maple Street, between the easterly line of 32nd Street and the easterly line of 33rd Street; and 32nd Street, between the westerly prolongation of the northerly and southerly lines of Maple Street; and authorizing the City Engineer to furnish a plat showing the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72140, 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 169, University Heights, as particularly described in Resolution of Intention No. 71484, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72141, 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 B, Altadena and a portion of Thorn Street, as particularly described in Resolution of Intention No. 71532, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72142, 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 147, Mission Beach, as 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. 72143, 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 6, Wilshire Place, as described in Resolution of Intention No. 71252, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72144, recorded in Book 63 of Resolutions, accepting the deed of William S. Davis, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72145, recorded in Book 63 of Resolutions, releasing the bond of G. F. Waterbury executed by the National Automobile Insurance Company from and after August 16, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72146, recorded in Book 63 of Resolutions, releasing the bond of James Stanley Watson Barber executed by the United States Fidelity and Guaranty Company from and after August 16, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72147, recorded in Book 63 of Resolutions, authorizing and empowering the Treasurer of the City of San Diego to place on inactive deposit City funds in a total maximum amount of \$1,250,000.00, for such term or terms, not exceeding one year, as in the judgment of the City Treasurer may be to the best interests of the City, at an interest rate of one per cent per annum, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72148, recorded in Book 63 of Resolutions, declaring and determining that the public interest and necessity of the City of San Diego demand the acquisition, construction and completion of certain municipal improvements necessary and convenient to carry out the objects, purposes and powers of the municipality, the cost of which will be too great to be paid out of the ordinary annual income and revenue of the municipality, and reciting the estimated cost of the proposed public improvements, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted, by a unanimous vote.

ORDINANCE NO. 1917, New Series, recorded in Book 48 of Ordinances, changing and re-establishing the boundary lines of the Districts within the City of San Diego for the purpose of nominating and electing members of the City Council, and repealing Ordinance No. 1012 (New Series), adopted November 29, 1936, 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 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. 1918, New Series, recorded in Book 48 of Ordinances, declaring that portion of the southerly extension of Florida Street between the north and south lines of "Upas Street Cut-off" in Balboa Park in the City of San Diego, California, a Boulevard, and providing a penalty for the violation thereof, 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.

Communication from the Harbor Commission recommending the granting of permission to E. J. Louis to assign his tideland leases was read and on motion ordered filed.

ORDINANCE NO. 1919, New Series, recorded in Book 48 of Ordinances, consenting to the assignment of a certain tideland lease by E. J. Louis to Frontier Enterprises, Inc.; which said lease is on file in the office of the City Clerk bearing Document No. 267260; was on motion of Councilman Weggenman, 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 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. 1920, New Series, recorded in Book 48 of Ordinances, consenting to the assignment of a certain tideland lease by E. J. Louis to Frontier Enterprises, Inc.; which said lease is on file in the office of the City Clerk bearing Document No. 267259; 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. 1921, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 19, Ocean Beach in the City of San Diego, California, between the southeasterly line of Ebers Street and the northwesterly line of Froude 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 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. 1922, New Series, recorded in Book 48 of Ordinances, establishing the grade of West 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 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--Councilmen: None.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By *Clay M. Fottell* 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, September 3rd, 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 Simpson, seconded by Councilman Weggenman, the minutes of the regular meeting of Wednesday, August 28th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing of appeals from the City Engineer's assessment for paving and otherwise improving Nile Street, between the northerly line of Thorn Street and the southerly line of University Avenue, under Resolution of Intention No. 70748, the Clerk reported that no additional appeals 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. 72149, recorded in Book 63 of Resolutions, overruling and denying the appeal of Martha Walters, filed in the office of the City Clerk on August 15, 1940, under Document No. 322431; sustaining the appeal of Fred A. Lind, filed in the office of the City Clerk on August 28, 1940, under Document No. 322660; directing the City Engineer to modify and correct the diagram and assessment covering the costs and expenses of paving and otherwise improving Nile Street, between University Avenue and Thorn Street, under Resolution of Intention No. 70748; and confirming and approving the City Engineer's Assessment No. 1701, made to cover the costs and expenses of said work, as approved and amended; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

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 164, Mission Beach, between the easterly line of Strandway and the westerly line of Mission 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, and no protestants having appeared, on motion of Councilman Weggenman, seconded by Councilman Simpson, 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 Date Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street, under Resolution of Intention No. 71986, 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. All interested persons having been heard, and no protestants having appeared, on motion of Councilman Fish, 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 the Alley in Block 1, City Heights Annex No. 1, between the north line of University Avenue and the south line of Polk Avenue, under Resolution of Intention No. 70966, the Clerk reported that written appeals had been received from Mrs. Orville H. Mills and from Maude Davies, which appeals were 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. 72150, recorded in Book 63 of Resolutions, overruling and denying the appeal of Mrs. Orville H. Mills, filed in the office of the City Clerk August 22, 1940, under Document No. 322576; and the appeal of Maude Davies, filed in the office of the City Clerk August 19, 1940, under Document No. 322464, from the City Engineer's Assessment No. 1703, made to cover the costs and expenses of the work of paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, under Resolution of Intention No. 70966; and overruling and denying all other appeals; and confirming and approving the City Engineer's said Assessment No. 1703 for said work and improvement; 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 relative to a proposed ordinance prohibiting trespass upon, and loitering about, certain classes of property, a draft of said proposed ordinance was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Mr. Edward F. Pierce, representing the Federated Trades and Labor Council, spoke in opposition to the proposed ordinance, unless it carried a clause permitting lawful activities of labor organizations, etc., in connection with labor disputes. Mrs. Dorothy Tiller, representing the local C. I. O. organization, spoke in opposition to the proposed ordinance, insofar as it interfered with activities of labor unions.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Weggenman, the hearing on said ordinance was continued until Tuesday, September 10th, 1940, at the hour of 10:00 o'clock A.M.

Petition of Peter Jorgensen for extension of time on setback permit was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72151, recorded in Book 63 of Resolutions, granting an extension of 90 days' time from September 11, 1940, 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 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of A. Trapani for an auto court permit at 11th Avenue and C Street was presented; together with recommendation for approval from the City Planning Commission. RESOLUTION NO. 72152, recorded in Book 63 of Resolutions, granting permission to A. Trapani, 825 Harbor Drive, to erect a 8-unit auto court on Lot H, Block 23, Horton's Addition, in compliance with requirements of the Auto Court Ordinance, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of E. C. Patton for permission to construct an auto court at 51st Street and El Cajon Boulevard was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72153, recorded in Book 63 of Resolutions, granting permission to E. C. Patton, c/o Scott King, 2880 El Cajon Blvd., to erect a 15-unit auto court on Lots 23 and 24, Block 4, Alhambra Park, at 51st Street and El Cajon Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Ronal Kayser for setback suspension at 7124 Country Club Drive was presented; together with recommendation for approval from the City Planning Commission. RESOLUTION NO. 72154, recorded in Book 63 of Resolutions, granting permission to Ronal Kayser, 7124 Country Club Drive, La Jolla, to erect a garage on Lot 8, La Jolla Country Club Estates, with an 8-foot setback on Country Club Drive; 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 J. R. Madruga for zone variance on Canon Street, near Rosecrans Street, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72155, recorded in Book 63 of Resolutions, granting permission to J. R. Madruga, 3021 Canon Street, to erect a building on Canon Street on Lots 7 and 8, Block 4, New Roseville, with a five-foot setback; and suspending the restrictions of Ordinance No. 32, New Series, and the provisions of Setback Ordinance No. 12321, on the property mentioned, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted. This permission was granted with the understanding that the building will provide accommodation for a Barber Shop and Cleaning Agency, with living quarters above; and that no cleaning or pressing operations will be conducted on the premises.

Petition of J. H. Shaw and R. N. Hanby for zone variance on 35th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72156, recorded in Book 63 of Resolutions, granting permission to J. H. Shaw and R. N. Hanby, 3332 Yonge Street, to divide Villa Lot 106, Normal Heights, into two lots, each with a 50-foot frontage on 35th Street; to allow the construction of two residences on this lot in Zone R-1; one on each 50-foot lot; and granting a variance to the restrictions of Ordinance No. 13594, on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Rebecca E. La Zelle for zone variance at 3694 - 45th Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72157, recorded in Book 63 of Resolutions, granting permission to Rebecca E. La Zelle, 3649 - 45th Street, to conduct a radio repair shop and sales room in an existing garage at 3649 - 45th Street for three years; with the understanding that sales and repair work be carried on only between the hours of 8:00 A.M. and 8:00 P.M.; and that there be no signs erected other than one small sign existing on the premises; and suspending the restrictions of Ordinance No. 13057 on the south 10 feet of Lot 11 and all of Lot 12, Block 12½, City Heights Annex No. 1, at the address mentioned; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Petition of Edna May Martin for zone variance on Copley Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72158, recorded in Book 63 of Resolutions, granting permission to Edna May Martin, 4557½ Terrace Drive, to subdivide Villa Lot No. 164, Normal Heights into four parcels, one with 112-foot frontage at the corner of Copley Avenue and East Mountain View Drive, two lots with 56-foot frontage each, and the remaining parcel of canyon property, 417 feet in length, and all having a depth of 90 feet; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Baldwin Cosgrove Paint House for zone variance on Bramson Place was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72159, recorded in Book 63 of Resolutions, granting permission to Baldwin Cosgrove Paint House by W. E. Baldwin, 3231 El Cajon Avenue, to construct a garage to house two small delivery trucks and three salesmen's cars, on Lots 54 and 56, Block 1, North Highland Park, in Zone R-4; providing that the garage will not be used for any commercial purpose other than the storage of the vehicles; and granting a variance to the restrictions of Ordinance No. 12889 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Edwin G. Hopper for zone variance at 1616 Upas Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72160, recorded in Book 63 of Resolutions, granting permission to Edwin G. Hopper, 1628 Upas Street, to construct two residential units over a garage at the rear of 1616 Upas Street, with a lot coverage of 55%; on Lots 4 and 5, Block 245, University Heights; and granting a variance to the restrictions of Ordinance No. 12988 on



the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of Gladys I. Rand for zone variance at 1404 Sassafras Street was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72161, recorded in Book 63 of Resolutions, granting permission to Gladys I. Rand, 1404 Sassafras Street, to erect two additional apartment units, to make a total of eight units, in Zone R-2, on Lot 7 and the south 10 feet of Lot 8, in Block 134, Middletown; and granting a variance to the restrictions of Ordinance No. 1026, New Series, on the property mentioned; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Petition of Katherine C. Cox for variance to restrictions at 3235 Lucinda Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72162, recorded in Book 63 of Resolutions, granting permission to Katherine C. Cox, 3235 Lucinda Street, to erect a bay addition to the rear of her residence, on Lot 4, Block 2, Golden Park, with a side yard of 5 feet; with a rear yard of 8.5 feet; and with a lot coverage of 40%; 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 Fish, adopted.

Petition of Helen I. Sawyer for variance to restrictions on Jewell Drive was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72163, recorded in Book 63 of Resolutions, granting permission to Helen I. Sawyer, 3566 Yosemite Street, to erect a single family residence in Zone R-1 with a side yard of 5 feet; with a rear yard of 15 feet; and with a lot coverage of 40 per cent on Lot 344 and Lot 345, Crown Point; 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 Simpson, seconded by Councilman Weggenman, adopted.

Petition of Consolidated Aircraft Corporation that Right of Way Lot 134, Partition Map of Middletown, be offered for sale as the Corporation wishes to secure additional parking space for employees, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager for report and recommendation.

Petition of G. D. Miles for refund of license fees was presented; together with an opinion from the City Attorney recommending that said petition be denied.

RESOLUTION NO. 72164, recorded in Book 63 of Resolutions, denying the petition of G. D. Miles, 3949 - 32nd Street, for a refund of \$18.00 paid under receipt No. 4176, for the operation of a newstand with the privilege of selling cigars and tobacco and maintaining two card tables at 627 E Street, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Don Tetley for permission to pave and otherwise improve Guy Street, between Hortensia and Witherby Streets at private contract was presented; together with a recommendation from the Acting City Engineer, approved by the City Manager, that the request be granted.

RESOLUTION NO. 72165, recorded in Book 63 of Resolutions, granting permission to Donald D. Tetley, 2720 Teresita Street, to grade, pave, install sidewalks and curbs, on Guy Street, between the southeasterly line of Sunset Road and the northwesterly line of Witherby Street, at private contract; according to plans to be submitted and approved by the City Engineer; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

At this time a majority of the members of the Council signed:

Contract with the San Diego Gas & Electric Company for University Avenue Lighting District No. 1.

Contract with the San Diego Gas & Electric Company for University Avenue Lighting District No. 3.

Communication from the Harbor Commission recommending the ratification of a tideland lease with the Martinolich Shipbuilding Company was presented and read; together with a proposed resolution to ratify, confirm and approve said lease.

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

Mr. J. W. Brennan spoke, favoring the confirmation of the lease.

Mr. Emil Klicka spoke, recommending confirmation of the lease.

All interested persons having been heard, RESOLUTION NO. 72166, recorded in Book 63 of Resolutions, ratifying, confirming and approving a lease of certain portions of the tidelands with Anthony C. Martinolich, d.b.a. Martinolich Ship Building Company, for a period of ten years beginning on the 1st day of September, 1940, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending certain bus loading zones and reserved curb spaces was presented and ordered filed.

ORDINANCE NO. 1923, New Series, recorded in Book 48 of Ordinances, amending section 40 of Ordinance No. 709 (New Series) of the ordinances of the City of San Diego, entitled, "An Ordinance regulating traffic upon the public streets of the City of San Diego and repealing Ordinance No. 11650 of the ordinances of the City of San Diego, approved September 3, 1926, Ordinance No. 476 (New Series), adopted July 16, 1934, Ordinance No. 477 (New Series), adopted July 16, 1934, and Ordinance No. 478 (New Series) adopted July 16, 1934", adopted July 9, 1935, was on motion of Councilman Flowers, 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. 1924, New Series, recorded in Book 48 of Ordinances, regulating traffic upon the south side of Broadway, between the east line of Third Avenue and the west line of Fourth Avenue, in the City of San Diego, California, and providing a penalty for the violation thereof, was on motion of Councilman Flowers, 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.

RESOLUTION NO. 72167, recorded in Book 63 of Resolutions, establishing a bus loading zone on the east side of Girard Street, in La Jolla, in the City of San Diego, California, commencing at a point 14 feet north of the north curb line of Wall Street and extending to a point 74 feet north of the north curb line of said Wall Street, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72168, recorded in Book 63 of Resolutions, establishing a bus loading zone on the south side of Broadway, in the City of San Diego, California, extending from a point 20 feet 10 inches east of the easterly curb line of Third Avenue at Broadway to a point 99 feet west of the westerly curb line of Fourth Avenue, at Broadway, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Board of Examiners and Appeals relative to proposed amendments to the Building Code was read and on motion of Councilman Housh, seconded by Councilman Weggenman, the subject was referred to conference, and the communication ordered tabled.

Communication from Hal H. Hobson relative to agenda coming before the California Street and Highway Survey Committee was presented and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Manager.

Communication from the Administration Building Control Committee transmitting an annual report for the period ending June 30, 1940, was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, approved and ordered filed.

The following four items were presented by unanimous consent:

RESOLUTION NO. 72169, recorded in Book 63 of Resolutions, requesting Councilman Harley E. Knox to arrange for lighting the Civic Center Building during the Convention of the League of California Cities to be held from September 16th to 19th, 1940, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72170, recorded in Book 63 of Resolutions, requesting the Building Control Committee to furnish an estimate of the cost for lighting the Civic Center Building three hours each evening during the year; and information as to whether or not the Board of Supervisors will participate in the cost of such lighting; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

An invitation from the Four States Highway Ass'n for San Diego delegates to attend a convention to be held at Salmon, Idaho, was presented and ordered filed.

RESOLUTION NO. 72171, recorded in Book 63 of Resolutions, authorizing Councilmen Herbert E. Fish and Louis F. Weggenman to attend the Salmon, Idaho, convention of the Four States Highway Association on September 14th and 15th, 1940, in the interest of Western Highways, including the Niland-Blythe road in the California State Highway System; and authorizing the Councilmen to incur the necessary expenses in connection with said trip; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted. Councilman Knox voted "Nay" on the motion.

Request of the Southeastern Chamber of Commerce for permission to hold a parade and celebration on September 14th, 1940, was read and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Assistant City Engineer, approved by the City Manager, recommending that the proceedings for paving and otherwise improving Vine Street be abandoned at this time, and that an application be made to W.P.A. for use of W.P.A. labor so that the work may be done immediately was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, the recommendation was adopted.

Protest of Property Owners against opening Vine Street, between Kettner Boulevard and Pacific Highway, was presented.

RESOLUTION NO. 72172, recorded in Book 63 of Resolutions, sustaining the protest of property owners, filed in the office of the City Clerk on August 29, 1940, under Document No. 322703, against the proposed work of improving Vine Street; and abandoning the proceedings for said proposed work; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Assistant City Engineer, approved by the City Manager, recommending that the proceedings for paving and otherwise improving Palm Street and California Street be abandoned at this time, and that an application be made to W.P.A. for use of W.P.A. labor so that this work may be done immediately was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, the recommendation was adopted.

RESOLUTION NO. 72173, recorded in Book 63 of Resolutions, abandoning the proceedings for the proposed paving and otherwise improving of Palm Street and California Street, as particularly described in Resolution No. 71538, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from Perry W. Gavin relative to water condition existing on Point Loma was presented and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Manager.

Communication from E. B. Gould relative to low water pressure on Point Loma was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Communication from I. M. Laddon relative to water supply on Point Loma was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Communication from G. H. Schmidt commending the Council on the low tax rate was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the City Planning Commission recommending certain amendments to the Major Street Plan involving a change in the alignment of Harbor Drive, and the addition of a new street following the line of Belt Street and Colton Avenue, between Kettner Boulevard and 27th Street, was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Attorney.

RESOLUTION NO. 72174, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the construction of a sewer main 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 west line and east line of Elizabeth Street; and approving Plat No. 1806, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said streets; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION OF INTENTION NO. 72175, recorded in Book 63 of Resolutions, for the installation of a sewer main and appurtenances 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 west line and east line of Elizabeth Street; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Acting City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving Menlo Avenue, between the north line of El Cajon Boulevard and the north line of the Granada Tract, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 72176, 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 Menlo Avenue, as described in Resolution of Intention No. 71730, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 72177, recorded in Book 63 of Resolutions, for paving and otherwise improving Siesta Drive, Madison Avenue and Cajon Way, as described in Resolution of Intention No. 71938, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 72178, recorded in Book 63 of Resolutions, for furnishing electric current for Roseville Lighting District No. 1 for the period ending October 14, 1941, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72179, 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 Pacific Highway Lighting District No. 1 for the period ending November 4, 1941, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72180, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for installing ornamental street lights on Market Street, between the east line of Pacific Highway and the southerly prolongation of the east line of State Street, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72181, recorded in Book 63 of Resolutions, directing the City Clerk to mail notices to property owners on post cards, each with an addressed reply post card attached thereto, relative to the proposed paving and otherwise improving of the north and south Alley in Block 107, University Heights, between the south line of Meade Avenue and the north line of the east and west alley in said Block 107, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72182, recorded in Book 63 of Resolutions, directing that the assessment to be made for the work of paving and otherwise improving of Siesta Drive, Madison Avenue and Cajon Way, as described in Resolution of Intention No. 71938, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72183, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving Siesta Drive, Madison Avenue and Cajon Way, as described in Resolution of Intention No. 71938, 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 Simpson, adopted.

RESOLUTION NO. 72184, recorded in Book 63 of Resolutions, determining that the proposed assessment for paving and otherwise improving the Alley in Block A., Altadena, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and directing the City Engineer to prepare plans and specifications for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72185, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of the Alley in Block K, Altadena, as described in Resolution No. 71080, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and directing the City Engineer to prepare plans and specifications for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72186, 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 12, 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 Fish, adopted.

RESOLUTION NO. 72187, 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 169, University Heights, as described in Resolution of Intention No. 74184, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72188, 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 \$1599.29, covering expenses incurred in connection with conventions in San Diego, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the allocation setup in the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72189, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 49 of the Civic Center Building and Grounds Department, totalling \$1400.11, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72190, recorded in Book 63 of Resolutions, accepting the deed of the San Diego Unified School District of San Diego County, California, dedicating to the City of San Diego an easement and right of way through Glenartney for Narragansett Avenue and Macaulay Street, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72191, recorded in Book 63 of Resolutions, accepting the deed of the San Diego Unified School District of San Diego County, California, dedicating to the City of San Diego an easement and right of way through Block 62, Arnold & Choate's Addition for Washington Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72192, recorded in Book 63 of Resolutions, accepting the deed of Virginia R. Olmstead, W. James Rose, Ray C. Rose, Marguerite B. Rose, et al., conveying to the City of San Diego an easement and right of way for Torrey Pines Road, Ardath Road and Hidden Valley Road, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72193, recorded in Book 63 of Resolutions, authorizing and directing the Chief of Police to execute, for and on behalf of the City of San Diego, an agreement with International Business Machines Corporation for use of Mechanical Punch, Mechanical Verifier and Card Counting Horizontal Sorter Model 2; the equipment mentioned to be used in the Identification Bureau of the Police Department; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72194, recorded in Book 63 of Resolutions, requesting City Manager Fred A. Rhodes to meet with the State Director of Public Works at Sacramento, California, on or about September 9th, 1940, in connection with matters relating to the San Vicente construction project; and authorizing the City Manager to incur the necessary expense in connection with the trip; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72195, recorded in Book 63 of Resolutions, requesting the Administration Building Control Committee, the chairman of the Board of Supervisors and Mayor P. J. Benbough to determine the location for the plaque of Alonzo E. Horton; and that they arrange a suitable dedicatory program for acceptance of said plaque; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72196, recorded in Book 63 of Resolutions, referring to the

City Manager the matter of a site desired for U. S. Marine activities on the west side of Highway 101, south of Torrey Pines Park; to contact officers of the Marine Corps and report his findings to the Council; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1925, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$5,000.00 from the acquisition and investigation Water Bond Fund of the City of San Diego, for the purpose of providing funds for engineering investigations and the purchase of minor rights of way for the San Vicente project, was on motion of Councilman Simpson, 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 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.

Communication from the Legal Department transmitting an ordinance regulating traffic on Sixth Avenue, north of University Avenue, was presented and ordered filed.

ORDINANCE NO. 1926, New Series, recorded in Book 48 of Ordinances, regulating traffic upon the west side of Sixth Avenue, between Washington Street and University Avenue, in the City of San Diego, California, and providing a penalty for the violation thereof, 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 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.

Communication from the Legal Department transmitting an ordinance regulating traffic on Tenth Avenue, north of University Avenue, was presented and ordered filed.

ORDINANCE NO. 1927, New Series, recorded in Book 48 of Ordinances, regulating traffic on Tenth Avenue, between University Avenue and a point forty-two feet north of the east and west alley lying southerly of Block 16, Estudillo and Capron's Addition, in the City of San Diego, California, and providing a penalty for the violation hereof, 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 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. 1928, New Series, recorded in Book 48 of Ordinances, authorizing the City Manager to enter into a lease with the Southern California Telephone Company, a corporation, for a right of way for a telephone line across certain Pueblo Lands of the City of San Diego, was on motion of Councilman Knox, 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 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.

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

*H. E. Flowers*

Vice 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, September 10th, 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, Housh, Fish, Flowers and Mayor Benbough.  
Clerk----Fred W. Sick.  
Absent---Councilmen Weggenman and Knox.

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, September 3rd, 1940, were approved without reading.

Mayor Benbough was relieved by Vice-Mayor Flowers at this time.

Councilmen Weggenman and Knox entered at this time.

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 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, 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. 322930.

V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 322931.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 322932.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 322933.

Thereupon, on motion of Councilman Knox, 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 paving and otherwise improving 36th Street, between the north line of Adams Avenue and the southwesterly line of East Mountain View Drive, under Resolution of Intention No. 71811, 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. 322934.

V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 322935.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 322936.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 322937.

Thereupon, on motion of Councilman Knox, 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 Midway Drive Lighting District No. 1, for the period ending September 30th, 1941, 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 Gas and Electric Company, and was given Document No. 322938.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Knox, 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 appeals from the City Engineer's assessment for paving and otherwise improving Monroe Avenue, between the east line of Park Boulevard and the west line of Alabama Street; and Mission Avenue, between the east line of Florida Street and the west line of Louisiana Street; under Resolution of Intention No. 70876, the Clerk reported that a written appeal had been received from R. E. McKinley; which appeal was presented and read.

Whereupon, the Vice-Mayor inquired if any interested persons were present who desired to be heard. All interested persons having been heard, RESOLUTION NO. 72197, recorded in Book 63 of Resolutions, overruling and denying the appeal of R. E. McKinley, filed in the office of the City Clerk September 10, 1940, under Document No. 322919, from the City Engineer's Assessment No. 1702, made to cover the costs and expenses of the work done upon Monroe Avenue and Mission Avenue, under Resolution of Intention No. 70876; and overruling and denying all other appeals; confirming and approving the City Engineer's Assessment No. 1702; 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 Weggenman, seconded by Councilman Fish, 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 18, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 72037, 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. 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 Orange Avenue, between 37th Street and 40th Street, under Resolution of Intention No. 71163, the Clerk reported that written appeals had been received from Nellie Harrington and Minnie Davis, which appeals were presented and read.

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

All interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Housh, the hearing was continued for one week; and the City Engineer authorized to revise the fronting assessments complained of in the appeal of Nellie Harrington.

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 133, University Heights, between Tyler Avenue and Van Buren Avenue; and a portion of Tyler Avenue; under Resolution of Intention No. 71005, the Clerk reported that a written appeal had been received from C. C. Crisler and Edna E. Crisler, which appeal was presented and read.

Whereupon, the Vice-Mayor inquired if any interested persons were present who desired to be heard. All interested persons having been heard, RESOLUTION NO. 72198, recorded in Book 63 of Resolutions, overruling and denying the appeal of C. C. Crisler and Edna E. Crisler, filed in the office of the City Clerk September 7, 1940, under Document No. 322894, from the City Engineer's Assessment No. 1704, made to cover the costs and expenses of the work done upon the Alley in Block 133, University Heights; and a portion of Tyler Avenue; under Resolution of Intention No. 71005; and overruling and denying all other appeals; confirming and approving the City Engineer's said Assessment No. 1704; 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 Weggenman, seconded by Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing relative to a proposed ordinance prohibiting trespass upon, and loitering about, certain classes of property, the Vice-Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Simpson, the hearing on said ordinance was continued until Tuesday, September 17th, 1940, at the hour of 10:00 o'clock A.M.

Petition of property owners and others for reconsideration of the "No Parking" regulation on 28th Street, between University Avenue and Wightman Street, was presented by unanimous consent.

Mr. Richard Seifert of 2729 University Avenue spoke on behalf of interested property owners.

On motion of Councilman Housh, seconded by Councilman Fish, the petition was referred to the Traffic Commission for further study; with the recommendation that a public hearing be held relative to the matter of "no parking" regulation on 28th Street, south of University Avenue.

Petition of Lloyd H. Zimmerman for Setback Suspension on First Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72199, recorded in Book 63 of Resolutions, granting permission to Lloyd H. Zimmerman, 4508 - 39th Street, to erect a residence and garage on Lot 17, Block 12, Cleveland Heights, not closer to the property line on First Avenue than nine feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Regular Veterans Assn., by Lloyd P. Olson, soliciting a page advertisement in the United States Fleet Magazine was presented.

RESOLUTION NO. 72200, recorded in Book 63 of Resolutions, denying the request of the Department of California Regular Veterans Association, by Lloyd P. Olson, program Committee Chairman, for an advertisement in the United States Fleet Magazine, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of North Park Seventh Day Adventist Church for an extension of time for tent meeting services at the corner of Lincoln Avenue and Ohio Street was presented and on motion of Councilman Housh, seconded by Councilman Simpson, tabled for one week.

Petition of John M. Atchaide for permission to grade a portion of Plum Street at private contract was presented; together with recommendation for approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 72201, recorded in Book 63 of Resolutions, granting permission to John M. Atchaide, 1229 Plum Street, to improve a portion of Plum Street, between Carleton Street and Byron Street, by private contract at his own expense; work to be done in accordance with plans and specifications approved by the City Engineer; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition from residents of University Heights and Normal Heights Districts for improvement of New Jersey and other streets connecting with Sixth Avenue Extension and a connection with Mission Valley Road was presented; together with a report from the Acting City Engineer, approved by the City Manager, stating that the grade would be extremely steep and the entire project would cost a large sum, and that funds are not available at this time for the work; and that it would be almost impossible to get a 24 foot road on this hillside.

RESOLUTION NO. 72202, recorded in Book 63 of Resolutions, denying the

petition of Residents of University Heights and Normal Heights District for certain improvements to be made on New Jersey and other streets connecting with Sixth Avenue Extension to reach Mission Valley Road, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Petition of Property Owners for sewers to serve a portion of Alta Vista Suburb, under the provisions of the Improvement Act of 1911, was presented; together with a recommendation from the City Engineer, approved by the City Manager, recommending that proceedings be started for this work.

RESOLUTION NO. 72203, recorded in Book 63 of Resolutions, granting the petition for sewers in Altavista Suburb, contained in Document No. 322893; said sewers to be constructed to serve Blocks A and H in said subdivision; 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 Residents protesting against any renewal of Lease of the Mission Beach Amusement Center was presented; and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to a Committee consisting of the Mayor, the City Manager and Councilman Fred W. Simpson.

By unanimous consent, communication from Sally Whittle et al relative to traffic conditions at 6th Avenue and Upas Street was presented.

Mr. Isaac Whittle addressed the Council relative to the traffic situation at this intersection.

On motion of Councilman Weggenman, seconded by Councilman Knox, the communication was referred to the City Manager for a report.

Communication from the San Diego Historical Society thanking the Council for making available a location in the Civic Center Building for a placque of Father Horton was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the San Diego Symphony Orchestra Association thanking the Council for its cooperation during a recent series of orchestra concerts was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the Ocean Beach Coordinating Council urging the immediate construction of a Fishing Pier in the Sunset Cliffs District was presented; together with a communication from the Harbor Commission stating that plans for such a pier have been submitted to the WPA and approved, on the basis of a pleasure and recreational pier for the citizens of San Diego and vicinity. On motion of Councilman Weggenman, seconded by Councilman Knox, the Communication from the Ocean Beach Coordinating Council was ordered filed; and a copy of the Harbor Commission's letter sent to the secretary of this organization.

Communication from Andrew K. Weir relative to a convention of the Four States Highway Assn. to be held in Idaho; and relative to certain past conventions; was read.

Councilmen Simpson, Flowers, Knox, Weggenman and Fish spoke relative to the subject matter of this communication. Andrew K. Weir addressed the Council regarding City representatives attending conventions, committee meetings, etc.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the Communication was ordered filed.

Communication from the Purchasing Agent reporting on the sale at public auction, on September 6, 1940, of the southerly 1/2 of Lot 4, in Block 436 of Old San Diego, for \$675.00 was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the Traffic Commission recommending the revision of the City Traffic Ordinance was presented and read. On motion of Councilman Housh, seconded by Councilman Weggenman, the communication was referred back to the Traffic Commission; pending receipt of detailed recommendation and report of a traffic expert.

Communication from the San Diego City and County Administration Building and Grounds, by W. E. Roberts, Superintendent, relative to flood lighting the Civic Center Building, was presented and ordered filed.

Supervisor John P. Faddis spoke, explaining the cost involved and the Supervisors attitude relative to additional lighting.

RESOLUTION NO. 72204, recorded in Book 63 of Resolutions, requesting the Building Control Committee to have the Civic Center building lighted under a modified flood lighting plan suggested by W. E. Roberts, Superintendent of Building and Grounds, on Saturday, September 14th; and a full lighting of the exterior of the Building from September 15th to 19th, inclusive, during the Convention of the League of California Cities, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending certain changes in Hunting and Fishing Regulations at various Municipal Reservoirs, was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 72205, recorded in Book 63 of Resolutions, regulating hunting and fishing on Upper Otay, Lower Otay, Barrett, Hodges, El Capitan and Moreno Reservoirs was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Manager relative to sending the Chief of Police to the F.B.I. re-training school in Washington, D. C., was presented and read.

RESOLUTION NO. 72206, recorded in Book 63 of Resolutions, authorizing Chief of Police Clifford E. Peterson to attend the Federal Bureau of Investigation re-training



school for National Police Academy graduates, to be held in Washington, D. C., during the week of September 30th to October 5th, 1940, inclusive; and authorizing the necessary expenses in connection with said attendance; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from Paul B. Richardson relative to his license to peddle produce, and requesting a refund on same, was presented; together with an opinion from the City Attorney that it is impossible to make such a refund legally, and a recommendation from the City Manager that the request be denied.

RESOLUTION NO. 72207, recorded in Book 63 of Resolutions, denying the petition of Paul B. Richardson, 428 Cuyamaca Avenue, for refund on unused portion of a Produce Peddler's License which was issued in this City on July 12th, 1940; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

At this time a majority of the members of the Council signed:  
 Contract with San Diego Gas & Electric Company for Mission Beach Lighting  
 District No. 2.  
 Contract with San Diego Gas & Electric Company for Ocean Beach Lighting  
 District No. 1.  
 Bond of Hans W. Jorgensen as City Engineer.

By unanimous consent a communication from the City Manager recommending that an ordinance be adopted to prohibit parking on Mission Boulevard from the south end of Mission Bay bridge to the north line of Pacific Avenue, was read; and on motion of Councilman Weggenman, seconded by Councilman Housh, the recommendation was adopted and the communication from the City Manager referred to the City Attorney to prepare such an ordinance.

Petition of the Consolidated Aircraft Corporation requesting that Right of Way Lot 134, Partition Map of Middletown, be placed on sale, was presented by unanimous consent; together with a recommendation from the City Manager recommending the sale of the property at public auction. On motion of Councilman Knox, seconded by Councilman Fish, the petition was referred to the City Attorney for preparation of the necessary papers, after an appraisal has been made of said Lot in accordance with existing regulations.

Petition of Residents requesting that certain property be ordered cleared of scrap lumber and weeds, on 34th Street north of El Cajon Boulevard, was presented by unanimous consent; together with a communication from the City Manager stating that notices have been sent to the owner of this property ordering him to clean his lot; and on motion of Councilman Knox, seconded by Councilman Fish, the matter was ordered filed.

Communication from Hal H. Hobson relative to agenda coming before the California Street and Highway Survey Committee was presented by unanimous consent; together with a communication from the City Manager stating that certain items on controversial subjects should be gone into at a public hearing held locally.

RESOLUTION NO. 72208, recorded in Book 63 of Resolutions, requesting Mayor P. J. Benbough to invite and petition the California Street and Highway Survey Committee to hold a committee meeting in San Diego at their own expense, during the month of September, 1940, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 72209, recorded in Book 63 of Resolutions, ratifying, confirming and approving a lease with the Consolidated Aircraft Corporation, for a period of years commencing on the 1st day of September, 1940, and extending to the 30th day of June, 1983, on property particularly described in said Resolution, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72210, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the construction of sidewalks 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 Knox, seconded by Councilman Simpson, adopted.

RESOLUTION OF INTENTION NO. 72211, recorded in Book 63 of Resolutions, for 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, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION ORDERING WORK NO. 72212, recorded in Book 63 of Resolutions, for paving and otherwise improving of Date Street, as described in Resolution of Intention No. 71986, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72213, recorded in Book 63 of Resolutions, for furnishing electric current for Logan Avenue Lighting District No. 1 for the period ending November 15, 1941; appointing time and place for hearing protests, and directing the City Clerk to give notice of said hearing; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72214, 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 Ibsen Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Evergreen Street, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72215, 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 Strandway, between the southerly line of San Jose Place and the southerly line of Santa Rita Place, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72216, 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 Fenelon Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72217, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals 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.

By unanimous consent, RESOLUTION NO. 72218, recorded in Book 63 of Resolutions, requesting the City Attorney to prepare an ordinance making operators and minors under 18 years of age liable for playing pin ball machines, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

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

RESOLUTION OF INTENTION NO. 72219, recorded in Book 63 of Resolutions, for furnishing electric current for El Cajon Boulevard Lighting District Number One, for the period ending November 30, 1941, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72220, recorded in Book 63 of Resolutions, determining that the proposed assessment for paving and otherwise improving the Alley in Block 164, Mission Beach, within the limits and as particularly described in Resolution No. 71117, 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 said work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72221, 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 Hugo 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 the investigation provided in 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72222, 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 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, did by their return post cards demand the making of the investigation provided in 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72223, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving of Date Street, under Resolution of Intention No. 71986, 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. 72224, recorded in Book 63 of Resolutions, directing that the assessment hereafter to be made, covering the cost and expenses of the paving and otherwise improving of Date Street, under Resolution of Intention No. 71986, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72225, 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 Strandway, between Ventura Place and San Jose Place, as particularly described in Resolution of Intention No. 71483, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72226, recorded in Book 63 of Resolutions, accepting the deed of Joe Macceca and Frances Macceca, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72227, recorded in Book 63 of Resolutions, accepting the deed of Wallace A. Walter and Jessie I. Walter, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72228, recorded in Book 63 of Resolutions, accepting the deed of the Mission Beach Company, executed in favor of the City of San Diego for a portion of Mission Boulevard, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Manager recommending an agreement with Mr. B. J. Primmer for the installation of concrete benches on public streets and other places in the City of San Diego, was presented and read.

On motion of Councilman Knox, seconded by Councilman Fish, the communication was referred to the City Attorney to prepare a resolution authorizing an agreement with said B. J. Primmer for installing concrete benches at street car stops, and elsewhere. Councilman Housh voted "Nay" on the motion.

RESOLUTION NO. 72229, 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, for an option to purchase the southeast quarter of Lot 43 of Horton's Purchase, according to Map No. 283, filed in the office of the County Recorder of San Diego County, heretofore deeded for delinquent taxes; 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 \$250.00; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Acting City Engineer, approved by the City Manager, recommending the purchase of certain land for Washington Street Extension, in Block 182 of University Heights, was presented and ordered filed.

RESOLUTION NO. 72230, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain property in Block 182 of University Heights, for the extension of Washington Street, from Fifth Avenue to Lincoln Avenue, for the sum of \$921.16, plus escrow charges and incidental expenses in connection with said purchase, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1929, New Series, recorded in Book 48 of Ordinances, changing the names of portions of East Way and West Way in the City of San Diego, California, to MISSION BOULEVARD, 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 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. 1930, New Series, recorded in Book 48 of Ordinances, establishing the grade of T Street in the City of San Diego, California, between the west line of 47th Street and the southerly production of the westerly line of Jobe's Addition according to the Map thereof No. 1886, filed in the office of the County Recorder of San Diego County, California, 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 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. 1931, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block A, Altadena, in the City of San Diego, California, between the north line of Thorn Street and the south line of Upas Street, was on motion of Councilman Simpson, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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

RESOLUTION NO. 72231, recorded in Book 63 of Resolutions, requesting and urging all City Officials to attend business meetings during the Convention of the League of California Cities from September 16th to 19th, 1940, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

A proposed Ordinance calling a special election in the City of San Diego, California, and submitting to the voters thereof propositions for the incurring of bonded indebtedness, was presented.

This draft provided that the bonds, if incurred, should bear interest at a rate not to exceed five per cent (5%) per annum.

Assistant City Attorney H. B. Daniel and City Treasurer Robert C. Lindsay explained the reasons for proposing a 5% interest ceiling for the bonds.

A motion was made by Councilman Knox, and seconded by Councilman Weggenman, to place the ordinance on its final passage at its first reading. This motion was later withdrawn.

Thereupon, on motion of Councilman Knox, the meeting was adjourned until the hour of 2:30 o'clock, P.M.

Upon reassembling, the roll call showed the following:

Present--Councilmen Simpson, Weggenman, Housh, Knox and Flowers.

Clerk----Fred W. Sick.

Absent---Councilman Fish and Mayor Benbough.

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

The proposed Ordinance calling a special election in the City of San Diego, California, and submitting to the voters thereof propositions for the incurring of a bonded indebtedness, was again considered.

A motion by Councilman Housh, seconded by Councilman Weggenman, that  $3\frac{1}{2}\%$  be substituted for 5% as the maximum interest rate on the bonds, if incurred, was adopted, by the following vote; to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Knox and Flowers. Nays--None. Absent--Councilman Fish and Mayor Benbough.

ORDINANCE NO. 1932, New Series, recorded in Book 48 of Ordinances, calling

a Special Election in the City of San Diego, California, and submitting to the voters thereof propositions for the incurring of bonded indebtedness; \$1,300,000.00 for the acquisition, construction and completion of improvements, extensions and additions to the water distribution system of the City of San Diego; and \$3,000,000.00 for the acquisition, construction and completion of a gravity section concrete dam at a location known as the San Vicente Damsite; 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, Knox and Flowers. Nays--None. Absent--Councilman Fish and Mayor Benbough.

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

By unanimous consent, Councilman Knox presented a proposed form of paving petition to show the estimated cost per front foot of improvements proposed under the 1911 Improvement Act, as amended. On motion this form was referred to the City Attorney.

By unanimous consent, a petition from Esteban Rito, 330 Market Street, for reinstatement of his licenses at that address for a pool hall and for operating card tables, was presented. On motion of Councilman Knox, seconded by Councilman Simpson, the petition was referred to the City Manager.

Thereupon, on motion of Councilman Knox, <sup>seconded by Councilman Simpson,</sup> the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

A. B. Flowers  
Vice-Mayor of the City of San Diego, California.

By Clark W. Fort Jr DEPUTY.

REGULAR MEETING,  
Chamber of the Council of the City of San Diego, California,  
Tuesday, September 17th, 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, Knox and Flowers.  
Clerk-----Fred W. Sick.  
Absent----Councilmen Simpson and Fish and Mayor Benbough.

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

On motion of Councilman Knox, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, September 10th, 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 27, Resubdivision of Blocks K and L, Teralta, between Orange Avenue and El Cajon Boulevard, under Resolution of Intention No. 71874, 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. 323084.  
V. R. Dennis Construction Company; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 323085.  
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 323086.  
R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 323087.

Thereupon, on motion of Councilman Knox, 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 the continued hearing of appeals from the City Engineer's assessment for paving and otherwise improving Orange Avenue, between 37th Street and 40th Street, under Resolution of Intention No. 71163, the Clerk reported that no additional written appeals had been received.

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

All interested persons having been heard, RESOLUTION NO. 72232, recorded in Book 63 of Resolutions, denying and overruling the appeal of Mrs. Millie Davis, filed September 10, 1940, under Document No. 322913, from the City Engineer's Assessment No. 1705, made to cover the costs and expenses of the work done upon Orange Avenue, under Resolution of Intention No. 71163; sustaining the appeal of Nellie Harrington, filed September 7, 1940, under Document No. 322895, from the City Engineer's said assessment for the above mentioned work; modifying the City Engineer's Assessment No. 1705 as fully shown in said Resolution; and the said modifications and corrections having been made, confirming and approving

the said assessment No. 1705; and authorizing and directing the City Engineer to record and issue his warrant 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 the continued hearing relative to a proposed ordinance prohibiting trespass upon, and loitering about, certain classes of property, the Vice-Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, a motion was made by Councilman Knox, seconded by Councilman Housh, that the proposed Ordinance be filed. The roll call on this motion showed:--Yeas--Councilmen Housh and Knox. Nays--Councilmen Simpson, Weggenman and Flowers. Absent--Councilman Fish and Mayor Benbough.

Thereupon, a motion was made by Councilman Weggenman, seconded by Councilman Simpson, to refer the proposed Ordinance to the City Manager, to bring in a report for next Tuesday's meeting. The roll call on this motion showed:--Yeas--Councilmen Simpson, Weggenman, Housh and Flowers. Nays--Councilman Knox. Absent--Councilman Fish and Mayor Benbough.

Petition of Burns Neon Company for permission to remodel a sign reading "Five Points" near the intersection of Moore Street and California Street was presented; together with recommendation for approval for this sign, provided the work is done in a safe substantial manner, from the Chief Building Inspector.

RESOLUTION NO. 72233, recorded in Book 63 of Resolutions, granting permission to Burn Neon Sign Co., 1125-30th Street, to change the existing sign at the intersection of Moore Street and California Street reading "Five Points", to a Neon type sign 3 X 30 feet in size; construction to be approved by the Inspection Department; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Pacific Beach Chamber of Commerce protesting against the closing of the Mission Beach Plunge was presented and read. Grace D. Howell spoke on the subject, representing the Pacific Beach Chamber of Commerce. Florence Chambers spoke relative to the need for an all-year plunge for San Diego.

On motion of Councilman Simpson, seconded by Councilman Knox, the communication was referred to the City Manager to contact interested parties, and report his findings to the Council.

Petition of the North Park Seventh Day Adventist Church, by F. C. Carrier, for permission to continue services in a tent on the corner of Lincoln Avenue and Ohio Street from September 7th to November 7th was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Petition of Esteban Rito for reinstatement of his pool hall license and card table license at 630 Market Street, was read; together with a report from the Police Department, approved by the City Manager.

A motion was made by Councilman Weggenman to adopt the recommendation of the Chief of Police; which motion lost for want of a second.

RESOLUTION NO. 72235, recorded in Book 63 of Resolutions, denying the petition of Esteban Rito, 630 Market Street, for reinstatement of pool hall license and card table license at the address mentioned, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Petition of the State Theatre for a passenger loading zone at 4712 El Cajon Boulevard was presented; together with recommendation for approval from the Traffic Commission.

RESOLUTION NO. 72236, recorded in Book 63 of Resolutions, granting the petition of the State Theatre, 4712 El Cajon Boulevard, for the establishment of a passenger loading zone; said zone to extend 45 feet east from a point on the curb which is in line with the prolongation of the west side of the entrance to this theatre; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of the San Diego Electric Railway Company for permission to erect a concrete shelter at Park Boulevard and University Avenue was presented; together with recommendation for approval from the Traffic Commission, and reports on the request from the Police Department, the City Engineer and the City Attorney. On motion the petition was referred to the City Attorney for preparation of the necessary papers.

Petition of Hans Osterwald for variance to restrictions at 3232 - 30th Street was presented; together with a recommendation from the Planning Commission that the request be denied, as under existing conditions an added unit would cause unnecessary crowding and poor housing.

RESOLUTION NO. 72237, recorded in Book 63 of Resolutions, denying the petition of Hans Osterwald, 3232 - 30th Street, for permission to remodel a present storage room into a small apartment on Lots U and V, M. Gurwell Subdivision, at the address mentioned, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Leo Freedman for variance to restrictions on Alberta Place was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72238, recorded in Book 63 of Resolutions, granting permission to Leo Freedman, 1720 Montecito Way, to erect a residence with a rear yard of 13 feet; with a side yard of 3 feet and a lot coverage of 40 per cent; on Lot 17, Alberta Addition; 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 Housh, adopted.

Petition of Paul J. Martin for a yard variance at 2779 Broadway was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72239, recorded in Book 63 of Resolutions, granting permission to Paul J. Martin to erect a garage to the side property line at 2779 Broadway, 60 feet back from the street on the east 40 feet of the west 210 feet of Pueblo Lot 1149; 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 Knox, seconded by Councilman Housh, adopted.

Petition of Andrew C. Davis et ux for variance to restrictions at 4245 - 10th Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72240, recorded in Book 63 of Resolutions, granting permission to Andrew C. Davis and Clara F. Davis, 4245 - 10th Avenue, to construct a 6-foot addition to an existing garage on Lots 10 and 11, Block 2, Fleischer's Addition, with a side yard of one foot; with a rear yard of 50 feet; and with a lot coverage of 40 per cent; not closer than 20 feet from the front property line; 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 Weggenman, adopted.

Petition of M. M. Jauregui for setback suspension at 4094 - 40th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72241, recorded in Book 63 of Resolutions, granting permission to M. M. Jauregui, 4094 - 40th Street, to build an addition to a residence 16 feet eight inches from the front line on Lots 47 and 48, Block 39, City Heights; 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 Rose M. Mayer for setback suspension at Willow and Lowell Streets was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 72242, recorded in Book 63 of Resolutions, denying the petition of Rose M. Mayer for permission to construct a residence with a 10-foot setback on Lowell Street, on the northeasterly fifty feet of Lots 11 and 12, Block 100, Roseville, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for closing portions of Palm Street, between India and State Street, was presented; together with a report from the City Engineer and a recommendation of the City Planning Commission that the request be denied.

RESOLUTION NO. 72243, recorded in Book 63 of Resolutions, denying the petition of property owners for the closing of a 15-foot strip on each side of Palm Street, between State Street and India Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Donald C. Burnham relative to a tentative subdivision map of Lot 55, Ex Mission Lands, at the southeast corner of 47th Street and Ocean View Boulevard, was presented; together with recommendations from the Acting City Engineer, the Director, Bureau of Sanitation, and the City Planning Commission.

On motion of Councilman Knox, seconded by Councilman Weggenman, the petition was referred to the City Attorney for preparation of resolutions adopting the recommendations of the interested City departments.

Petition of Property Owners for residential restrictions on E Street, between 30th and 31st Streets; to include members of the Caucasian Race only; was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

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Petition of residents for removal of a laundry from 3251 L Street was presented. Mrs. Mary Runkey regarding the operation of said laundry.

On motion of Councilman Knox, seconded by Councilman Weggenman, the petition was referred to the City Planning Commission.

Communication from Edward E. Rubin relative to the condition of streets north of the Amusement Center at Mission Beach was read; together with a letter from the City Manager reporting on paving proceedings now under way in this part of Mission Beach.

On motion of Councilman Weggenman, seconded by Councilman Housh, the communication was ordered filed, and Mr. Rubin notified of the Manager's report.

Communication from the Consolidated Aircraft Corporation relative to the opening of Water Street near the Corporation's buildings was read and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Manager for investigation.

Communication from the Civil Service Commission relative to the positions of Junior Engineer (Water Sanitation) and Boxing Instructor was read by unanimous consent; and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Attorney for preparation of the necessary papers.

Communication from the Mission Beach Chamber of Commerce relative to the need of extending the existing Seawall southerly to the Ocean Beach Bridge was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the Amphion Club and various individuals relative to the condition of buildings in Balboa Park was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the Traffic Commission recommending the revocation of taxicab driver's permit of Abel Harry Gelb was read. Abel Harry Gelb spoke relative to

his qualifications at a taxicab driver. On motion of Councilman Knox, seconded by Councilman Simpson, the matter was tabled for one week.

Communication from the Automobile Club of Southern California relative to a meeting to be held by the Street and Highway Survey Committee of California on September 25th and 26th, 1940, at Los Angeles, was presented.

RESOLUTION NO. 72244, recorded in Book 63 of Resolutions, referring to the City Manager with power to act the communication from the Automobile Club of Southern California, by Hal H. Hobson, District Manager, regarding the meeting of the California Street and Highway Survey Committee to be held in Los Angeles on September 25th and 26th, 1940, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Frederick G. Jackson relative to operating street cars on Kettner Boulevard was presented and on motion of Councilman Housh, seconded by Councilman Simpson, referred to the Traffic Commission.

Communication from the Associated General Contractors relative to construction projects contemplated by the City of San Diego with W.P.A. participation; and a procedure which permits sponsors to have W.P.A. projects performed by private contract; was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager. The City Clerk was requested to furnish copies of this communication to individual Councilmen.

Communication from the City Manager relative to the annual meeting of the International City Managers' Association to be held in Colorado Springs on September 23rd to 26th, 1940, was presented and read.

RESOLUTION NO. 72245, recorded in Book 63 of Resolutions, authorizing City Manager Fred A. Rhodes to attend the annual meeting of the International City Managers' Association in Colorado Springs on September 23rd to 26th, 1940; and authorizing the necessary expenses in connection with said trip; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Manager reporting on his visit to Sacramento relative to an appropriation for repairing San Dieguito Dam was presented and read.

RESOLUTION NO. 72246, recorded in Book 63 of Resolutions, referring to the Vice Mayor a communication from City Manager Fred A. Rhodes reporting on his recent visit to Sacramento relative to appropriation of State monies for repairing San Dieguito Dam, to write a letter to Governor Olson expressing the thanks of the Council and City Manager for his assistance, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Southeastern Chamber of Commerce requesting permission to hold a parade was presented; together with a communication from the City Manager stating that a permit was granted; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

At the request of Councilman Housh, the following ordinances were considered at this time; instead of the regular order of business:

ORDINANCE NO. 1933, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$124.74 out of the Payments Refundable Account for the relief and benefit of certain persons, 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, Knox and Flowers. Nays--None. Absent--Councilman Fish and Mayor Benbough.

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

Communication from the Legal Department transmitting a form of Ordinance prohibiting parking on Mission Boulevard, between Mission Bay Bridge and Pacific Beach Drive, was presented and ordered filed.

ORDINANCE NO. 1934, New Series, recorded in Book 48 of Ordinances, Regulating Traffic on Mission Boulevard, between the northerly end of Mission Bay Bridge and the southerly line of Pacific Beach Drive; and also on East Way and West Way, between the northerly line of San Fernando Place and the southerly line of Ventura Place, in the City of San Diego, California; and providing a penalty for the violation thereof; 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, Knox and Flowers. Nays--None. Absent--Councilman Fish and Mayor Benbough.

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

Communication from the Harbor Commission recommending the cancellation of tideland lease with B. H. Prentice was presented and ordered filed.

ORDINANCE NO. 1935, New Series, recorded in Book 48 of Ordinances, terminating the Tideland Lease between the City of San Diego and B. H. Prentice, executed on the 23rd day of October, 1930, 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, Knox and Flowers. Nays--None. Absent--Councilman Fish and Mayor Benbough.

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

Communication from the Harbor Department transmitting a form of Ordinance authorizing the transfer of a tideland lease from J. Van Houten to D. D. Williams was

presented and ordered filed.

ORDINANCE NO. 1936, New Series, recorded in Book 48 of Ordinances, authorizing the transfer by J. Van Houten of the lease owned by said J. Van Houten of a certain portion of the tidelands of the bay of San Diego to D. D. Williams, 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, Knox and Flowers. Nays--None. Absent--Councilman Fish and Mayor Benbough.

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

A proposed ordinance adopting an amendment to the "Major Street Plan for the City of San Diego," as adopted by Ordinance No. 13116, approved January 26, 1931, particularly affecting Belt Street and Colton Avenue, was presented; and on motion of Councilman Knox, seconded by Councilman Simpson, a hearing on the proposed ordinance was set for Tuesday, September 24th, 1940, at the hour of 10:00 o'clock A.M.

A proposed ordinance incorporating portions of Mission Valley, in the City of San Diego, California, into "R-1A" Zone and "R-C" Zone, as defined by Ordinance No. 8924 of the Ordinances of said City, and amendments thereto, and repealing Ordinances Nos. 12988, approved October 20, 1930; 12990, approved October 20, 1930; 13457, approved February 15, 1932; 13594, adopted August 15, 1932; 85 (New Series), adopted February 6, 1933; and 190 (New Series), adopted March 27, 1933; insofar as the same conflict therewith, was presented; and on motion of Councilman Knox, seconded by Councilman Simpson, a hearing on the proposed ordinance was set for Tuesday, October 1st, 1940, at the hour of 10:00 o'clock A.M.

A proposed ordinance establishing Architectural Control upon exterior designs of buildings to be erected in a portion of Mission Valley, in the City of San Diego, California, was presented; and on motion of Councilman Knox, seconded by Councilman Simpson, a hearing on the proposed ordinance was set for Tuesday, October 1st, 1940, at the hour of 10:00 o'clock A.M.

At this time Councilman Housh was excused, and left the Council Chamber.

By unanimous consent, a communication from the City Attorney submitting a resolution terminating the lease of Honor Willan in Ex Mission Lot 13 was presented and ordered filed.

RESOLUTION NO. 72247, recorded in Book 63 of Resolutions, cancelling and terminating the lease with Honor Willan on 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, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Marion T. Gordon et al. for permission to erect a tent for a food show on the southeast corner of Menlo Avenue and El Cajon Blvd. was presented by unanimous consent.

RESOLUTION NO. 72234, recorded in Book 63 of Resolutions, granting permission to Marion T. Gordon and Wallace R. Johnson, co-partners, to erect a tent for a food show on the southeast corner of Menlo Avenue and El Cajon Blvd.; said tent to be used from September 23rd to 30th, 1940, in connection with the opening of a new store at this location, and used for displaying food supplies; the size of the tent to be 37 feet by 65 feet; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72248, 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 12, 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. 1812, 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 Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 72249, recorded in Book 63 of Resolutions, for 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, 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 the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, was presented and ordered filed.

RESOLUTION NO. 72250, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, as described in Resolution of Intention No. 71760, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving 36th Street, between Adams Avenue and Mountain View Drive, was presented and ordered filed.

RESOLUTION NO. 72251, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the portion of 36th Street lying between Adams Avenue and Mountain View Drive, as described in Resolution of Intention No. 71811, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72252, 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, University Heights, and a portion of Polk Avenue, under Resolution of Intention No. 71109, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.



RESOLUTION NO. 72253, 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, Wilshire Place, under Resolution of Intention No. 71252, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72254, recorded in Book 63 of Resolutions, ordering the work of paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, as described in Resolution of Intention No. 72037, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION ORDERING WORK NO. 72255, recorded in Book 63 of Resolutions, for closing the northwesterly 10.00 feet and the southeasterly 10.00 feet of Bandini Street, in the City of San Diego, between the northeasterly line of La Jolla Avenue and the southwesterly line of California Street, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72256, 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 44th Street, between the north line of El Cajon Boulevard and the north line of Orangewood, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72257, 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 190, San Diego Land and Town Company's Addition, between the northwesterly line of Sampson Street and the southeasterly line of Evans Street, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72258, recorded in Book 63 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for paving and otherwise improving the north and south Alley in Block 46, W. P. Herbert's Subdivision, between the south line of Meade Avenue and the north line of the east and west alley in said Block 46, W. P. Herbert's Subdivision, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72259, recorded in Book 63 of Resolutions, determining that owners of 15% of the area of the proposed district to be assessed for the paving and otherwise improving of Polk Avenue, between the westerly line of Arizona Street and the easterly line of Louisiana Street, have not demanded an investigation and report under the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; 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 Knox, adopted.

RESOLUTION NO. 72260, recorded in Book 63 of Resolutions, determining that owners of more than 15% of the area of the assessment district for the proposed paving and otherwise improving of Euclid Avenue, between the northerly line of El Cajon Boulevard and the southerly line of Monroe Avenue, did by their return post cards demand the making of the investigation and report 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 Knox, adopted.

RESOLUTION NO. 72261, recorded in Book 63 of Resolutions, determining that owners of more than 15% of the area of the assessment district for the proposed paving and otherwise improving of the Alley in Block 83, City Heights, between the north line of Dwight Street and the south line of Landis Street, did by their return post cards demand the making of the investigation and report 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 Knox, adopted.

RESOLUTION NO. 72262, recorded in Book 63 of Resolutions, determining that the assessment hereafter to be made, covering the cost and expenses of the work of paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 72037, shall be made and signed by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72263, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 72037, 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 Knox, adopted.

RESOLUTION NO. 72264, 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 Garrison Street and Evergreen Street, as particularly described in Resolution of Intention No. 71582, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, submitting form of resolution authorizing an application to the District Supervisor of the Internal Revenue Service of the United States Treasury Department for permit for the withdrawal of alcohol free of tax for use by the City of San Diego in the chemical laboratory of the Water Department, was presented and ordered filed.

RESOLUTION NO. 72265, recorded in Book 63 of Resolutions, authorizing and

empowering Paul Beerman, Assistant Engineer in the Water Department, Division of Development and Conservation, to make application to the District Supervisor of the Internal Revenue Service of the Treasury Department of the United States for a permit for the withdrawal of alcohol, free of tax, for use by the City of San Diego, under Title III of the National Prohibition Act; said alcohol to be stored in the chemical laboratory of the Water Department, Division of Development and Conservation, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Attorney relative to the employment of O'Melveny & Myers, Los Angeles, as special bond counsel to advise and pass upon the bond election procedure, furnish a validating opinion, etc., was read and ordered filed.

RESOLUTION NO. 72266, recorded in Book 63 of Resolutions, retaining the law firm of O'Melveny & Myers, Los Angeles, California, as special bond counsel for the purpose of advising and approving the bond election procedure as it progresses, and rendering the final validating opinion required by purchasers of municipal bonds; a Special Municipal Election having been called, to be held November 5, 1940, for the purpose of submitting to the electors the proposal of incurring a bonded indebtedness of \$1,300,000.00 for the purpose of improving and extending the water distribution system, and the proposal of incurring a bonded indebtedness of \$3,000,000.00 for the purpose of building San Vicente Dam and pipe line, and other purposes connected therewith; and determining that the compensation payable to said law firm for said services shall be paid out of the moneys heretofore appropriated in the Annual Appropriation Ordinance for election purposes; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72267, recorded in Book 63 of Resolutions, approving for payment the Bills submitted by the San Diego Symphony Orchestra Association in the sum of \$589.79, incurred in connection with the Midsummer Nite Symphonies conducted in the Ford Bowl in Balboa Park, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the allocation setup in the Advertising and Publicity Fund of the City of San Diego for the fiscal year 1940-41; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72268, 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 of an option to purchase the southeast quarter of Lot 43 of Horton's Purchase, according to Map No. 283 of a portion of the Ex-Mission Lands of San Diego, commonly known as Horton's Purchase, heretofore deeded for delinquent taxes and assessments to the State of California, under and in pursuance of 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 \$500.00; and repealing Resolution No. 72229, adopted September 10th, 1940; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Engineer, approved by the City Manager, requesting authorization the purchase of Parcel 17 of Washington Street Extension Project; was presented and ordered filed.

RESOLUTION NO. 72269, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase Lots 1 and 2, Block 182, University Heights, in the City of San Diego, according to the Amended Map thereof made by G. A. d'Hemecourt, for the sum of \$200.00 plus any escrow charges or incidental expenses in connection with the acquisition of said real property, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, requesting authorization to purchase Parcel 21 of Washington Street Extension Project; was presented and ordered filed.

RESOLUTION NO. 72270, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase portions of Lots 34, 35, 36 and 37, Block 182, University Heights, in the City of San Diego, according to the Amended Map thereof made by G. A. d'Hemecourt, for the sum of \$1150.00, plus any escrow charges or incidental expenses in connection with the acquisition of said real property, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72271, recorded in Book 63 of Resolutions, cancelling and terminating the contract let to a bench advertising agency, consisting of J. M. Taylor and George M. Peace, dated January 4th, 1935, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72272, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to enter into a contract with B. J. Primmer, for the installation and maintenance of reinforced concrete benches upon the public streets and other places in the City of San Diego, and for the leasing or selling of advertising space on said benches, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72273, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to enter into a lease with Earl S. Lovett and Mary L. Fletcher Mack, for the leasing of the Fletcher-Lovett Building located at 9th and E Streets, for a period of two years commencing September 1st, 1940; at a monthly rental of \$600.00; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72274, recorded in Book 63 of Resolutions, accepting the deed of the Western Investment Company, 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 the Chairman invited Walter Cooper to speak in connection with public utilities rates. Mr. Cooper explained proposed rate reductions for Gas and Electric service in San Diego, to be effective as of November 1st, 1940.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, 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, September 24th, 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 Housh, Fish, Flowers and Mayor Benbough.  
 Clerk----Fred W. Sick.  
 Absent---Councilmen Simpson, Weggenman and Knox.

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, September 17th, 1940, were approved without reading.

At this time Councilmen Weggenman and Knox 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 Siesta Drive, between 55th Street and Cajon Terrace, westerly termination; Madison Avenue, between 55th Street and Cajon Terrace, westerly termination; and Cajon Way, between Madison Avenue and Siesta Drive; under Resolution of Intention No. 71938, 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. 323227.

Griffith Company; accompanied by a bond from National Surety Corporation; which bid was given Document No. 323228.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 323229.

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

RESOLUTION NO. 72275, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to report to the Council on the net cost of paving Siesta Drive, Madison Avenue and Cajon Way, based on the bids received September 24, 1940, exclusive of water service and sewer service, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed installation of cast iron water main, and appurtenances, in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and in Broadway, between 41st Street and 42nd Street; under Resolution of Intention No. 72070, 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. All interested persons having been heard, and no protestants having appeared, on motion of Councilman Knox, 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 of protests against the proposed paving of Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, under Resolution of Intention No. 72071, the Clerk reported that a written protest had been received, from Brock-Brady Co., which was read. Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. All interested persons having been heard, and no protestants having appeared, on motion of Councilman Housh, seconded by Councilman Fish, RESOLUTION NO. 72276, recorded in Book 63 of Resolutions, overruling and denying the protest of Brock-Brady Co., by Roland S. Brock, President, filed in the office of the City Clerk on September 23, 1940, under Document No. 323176, against the proposed paving and otherwise improving of Arthur Avenue, under Resolution of Intention No. 72071; and overruling and denying all other protests; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Thereupon, 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 appeals from the City Engineer's assessment 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, under Resolution of Intention No. 71344, 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. 72277, recorded in Book 63 of Resolutions, confirming the City Engineer's Assessment No. 1707, for the paving and otherwise improving of the Alley in Block C, Altadena, under Resolution of Intention No. 71344, and authorizing the City Engineer to attach his warrant thereto and

record the same in the manner and form required 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 appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard, under Resolution of Intention No. 71007, 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. 72278, recorded in Book 63 of Resolutions, confirming the City Engineer's Assessment No. 1706, for the paving and otherwise improving of the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, under Resolution of Intention No. 71007; and authorizing the City Engineer to attach his warrant thereto and record 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 of protests against the proposed 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, under Resolution of Intention No. 72127, 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. 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 of protests against the proposed paving and otherwise improving of the Northwesterly and southeasterly 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, between the northeasterly prolongation of the northwesterly line of Lot 38 and the northeasterly prolongation of the northwesterly line of Lot 40, Block 72, Ocean Beach; under Resolution of Intention No. 72129, 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. All interested persons having been heard, and no protestants having appeared, on motion of Councilman Weggenman, seconded by Councilman Fish, the proceedings were referred to the City Attorney.

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 time set for hearing relative to a proposed ordinance adopting an amendment to the "Major Street Plan for the City of San Diego," as adopted by Ordinance No. 13116, approved January 26, 1931, particularly affecting Belt Street and Colton Avenue, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, an Ordinance adopting an amendment to the "Major Street Plan for the City of San Diego," as adopted by Ordinance No. 13116, approved January 26, 1931, particularly affecting Belt Street and Colton 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, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, 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.

At this time a majority of the members of the Council signed:  
Bond of B. J. Primmer, d.b.a. The San Diego Seat Advertising Company.  
Bond of Joseph W. Brennan as Port Director.

Petition of John W. Rice, Jr. for zone variance on Juan Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72279, recorded in Book 63 of Resolutions, granting permission to John W. Rice, Jr. 3721 Albatross Street, to construct a single-family residence on the northeast half of the southeast half of Lot 2, Block 519, Old San Diego, on a parcel of ground 65 feet by 112.5 feet; provided that the owner grant an easement to the City of San Diego of five feet to widen Juan Street; and granting a variance to the restrictions of Ordinance No. 12990 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of R. I. Officer for zone variance in Mission Valley was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72280, recorded in Book 63 of Resolutions, granting permission to R. I. Officer and Elsie S. Officer, Route 2, Box 190, San Diego, to construct a single-family residence on a portion of Pueblo Lot 1110 (portion 103 feet by 400 feet); and granting a variance to the restrictions of Ordinance No. 148, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Union Oil Company of California for setback suspension at Canon and Rosecrans Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72281, recorded in Book 63 of Resolutions, granting permission to Union Oil Company of California, Lessor, Union Oil Building, Los Angeles, California, to erect a service light standard on Lots 1, 2, 3, 4, Block 5, New Roseville, not closer to the property line on Rosecrans Street than 0 feet; and suspending the provisions of setback Ordinance No. 773, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Mrs. J. Esquera for reinstatement of Pool Hall and Tobacco License covering 630 Market Street was presented and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager and the Chief of Police.

The application of Tony Covina for permission to conduct a dance on premises where intoxicating liquor is sold at 4693 University Avenue was presented; together with a recommendation from the Chief of Police, approved by the City Manager, that the request be denied. On motion of Councilman Fish, seconded by Councilman Housh, the matter was postponed for one week.

Petition of the State Convention Committee of the C.I.O. for a permit to hang a banner across Broadway, between Third and Fourth Avenues, during a convention in San Diego on October 4th, 5th and 6th, 1940, was presented.

RESOLUTION NO. 72282, recorded in Book 63 of Resolutions, denying the petition of San Diego Industrial Union Council Congress for Industrial Organization, 852 8th Avenue, by Dorothy Tiller, Chairman State Convention Committee, for permission to hang a 5½ foot by 75 foot banner on Broadway between Third and Fourth Avenues, during the C.I.O. Convention in San Diego on October 4th, 5th, and 6th, 1940, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of Property Owners for paving the Alley in Block 66, University Heights, was presented; together with recommendation for approval from the City Engineer, approved by the City Manager, stating that the petition bears signatures of 58.3% of the frontage property owners.

RESOLUTION NO. 72283, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 66, University Heights, contained in Document No. 322865; type of pavement to be 6" cement concrete; and directing the City Engineer to submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from Mr. and Mrs. A. Rutquist relative to a disturbance at 1725 Union Street was presented and read; together with reports from the Police Department, approved by the City Manager. On motion of Councilman Weggenman, seconded by Councilman Fish, all papers on the subject were ordered filed; copies of the Police Department reports to be sent Mr. and Mrs. A. Rutquist.

Communication from Senator Ed Fletcher relative to selecting a site for the Cabrillo Statue was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the Mission Beach Chamber of Commerce favoring the present operation of the Mission Beach Amusement Center was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager and the special committee on operations at Mission Beach Amusement Center.

Communication from the Mission Beach Chamber of Commerce, contained in Document No. 323178, favoring the present operation of Mission Beach Amusement Center, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager and the special committee on operations at Mission Beach Amusement Center for a detailed report on the cost and revenue situation at said amusement center.

Communication from the Encanto P.T.A. protesting against the closing of the Mission Beach Plunge was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the City Planning Commission recommending that the City Manager make an application for Federal funds for the construction of Harbor Drive was presented.

RESOLUTION NO. 72284, recorded in Book 63 of Resolutions, authorizing the City Manager to make application to the appropriate Federal authorities for funds with which to construct Harbor Drive, which will connect the several military establishments in the City; as recommended by the City Planning Commission in Document No. 323162; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, relative to easements for the extension of Euclid Avenue was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of a portion of Lot 5 in Pueblo Lot 1105 for drainage purposes for the sum of \$150.00 was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for preparation of the necessary papers.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of portions of Lots 10, 11 and 12, and all of Lot 17, in Block 79, Ocean Beach, for recreational purposes, for the sum of \$500.00, was read and on motion of Councilman Fish, seconded by Councilman Simpson, referred to the City Attorney for preparation of the necessary papers.

Communication from the City Engineer, approved by the City Manager, recommending condemnation proceedings to acquire easements for a drain pipe and appurtenances in Talmadge Park Unit Three, was presented.

A motion was made by Councilman Fish, seconded by Councilman Flowers, to approve the City Engineer's recommendation. No vote was taken on this motion.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, the communication was tabled for one week; and the papers were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing relative to a proposed ordinance prohibiting trespass upon, and loitering about, certain classes of property, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Housh, seconded by Councilman Weggenman, the proposed ordinance was referred to the City Attorney for further attention, and for a report to be furnished for the next regular meeting of the Council.

By unanimous consent, RESOLUTION NO. 72285, recorded in Book 63 of Resolutions, recommending and approving the changes proposed by the Atchison, Topeka & Santa Fe Railway Company for removal of railroad crossing gates from Market Street, at India Street; and installing in lieu thereof three standard warning signals with automatic flashlights, commonly designated as "wig wag" signals; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

By unanimous consent, communication from the Traffic Commission recommending revocation of the taxicab driver's permit of Abel Harry Gelb was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the Traffic Commission, with the suggestion that a hearing be held, based on information presented to the Council.

RESOLUTION NO. 72286, recorded in Book 63 of Resolutions, referring back to the Traffic Commission the communication bearing Document No. 323063, recommending the revocation of the taxi driver permit of Abel Harry Gelb, with the suggestion that a hearing be held, based on information presented to the City Council; and that Mr. Gelb be notified of such hearing so that he may present his case to the Commission; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Manager recommending a cooperative agreement with the County Board of Supervisors for the improvement of Birch, Delta, 39th and Woden Streets; the City to furnish the oil, provided the County will furnish the labor and equipment for mixing the oil with earth; the money to purchase the oil to be provided to the City by the property owners; was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Attorney for the proper form of resolution.

RESOLUTION NO. 72287, 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 of the Alley in Block 169, University Heights, under Resolution of Intention No. 74184, 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 Midway Drive Lighting District No. 1, was presented and ordered filed.

RESOLUTION NO. 72288, recorded in Book 63 of Resolutions, awarding to the San Diego Gas and Electric Company the contract for furnishing electric current for Midway Drive Lighting District No. 1, for the period ending September 30, 1941, 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 the paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, was presented and ordered filed.

RESOLUTION NO. 72289, recorded in Book 63 of Resolutions, awarding to Griffith Company, a corporation, the contract for paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71874, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72290, 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 of electric current for the lighting of Adams Avenue Lighting District No. 1, for the period ending August 27, 1941, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72291, 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 the lighting of El Cajon Boulevard Lighting District No. 1, for the period ending November 30th, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72292, recorded in Book 63 of Resolutions, for closing all that portion of Remley Place lying within the boundaries of Lot 1, Block D, La Jolla Country Club Heights, according to the Map thereof No. 1975, on file in the office of the County Recorder of San Diego County, California, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72293, recorded in Book 63 of Resolutions, for paving and otherwise improving Florence Street, between the east line of 37th Street and the west line of 38th Street; approving the City Engineer's Report and fixing time and place for hearing thereon; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72294, 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 Ivy Street, between the west line of Bancroft Street and the west line of 33rd Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72295, recorded in Book 63 of Resolutions, for closing those portions of Hampton Court, Valle Court, Holly Court, Martin Court, Greely Court and portions of 29th Street, particularly described in said Resolution, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72296, recorded in Book 63 of Resolutions, for closing the Alley in Block 4, La Mesa Colony, according to map thereof No. 346, filed in the office of the County Recorder of San Diego County, California, between the east line of 68th Street, as it now exists, and the west line of 69th Street, as it now exists, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72297, 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 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 Knox, adopted.

RESOLUTION NO. 72298, 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 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, in the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72299, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted; suspending the provisions of Sections 3(E)5 and 3(J)6 of the Subdivision Ordinance No. 1025, (New Series) on a proposed subdivision to be known as "Vista Bonita", to permit:

- (a) Waiver of requirement of a twenty (20) foot alley in rear of lots.
- (b) Lots fronting on Forty-seventh Street to have a depth of less than one hundred twenty-five (125) feet.

RESOLUTION NO. 72300, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted; approving the tentative map of a proposed subdivision to be known as "Vista Bonita", subject to the following conditions:

- (1) Grading of streets, installation of water and sewer mains, as recommended by the City Engineer and the Health Department.
- (2) Dedication of portions of the property for Ocean View Boulevard and Forty-seventh Street, in conformity with the Major Street Plan, as shown on the map.
- (3) Providing of the twelve (12) foot easement, as shown on the tentative map, through Blocks 1 and 2.

RESOLUTION NO. 72301, recorded in Book 63 of Resolutions, accepting the terms and conditions of that certain revocable permit from the United States of America granting to The City of San Diego permission to construct and maintain a right of way 200 feet in width through the Naval Training Station and Marine Corps Base, at San Diego, in the approximate location shown on photostatic copy of P. W. O. Drawing No. ND11/N1-13(13), attached to said permit; and authorizing the Mayor and City Clerk to execute on behalf of The City of San Diego the acceptance form attached to said permit; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72302, recorded in Book 63 of Resolutions, accepting the deed of Vernon R. Dennis and Linna B. Dennis, 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. 72303, recorded in Book 63 of Resolutions, accepting the deed of Harry C. Van Buren and Mabel E. Van Buren, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending that \$10,000.00 be appropriated from the Sutherland Dam Bond Fund for the purchase of lands, rights of way and options necessary and desirable in connection with the construction of the Sutherland project, was presented and ordered filed.

ORDINANCE NO. 1937, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$10,000.00 from the Sutherland Dam Bond Fund of the City of San Diego, for the purpose of providing funds for the purchase of lands, rights of way and options in connection with the construction of the Sutherland Project, 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.

ORDINANCE NO. 1938, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$5000.00 out of the Street Improvement Fund of the City of San Diego for the purpose of purchasing material, renting equipment and hiring labor for repair and maintenance of streets in said City, 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 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. 1939, New Series, recorded in Book 48 of Ordinances, establishing a schedule of compensation for the position of Boxing Instructor in the Playground and Recreation Department of the City, and for the position of Junior Engineer (Water Sanitation), in the Water Department, Division of Development and Conservation of said City, 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 Flowers, 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. 1940, New Series, recorded in Book 48 of Ordinances, creating and establishing certain positions in the service of the City of San Diego, and establishing titles therefor; and repealing Ordinance No. 1611 (New Series), Adopted June 13, 1939, 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 Weggenman, 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. 1941, New Series, recorded in Book 48 of Ordinances, changing the names of certain streets and public ways, or portions thereof, in the City of San Diego, California; and naming a certain unnamed alley and certain unnamed streets in said City; 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 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. 1942, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 164, Mission Beach, in the City of San Diego, California, between the easterly line of Strandway and the westerly line of Mission 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 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. 1943, New Series, recorded in Book 48 of Ordinances, establishing the grade of Dickens Street, in the City of San Diego, California, between the southeasterly line of Scott Street and a line drawn parallel to and distant 200.00 feet southeasterly from the southeasterly line of Scott 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, 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. 1944, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 5, Wilshire Place, in the City of San Diego, California, between the south line of Meade Avenue and the north line of El Cajon Boulevard, 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 Weggenman, 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. 1945, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 234, Mission Beach, in the City of San Diego, California, between the easterly line of Mission Boulevard and its easterly termination, was on motion of Councilman Weggenman, 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.

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

  
Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fote DEPUTY.



REGULAR MEETING,  
Chamber of the Council of the City of San Diego, California,  
Tuesday, October 1st, 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 Knox, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, September 24th, 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 Date Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street, under Resolution of Intention No. 71986, 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. 323370.

V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 323371.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 323372.

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 Roseville Lighting District No. 1, for the period ending October 14, 1941, 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 Gas and Electric Company and was given Document No. 323373.

Thereupon, on motion of Councilman Weggenman, 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 hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of the Alley in Block 37, Amended Map of City Heights, between the north line of University Avenue and the south line of Polk 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, 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 of protests against the proposed construction of a cement concrete sewer main and appurtenances in a portion of Elizabeth Street, between the north line of T Street and the south line of Ocean View Boulevard; and in a portion of Ocean View Boulevard, between the northerly prolongation of the east line and the west line of Elizabeth Street; under Resolution of Intention No. 72175, 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. 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 protests against the furnishing of electric current for Pacific Highway Lighting District No. 1, for the period ending November 4, 1941, 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, RESOLUTION NO. 72304, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Pacific Highway Lighting District No. 1, 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 on a proposed Ordinance establishing Architectural Control upon exterior designs of buildings to be erected in a portion of Mission Valley, in the City of San Diego, California, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1946, New Series, recorded in Book 48 of Ordinances, establishing architectural control upon exterior designs of buildings to be erected in a portion of Mission Valley, in the City of San Diego, California, 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 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.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance incorporating portions of Mission Valley, in the City of San Diego, California, into "R-1A" Zone and "R-C" Zone, as defined by Ordinance No. 8924; and repealing certain conflicting ordinances; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1947, New Series, recorded in Book 48 of Ordinances, incorporating portions of Mission Valley, in the City of San Diego, California, into "R-1A" Zone and "R-C" Zone, as defined by Ordinance No. 8924 of the Ordinances of said City, and amendments thereto, and repealing Ordinances Nos. 12988, approved October 20, 1930; 12990, approved October 20, 1930; 13457, approved February 15, 1932; 13594, adopted August 15, 1932; 85 (New Series), adopted November 21, 1932; 148 (New Series), adopted February 6, 1933; and 190 (New Series), adopted March 27, 1933; insofar as the same conflicts therewith, 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 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.

Petition of Tony Covina for a license to conduct public dance on premises where intoxicating liquor is sold at 4693 University Avenue was presented; together with a recommendation from the Police Department, approved by the City Manager, that the request be denied.

RESOLUTION NO. 72305, recorded in Book 63 of Resolutions, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted; setting a conference relative to the petition of Tony Covina for a license to conduct public dance on premises where intoxicating liquor is sold at 4693 University Avenue; said conference to be attended by the Council, the Chief of Police and the Social Welfare Director.

Petition Of Union Title Insurance & Trust Company for variance to restrictions for a rear yard variance in Yacht Club Terrace was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72306, recorded in Book 63 of Resolutions, granting permission to the Union Title Insurance and Trust Company to erect a single-family residence on Lot 9, Yacht Club Terrace, with a side yard of five feet, a rear yard of ten feet and a lot coverage of forty 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 Housh, adopted.

Petition of Jessie B. Sweet for variance to restrictions at 311 West Robinson Avenue, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72307, recorded in Book 63 of Resolutions, granting permission to Jessie B. Sweet, 1744 - 2nd Avenue, to remodel a cottage on the north 33.33 feet of the east 90 feet of Lot 24, Block 7, Cleveland Heights, with a side yard of 3 feet, a rear yard of 6½ feet and 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 Weggenman, seconded by Councilman Housh, adopted.

Petition of Margo E. Miller and Rudolf Grah for setback suspension at Thorn and Boundary Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72308, recorded in Book 63 of Resolutions, granting permission to Rudolph Grah and Margo E. Miller to erect a residence on Lots 1 to 3, Block D, Montclair, not closer to the property line on Boundary Street than 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 M. M. Brown and Estella Cardozo for setback suspension on Garrison Street was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72309, recorded in Book 63 of Resolutions, granting permission to M. M. Brown, by Estella Cardozo, to erect a residence on Lots 1 and 2, Block 65, Roseville, on the existing foundation, not closer to the property line on Garrison Street than nine 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 Simpson, adopted.

Petition of John W. Percival and Thelma B. Percival for setback suspension on Pacific Highway was presented; together with a recommendation from the City Planning Commission.

RESOLUTION NO. 72310, recorded in Book 63 of Resolutions, granting permission to John W. Percival and Thelma B. Percival to erect pump island and pumps in connection with a service station, on Lots 1 and 2, (Except railway right-of-way), Block 251, Middletown, not closer to the property line on Pacific Highway than 12.5 feet; and suspending the provisions of Setback Ordinance No. 401, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Mary A. Riling for zone variance on Pringle Street was presented; together with a communication from the City Planning Commission stating that five members of said Commission voted to approve, and two members voted against granting the request.

RESOLUTION NO. 72311, recorded in Book 63 of Resolutions, granting permission to Mary A. Riling, 1702 West Washington Street, to remodel the triplex dwelling on Lots 7, 8, 9 and 10, Block 87, Middletown Addition, by the addition of a new entrance on the front of said dwelling; and granting a variance to the restrictions of Ordinance No. 12990 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of Grace W. Pease for zone variance to divide property in Golden Park was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72312, recorded in Book 63 of Resolutions, granting permission to Grace W. Pease, 3221 Lucinda Street, to erect two residences and garages on Lots 15 and 16, Block 3, Golden Park; one residence to be located on the corner lot, 80 feet by 100 feet; one residence to be located on the interior lot, 60 feet by 100 feet; 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 permission was granted on the following conditions:

(1) That no garage be built on the northerly 80 feet of Lot 15 closer to Lot 14 than 20 feet.

(2) That the Planning Commission pass upon the exterior design of the building, prior to the issuance of a building permit.

Petition of H. F. Harrington for zone variance on 67th Street was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 72313, recorded in Book 63 of Resolutions, denying the petition of H. F. Harrington, 5045 - 67th Street, for variance to the restrictions of Ordinance No. 13558 on Lot B, La Mesa Colony, for erecting and operating a commercial chicken range with 2,000 chickens, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Bekins Van & Storage Company for zone variance on El Cajon Boulevard was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72314, recorded in Book 63 of Resolutions, granting permission to Bekins Van & Storage Company, 1202 Kettner Boulevard, to erect and operate a storage warehouse and canopy for merchandise and household goods on the South 53.65 feet of the North 153.65 feet; and the West 79.67 feet of the North 100 feet of Lot 2, Block J, Teralta; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of Reuther Equipment and Paint Company, et al., favoring the adoption of an ordinance regulating the installation, repairing, etc., of gasoline meter pumps and piping, was presented and read.

A motion by Councilman Fish to refer the petition to the City Manager was later withdrawn.

RESOLUTION NO. 72315, recorded in Book 63 of Resolutions, referring to the City Attorney for a report on the present regulations, the petition of Reuther Equipment & Paint Company, et al., for enactment of an ordinance requiring that installation, repairing, adjustment and testing of gasoline meter pumps and connecting piping shall be done only by competent workmen having qualifications established by examination, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of the La Jolla Federal Savings & Loan Assn. for changing the name of Outlook Drive to Rhoda Road was presented; together with a recommendation from the City Planning Commission that the name be changed to Rhoda Drive, and similar recommendations from the City Engineer and the Chief of the Fire Department.

RESOLUTION NO. 72316, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present to the Council an ordinance changing the name of Outlook Drive in La Jolla to Rhoda Drive, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of the Park Manor Hotel Apartments for permission to maintain a sun room constructed on the roof garden of the Park Manor Hotel was presented; together with a report from the Chief Building Inspector, approved by the City Manager, stating that this construction is in direct violation of the State Housing Act, as the Park Manor Hotel was originally a limit height building, and no structure can be placed on the roof. After reading the report, the documents were ordered filed on motion of Councilman Simpson, seconded by Councilman Housh.

Petition of Cole Brothers Circus, by W. J. Lester, Agent, for permission to erect and operate a tent, with a seating capacity of approximately 4000, using special electrical wiring and equipment, at the foot of Market Street, on October 19th and 20th, 1940, was presented; together with recommendations from the Chief Building Inspector, the Fire Department and the City Electrical Inspector, approved by the City Manager.

RESOLUTION NO. 72317, recorded in Book 63 of Resolutions, granting permission to Cole Brothers Circus, by W. J. Lester, Agent, to erect and operate a tent, with a seating capacity of approximately 4000, using their own electrical wiring and equipment, at the foot of Market Street, on October 19 and 20, 1940, providing the circus is safely operated and properly equipped; subject to inspection and approval before being opened to the public, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

By unanimous consent, communication from the City Engineer, approved by the City Manager, reporting on bids received for the paving and otherwise improving of Siesta Drive, Cajon Way and Madison Avenue was presented and ordered filed.

A special report from the City Engineer, approved by the City Manager, directed by Resolution No. 72275, reporting on costs per square foot for grading, sub-grading and paving Siesta Drive, Cajon Way and Madison Avenue, based on bids received September 24, 1940, incidental costs not included, was read and ordered filed.

RESOLUTION NO. 72318, recorded in Book 63 of Resolutions, awarding to Griffith Company, a corporation, at the prices named in its bid, the contract for paving and otherwise improving of Siesta Drive, Madison Avenue and Cajon Way, under Resolution of Intention No. 71938, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

At this time a majority of the members of the Council signed the sidewalk license bond of F. E. Young.

Communication from G. Hamilton Hammon relative to the condition of 5th Avenue, between Ash and Beech Streets, was presented; together with a report from the City Manager stating that needed repair work has been completed, which was read and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from the Mission Beach Chamber of Commerce relative to the need for extending the existing seawall southerly to the Ocean Beach Bridge was presented; together with a report from the Assistant City Engineer, approved by the City Manager.

RESOLUTION NO. 72319, recorded in Book 63 of Resolutions, referring to the City Attorney and City Engineer for further study papers relative to the possible construction of a seawall in Mission Beach from Balboa Court to the Ocean Beach Bridge, and for the purpose of establishing the location for such a seawall extension, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the Mission Beach Junior Women's Club recommending that the swimming pool at the Mission Beach Amusement Center be kept open was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from the North Park Coordinating Council relative to closing the Mission Beach Swimming Pool and the Pool in Balboa Park was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager.

Communication from Sunset Cliffs Improvement Assn. relative to conditions in the Sunset Cliffs Area was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Sunset Cliffs Improvement Assn. relative to the need of street markers in the Sunset Cliffs District was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

Communication from the Hillcrest Business Assn. commending the Council on the progress of the Washington Street Extension project was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from Walter S. Lieber suggesting that the Stars and Stripes be flown on top of the branch City Hall in La Jolla was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Protest of Dr. Lloyd Thompson against the present ordinance licensing dogs was read and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

Communication from the Central Hanover Bank and Trust Company offering to act as paying agent for City of San Diego Bonds was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager and the City Attorney.

Communication from the County Surveyor requesting easements over certain City property in Rancho El Cajon was read and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Attorney.

Communication from the City Attorney transmitting a report from Walter W. Cooper on re-financing of the San Diego Gas and Electric Company was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the City Attorney relative to a proposed Ordinance Prohibiting Trespass upon, and Loitering about, certain classes of property was read and on motion ordered filed; together with draft of such an ordinance contained in Document No. 322435.

Mr. Edward Pierce spoke, requesting that the amendment submitted by the A. F. L. be incorporated in the proposed Ordinance.

All interested persons having been heard, ORDINANCE NO. 1948, New Series, Prohibiting Trespass upon and Loitering about, certain classes of property; and providing a penalty for violation of said Ordinance; 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 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.

Communication from the Zoological Society of San Diego requesting a conference was presented.

RESOLUTION NO. 72320, recorded in Book 63 of Resolutions, authorizing and requesting Mayor P. J. Benbough to set a conference to be attended by the Mayor and members of the City Council, and a committee not to exceed three members of the Veterans of Foreign Wars, and a committee not to exceed three members of the Zoological Society of San Diego, relative to the occupancy of the O'Rourke Building located in the zoo grounds in Balboa Park, now occupied by the Veterans of Foreign Wars, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the City Planning Commission relative to a proposed fill along Harbor Drive, just west of the Coast Guard Station, was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Petition of S. A. Gardanier for closing a portion of Coast Boulevard South was presented; together with a recommendation for approval from the City Planning Commission, and a recommendation for approval from the City Engineer.

RESOLUTION NO. 72321, recorded in Book 63 of Resolutions, granting the petition for the closing of a portion of Coast Boulevard South, and the acquisition of a portion of Lot 25, Block 16, La Jolla Park for the widening of Prospect Street, as petitioned for under Document No. 323360, and in accordance with a plat attached to said Document; and directing the City Engineer to furnish a description of the district of lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from W. P. Upshur, Major General, U. S. Marine Corps, relative to the proposed development of Water Street adjacent to the Marine Corps Base, was presented.

A motion was made by Councilman Simpson to file the communication; which motion did not receive a second.

RESOLUTION NO. 72322, recorded in Book 63 of Resolutions, authorizing and requesting Mayor P. J. Benbough to call a conference regarding the proposed development of Water Street and Pacific Highway in the vicinity of the Marine Corps Base; to be attended by the Mayor, members of the Council, W. P. Upshur, Major General, U. S. Marine Corps, the City Engineer and others interested in said development; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

At this time Councilman Knox was excused from the meeting.

Communication from W. P. Upshur, Major General, U. S. Marine Corps, relative to the need of additional land for the Marine Corps rifle range in Pueblo Lot 1316, was read and on motion of Councilman Flowers, seconded by Councilman Fish, referred to the City Manager.

Communication from the Traffic Commission recommending that the taxi-driver license of George H. Francis be revoked was presented.

RESOLUTION NO. 72323, recorded in Book 63 of Resolutions, revoking the license of George H. Francis, to drive a taxicab under license #79, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission recommending that the taxi-driver license of Horace B. Carlisle be revoked was presented.

RESOLUTION NO. 72324, recorded in Book 63 of Resolutions, revoking the license of Horace B. Carlisle, to drive a taxicab under License #156, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending that the taxi-driver license of Wade Z. Johnson be revoked was presented.

RESOLUTION NO. 72325, recorded in Book 63 of Resolutions, revoking the license of Wade Z. Johnson, to drive a taxicab under License #143, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending a loading zone at the Spreckels Theatre Building freight elevator on Second Avenue was presented.

RESOLUTION NO. 72326, recorded in Book 63 of Resolutions, granting the petition of the San Diego City Schools for establishment of a loading zone at the freight elevator of the Spreckels Theatre Building on Second Avenue; and authorizing and directing the City Manager to cause a zone to be painted on the west side of Second Avenue, extending for a distance of thirty feet south from a point on the curb directly opposite the north side of the Second Avenue entrance to the Spreckels Theatre Building; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending revision of Traffic Ordinance, No. 709, (New Series), was presented.

RESOLUTION NO. 72327, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present to the Council a revised traffic ordinance, in accordance with recommendation of the Traffic Commission, contained in Document No. 322792, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

At this time Councilman Knox returned and took his place on the Council.

Petition of property owners and others for reconsideration of "No Parking" regulation for 28th Street, south of University Avenue, was presented.

RESOLUTION NO. 72328, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present the necessary papers for the establishment of a "No Parking" zone on the east side of 28th Street from the south property line of University Avenue to a point 60 feet southerly thereof; and on the west side of 28th Street from the south property line of University Avenue to a point 60 feet southerly thereof; and repealing Resolution No. 72110; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Traffic Commission recommending denial of a petition for a traffic signal at 58th Street and El Cajon Boulevard was presented.

RESOLUTION NO. 72329, recorded in Book 63 of Resolutions, denying the petition for installation of a traffic signal at the intersection of 58th Street and El Cajon Boulevard, contained in Document No. 323349, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending an amendment to Ordinance No. 1738, (New Series) relative to the use of metal plates on taxicabs to show the permit number issued by the City, was presented.

RESOLUTION NO. 72330, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present to the Council an ordinance amending Ordinance No. 1738, (New Series) providing for the use of license plates on taxicabs, showing the permit number issued by the City, and providing for the enforcement thereof, as recommended by the Traffic Commission in Document No. 323348, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Traffic Commission relative to a report recently submitted by Lt. F. M. Kreml, of the International Association of Chiefs of Police; and stating that in the Commission's opinion the Traffic Division of the Police Department is understaffed; was presented and read.

RESOLUTION NO. 72331, recorded in Book 63 of Resolutions, referring to Council conference the communication from the Traffic Commission regarding the report of Lt. F. M. Kreml, of the International Association of Chiefs of Police, and recommending adoption of his suggested program for traffic enforcement; said communication being contained in Document No. 323347; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission recommending an ordinance prohibiting northbound traffic on Torrey Pines Road, between Pacific Highway and Miramar Road; prohibiting northbound traffic on the northerly fork or lane of La Jolla Shores Drive westerly from Torrey Pines Road; recommending a passenger loading zone on the southerly side of Barnett Avenue between points 496.50 feet west and 566.50 feet west of the intersection of Barnett Avenue with Pacific Highway; and recommending certain "No-parking" spaces on Barnett Avenue; was presented and read, and on motion ordered filed.

ORDINANCE NO. 1949, New Series, recorded in Book 48 of Ordinances, Prohibiting north-bound traffic on Torrey Pines Road, in the City of San Diego, California, between the southwesterly line of Pacific Highway and the southerly line of Miramar Road; prohibiting north-bound traffic on the northerly fork or lane of La Jolla Shores Drive, in said City, between the southerly prolongation of the westerly line of Torrey Pines Road and a line parallel to and distant 80 feet westerly therefrom; and providing a penalty for the violation thereof; 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 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. 1950, New Series, recorded in Book 48 of Ordinances, regulating traffic on certain portions of Pacific Highway, in the City of San Diego, California, between a point 467 feet northwesterly of the northwesterly line of Witherby Street and a point 262 feet northwesterly from the northerly line of Barnett Avenue, and on certain portions of Barnett Avenue, in said City, between the intersection of Barnett Avenue and Pacific Highway and a point 996 feet west of said intersection of Barnett Avenue and Pacific Highway; and providing a penalty for the violation thereof; 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. 1951, New Series, recorded in Book 48 of Ordinances, creating and establishing a passenger loading zone on the southerly side of Barnett Avenue, in the City of San Diego, California, between a point on the southwesterly line of said Barnett Avenue 496.50 feet west of the intersection of Barnett Avenue and Pacific Highway and a point 566.50 feet west of the intersection of said Barnett Avenue with Pacific Highway; and providing a penalty for the violation thereof; 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 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 City Engineer, approved by the City Manager, recommending that proceedings be started for the construction of a sewer system, by public contract proceedings, to serve the district approximately bounded by El Cajon Boulevard, 53rd Street, Dwight Street and Euclid Avenue, was presented.

RESOLUTION NO. 72332, 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 construction of a sewer system, by public proceedings, to serve the district approximately bounded by El Cajon Boulevard, 53rd Street, Dwight Street and Euclid Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Thereupon, on motion, the meeting was adjourned until the hour of 2:00 o'clock P.M.

Upon reassembling, the roll call showed the following:  
Present--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk---Fred W. Sick.  
Absent---None.

By unanimous consent, the application of Paul T. Cavanagh for license to conduct public dance on premises where intoxicating liquor is sold at 4095 Pacific Highway was presented.

RESOLUTION NO. 72333, recorded in Book 63 of Resolutions, giving Paul T. Cavanagh permission, pending the amendment of City Ordinance No. 581 (New Series), in certain particulars now under consideration by the Council, to maintain a dance floor in the premises at 4095 Pacific Highway, in the City of San Diego, containing less than 400 square feet; and granting a temporary Class "A" dine and dance license covering said premises; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from Assistant City Manager F. M. Lockwood recommending that the application of the Marine Corps for a lease of certain portions of Pueblo Lots 1324, 1325 and 1331, totalling 148.5 acres, be granted on a year-to-year lease period, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Attorney for the necessary papers.

Communication from Assistant City Manager, F. M. Lockwood reporting on an application for funds to construct undeveloped portions of Harbor Drive; said application having been submitted to P. A. Carmody, Administrator, U. S. Bureau of Public Roads, Washington, D. C.; was read and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 72334, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for 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 of the East 1/2 of Pueblo Lot G; and approving Plat No. 1775, showing the exterior boundaries of the district to be included in the assessment for the work and improvement mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 72354, recorded in Book 63 of Resolutions, for paving and otherwise improving Monroe Avenue, between the east line of 30th Street and the west line of Ohio Street; and a portion of Ohio Street, between the south line of Madison Avenue and the westerly prolongation of the south line of Tract 3, Partition of the East 1/2 of Pueblo Lot G; and determining that the work shall be done to the modified grade shown and indicated upon the plans and profiles in the office of the City Clerk; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72335, recorded in Book 63 of Resolutions, for the installation of water mains and appurtenances in 41st Street and in Broadway, under Resolution of Intention No. 72070, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72336, recorded in Book 63 of Resolutions, for paving and otherwise improving of the Alley in Block One, Carmel Heights, under Resolution of Intention No. 72127, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72337, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing the time and place for hearing thereon, for paving and otherwise improving the Alley in Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1, between the north line of Wightman Street and the south line of University Avenue; and Wightman Street, between the southerly prolongation of the west line of the Alley in Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1 and the southerly prolongation of the east line of said alley; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72338, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing the time and place for hearing thereon, 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72339, 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 of the Alley in Block 147, Mission Beach, under Resolution of Intention No. 71296, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72340, recorded in Book 63 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for grading and otherwise improving a portion of Front Street, between the westerly prolongation of the northerly line of Palm Street and the southerly line of Quince Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72341, recorded in Book 63 of Resolutions, directing that the work of installing water mains in 41st Street and in Broadway, under Resolution of Intention No. 72070, 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. 72342, recorded in Book 63 of Resolutions, directing that the assessment hereafter to be made, covering the cost and expenses of the work of installing water mains in 41st Street and in Broadway, under Resolution of Intention No. 72070, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded

by Councilman Housh, adopted.

RESOLUTION NO. 72343, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 1, Carmel Heights, under Resolution of Intention No. 72127, 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. 72344, recorded in Book 63 of Resolutions, directing that the assessment hereafter to be made, covering cost and expenses of paving and otherwise improving the Alley in Block 1, Carmel Heights, under Resolution of Intention No. 72127, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72345, 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 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 Simpson, adopted.

RESOLUTION NO. 72346, 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 Polk Avenue, between the westerly line of Arizona Street and the easterly line of Louisiana Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72347, 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 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, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72348, 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 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.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for Seventh Avenue Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 72349, recorded in Book 63 of Resolutions, for furnishing of electric current for Seventh Avenue Lighting District Number One for the period ending December 31st, 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 Eighth Avenue Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 72350, recorded in Book 63 of Resolutions, for furnishing of electric current for Eighth Avenue Lighting District Number One for the period ending December 31st, 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 La Jolla Lighting District Number 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 72351, recorded in Book 63 of Resolutions, for furnishing of electric current for La Jolla Lighting District Number One for the period ending December 31st, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, recommending that condemnation proceedings be started to acquire easements for the construction, operation and maintenance of a drain pipe in Talmadge Park Unit Three, was presented and ordered filed.

RESOLUTION NO. 72352, recorded in Book 63 of Resolutions, determining and declaring that the public interests, convenience and necessity of the City of San Diego, California, and the inhabitants thereof, require the construction, operation and maintenance of drain pipes upon portions of Lots 523 and 556, Talmadge Park Unit No. 3, said City; and that the public interest, convenience and necessity demand the acquisition of easements necessary for the construction, operation and maintenance of said drain pipes and for earth embankment slope rights; declaring the intention of the City of San Diego to acquire said easements and rights under eminent domain proceedings; and directing the City Attorney of the City of San Diego to commence an action in the superior court of the County of San Diego, State of California, for the purpose of condemning and acquiring said easements and rights, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land in Block 79, Ocean Beach, for the sum of \$500.00; said land to be used for recreation purposes; was presented and ordered filed.

RESOLUTION NO. 72353, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase for recreational purposes Lots 10, 11 and 12, except the southeasterly 25 feet thereof; and all of Lot 17, all being in Block 79, of Ocean Beach, for the sum of \$500.00, plus necessary escrow charges or incidental expenses; and authorizing a



requisition to be drawn on "Outlay" (Purchase, various properties), General Appropriations; to effect said purchase; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain property in Pueblo Lot 1105 for \$150.00, plus incidental expenses, to be used as a right of way for drainage purposes, was presented and ordered filed.

RESOLUTION NO. 72355, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase a right of way for drainage purposes in Lot 5, Pueblo Lot 1105, for the sum of \$150.00; and authorizing a requisition on "Outlay" (Purchase, various properties), General Appropriations, to effect said purchase; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72356, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to execute and deliver on behalf of the City of San Diego that certain form of contract dated July 11th, 1940, with the U. S. Forest Service, which form of contract is a rewrite of a contract made and entered into between the said City and said Forest Service, likewise dated July 11th, 1940, for the maintenance of a lookout on Lyons Peak and a Fire Guard Station in San Diego River Basin in the vicinity of El Capitan Dam, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Consolidated Aircraft Corporation requesting that certain property be put up for sale in Middletown was presented and ordered filed.

An appraisal by Russell Aber of Right of Way Lot 134 of Middletown, placing the value of the property at \$350.00, was presented and ordered filed.

On motion of Councilman Simpson, seconded by Councilman Housh, the minimum amount to be considered for the sale of Right of Way Lot 134 of Middletown was fixed at \$500.00.

Thereupon, RESOLUTION NO. 72357, recorded in Book 63 of Resolutions, authorizing the Purchasing Agent to publish a notice in the official newspaper of The City of San Diego of the intention of said Council to dispose of Right of Way Lot 134, as shown on Partition Map of Middletown made by J. E. Jackson, and filed in the office of the County Clerk of San Diego County, California, by a sale at public auction pursuant to the provisions of Section 9.03 of the Administrative Code of said City; and stating that \$500.00 is the minimum amount which will be considered for the sale of said parcel of land; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72358, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 50 of the Administration Building and Grounds Department, Civic Center Building, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72359, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 51 of the Administration Building and Grounds Department, Civic Center Building, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72360, recorded in Book 63 of Resolutions, approving for payment certain bills presented by the San Diego City & County Convention Bureau in the sum of \$1447.30, covering expenses incurred in advertising the City of San Diego through means of securing conventions; said bills having been approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the allocation setup in the Advertising and Publicity Fund of San Diego; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72361, recorded in Book 63 of Resolutions, accepting the deed of Chester D. Gunn, Public Administrator, as administrator of the estate of Martina Brown, deceased, executed in favor of The City of San Diego for street purposes for a portion of Camino Del Rio, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72362, recorded in Book 63 of Resolutions, accepting the deed of Chester D. Gunn, Public Administrator, as administrator of the estate of Charles H. Sherman, deceased, and Chester D. Gunn, Public Administrator, as administrator of the estate of James M. Gitchell, deceased, executed in favor of the City of San Diego for street purposes for a portion of Camino Del Rio, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72363, recorded in Book 63 of Resolutions, accepting the quitclaim deed of the San Diego Gas & Electric Company, executed in favor of The City of San Diego, covering the east 20.00 feet and the north 20.00 feet of Lot 45, Fleischer's Addition to San Diego, according to Map No. 811, filed in the office of the County Recorder of San Diego County, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72364, 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 street purposes, for a portion of College Avenue, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72365, recorded in Book 63 of Resolutions, accepting the deed of Walter E. Carlile and Mamie E. Carlile, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72366, recorded in Book 63 of Resolutions, accepting the deed of Frank M. Linder, executed in favor of the City of San Diego for street purposes for a portion of Washington Street, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72367, recorded in Book 63 of Resolutions, releasing from future liability under the bond of Crowell D. Eddy executed by the Fidelity & Deposit Company of Maryland under date of September 4, 1939, the makers of said bond for any acts of said Crowell D. Eddy in the performance of his duty as Ex-officio City Assessor of the City of San Diego, on and after September 4, 1940, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1952, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$450.00 from the Unappropriated Balance Fund of the City of San Diego, in payment of expenses of condemnation of easements for the construction, operation and maintenance of drain pipes and for earth embankment slope rights upon portions of Lots 523 and 556, Talmadge Park Unit No. 3, in the City of San Diego, 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 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.

RESOLUTION NO. 72368, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present an ordinance transferring one hundred dollars from the Unappropriated Balance Fund to the Council's Travel Fund, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Harbor Commission recommending an extension of time to the Union Oil Company, within which to begin the construction work required under its tideland lease, was presented and ordered filed.

ORDINANCE NO. 1955, New Series, recorded in Book 48 of Ordinances, amending and modifying that certain lease entered into on the 20th day of September, 1921, between the City of San Diego and the Union Oil Company of California, for certain tidelands in the Bay of San Diego, 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 Housh, 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 City Planning Commission submitting a proposed Ordinance adopting an amendment to the "Major Street Plan for the City of San Diego", as adopted by Ordinance No. 13116, approved January 26, 1931, particularly affecting Belt Street and Colton Avenue, was presented and ordered filed.

On motion of Councilman Housh, seconded by Councilman Fish, a public hearing on the proposed ordinance adopting an amendment to the "Major Street Plan for the City of San Diego," particularly affecting Belt Street and Colton Avenue, was set for Tuesday, the 15th day of October, 1940, at the hour of 10:00 o'clock A.M., in the Council Chamber, Administration Building, Civic Center.

ORDINANCE NO. 1953, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 83, Amended Map of City Heights in the City of San Diego, California, between the north line of Dwight Street and the south line of Landis 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, 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.

ORDINANCE NO. 1954, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 60, University Heights in the City of San Diego, California, between a line drawn parallel to and distant 12.50 feet south from the easterly prolongation of the south line of Walton Place and the north line of Tract 3, Partition of the east one half of Pueblo Lot G, according to Map in Superior Court Case No. 7646, 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.

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

(ATTEST) FRED W. SICK, CITY CLERK,  
By Clark M. Foote Jr Deputy.

  
Mayor of the City of San Diego, California.

## SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,  
Friday, October 4th, 1940.

Pursuant to notice, 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 10:00 o'clock A.M.

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

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

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 Friday, the 4th day of October, 1940, at the hour of 10:00 o'clock A.M. Said meeting will be held for the purpose of considering and adopting a proposed resolution appointing the members of the various precinct boards and the selection of polling places for the SPECIAL MUNICIPAL BOND ELECTION to be held November 5th, 1940; and such other business as may come before the Council.

Dated October 3rd, 1940.

P. J. BENBOUGH

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 Friday, the 4th day of October, 1940, at the hour of 10:00 o'clock A.M., and hereby consent to such special meeting.

(signed) A. E. FLOWERS	DATED	Oct. 4, 1940
FRED W. SIMPSON	DATED	Oct. 4, 1940
HARLEY E. KNOX	DATED	Oct. 4, 1940
ADDISON E. HOUSH	DATED	Oct. 4, 1940
HERBERT E. FISH	DATED	Oct. 4, 1940
L. F. WEGGENMAN	DATED	Oct. 4, 1940

RESOLUTION NO. 72369, recorded in Book 63 of Resolutions, accepting the deed of Marguerite S. Silberberg, executed in favor of The City of San Diego, conveying to said City Lots 10, 11 and 12, except the southeasterly 25 feet thereof; and all of Lot 17, all being in Block 79 of Ocean Beach; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager recommending the execution of a cooperative agreement with the City of San Diego for the improvement of Birch Street, Delta Street, 39th Street and Woden Street, was presented and on motion ordered filed.

RESOLUTION NO. 72370, recorded in Book 63 of Resolutions, requesting the Board of Supervisors of the County of San Diego to enter into a co-operative agreement with The City of San Diego for the improvement by oil surfacing of Birch, Delta, 39th and Woden Streets; the City of San Diego to furnish the oil required for said surfacing and the County of San Diego to furnish the labor and equipment necessary for laying and placing said oil surfacing; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

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

RESOLUTION NO. 72371, recorded in Book 63 of Resolutions, being a resolution designating polling places and election officers for each of the election precincts within The City of San Diego, for the Special Municipal Election to be held in the City of San Diego on Tuesday, the 5th day of November, 1940, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 72372, recorded in Book 63 of Resolutions, accepting a bill of sale from E. Leslie Pickering, individually and as Administratrix of the Estate of Ernest Pickering, Deceased, to certain personal property, located at and affecting Mission Beach Amusement Center, Mission Beach, San Diego, California, as particularly described in Document No. 323446, on file in the Office of the City Clerk of the City of San Diego, California; and instructing the City Clerk to file said Bill of Sale for record in the Office of the County Recorder of San Diego County, California; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of Wayne W. Dailard for \$163.71 was presented and read.

RESOLUTION NO. 72373, recorded in Book 63 of Resolutions, denying the claim of Wayne W. Dailard against the City of San Diego, filed on August 22, 1940, in the amount of \$163.71; said amount claimed to be due on account of monies advanced on behalf of, and for the benefit of the City of San Diego; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Louis Simponis, for an additional sum of \$475.00, to be added to his original claim of \$1150.00 which was denied by Resolution No. 72022, was presented and read.

RESOLUTION NO. 72374, recorded in Book 63 of Resolutions, denying the amendment to the claim of Louis Simponis, Federal Hotel, filed on September 10, 1940; claiming

an additional amount in the sum of \$475.00 to the original claim of \$1150.00 which was rejected and denied by Resolution No. 72022, was on motion of Councilman Weggenman, seconded by Councilman Flowers, denied.

Communication from City Attorney reporting on the claim of Harry J. L. Atwood for \$10,000.00 was presented and read.

RESOLUTION NO. 72375, recorded in Book 63 of Resolutions, denying the claim of Harry J. L. Atwood, filed in the office of the City Clerk on September 19, 1940, under Document No. 323123, against the City of San Diego in the sum of \$10,000.00 claimed to be due on account of injuries received when driving off the "blind" end of Date Street, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1956, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$100.00 from the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Maintenance and Support" (Travel Expense), City Council 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 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.

RESOLUTION NO. 72376, recorded in Book 63 of Resolutions, ratifying, confirming and approving the action of Councilman Albert E. Flowers in going to Salt Lake City at the direction of the Mayor, for a conference with the City Manager; and authorizing the reimbursement of Councilman Flowers for the expenses incurred on said trip out of the Council's Travel Fund; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the Harbor Commission transmitting a form of Resolution ratifying a tideland lease with W. E. Hammond was presented and ordered filed.

RESOLUTION NO. 72377, recorded in Book 63 of Resolutions, ratifying, confirming and approving a lease of certain portions of the tidelands with W. E. Hammond for a period of fifty years commencing on the 1st day of October, 1940, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72378, recorded in Book 63 of Resolutions, approving for payment bills in the sum of \$835.15 incurred in connection with the entertainment of the delegates attending the California League of Cities annual conference, held in San Diego on September 16th to 19th, 1940, as approved by the Advertising Control Committee and the City Manager; and authorizing requisitions to be drawn against the allocation set up for said purpose in the Advertising and Publicity Fund of the City of San Diego in the budget for the fiscal year 1940-1941 for said amount; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72379, recorded in Book 63 of Resolutions, authorizing the payment from the Advertising and Publicity Fund of the City of San Diego the sum of Twelve Hundred Forty-one and 57/100 Dollars for entertainment by the City of San Diego, and payment of expenses in connection with the annual conference of the League of California Cities, held from September 16th to 19th, inclusive, at San Diego; said payment to be made from the Advertising and Publicity Fund; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72380, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the San Diego Chamber of Commerce in the sum of \$680.17, covering expense incurred for advertising the City of San Diego by entertainment of Navy Official and State Officials, as approved by the Advertising Control Committee and the City Manager; and authorizing a requisition to be drawn on the allocation setup for this purpose in the Advertising and Publicity Fund; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72381, recorded in Book 63 of Resolutions, approving for payment the bill submitted by A. W. Daniels, Regatta Chairman of San Diego Yacht Club, in the sum of \$200.00 for expenses incurred in advertising the City of San Diego during the 1940 Star Class World's Championship held in San Diego from August 18th to 25th, 1940; as approved by the Advertising Control Committee and the City Manager; and authorizing a requisition to be drawn on the Newspaper Allocation of the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72382, recorded in Book 63 of Resolutions, urging the County Board of Supervisors to reconsider their action regarding the proposed partial lighting of the Civic Center Administration Building, in view of the favorable comment from residents and visitors to the City during previous lightings of the building, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

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

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fote Jr. 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, October 8th, 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 Weggenman, the minutes of the regular meeting of Tuesday, October 1st, 1940, and the minutes of the special meeting of Friday, October 4th, 1940, were approved without reading.

At this time Councilmen Knox and Housh 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 18, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 72037, 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. 323525.  
V. R. Dennis Construction Co.; accompanied by a bond from Eagle Indemnity Company; which bid was given Document No. 323526.  
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 323527.  
R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 323528.  
Thereupon, on motion of Councilman Housh, 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 hearing on the City Engineer's report and estimate of the cost of installing ornamental lighting standards and otherwise improving Market Street, between the east line of Pacific Highway and the southerly prolongation of the east line of State 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.

An oral protest was made by Tudor Scripps, representing F. T. Scripps, owner of Lot F, Block 28, New San Diego, and representing Al Frost, owner of Lot G, Block 28, New San Diego.

Mr. F. T. Kinnie made an oral protest, representing the Atchison, Topeka and Santa Fe Railway Company.  
Enice Longfelder protested orally, as owner of Lot D, Block 30, New San Diego.  
Al Frost made an oral protest, as owner of Lot G, Block 28, New San Diego.  
Mr. J. R. Lowe made an oral protest, representing the San Diego and Arizona Eastern Railway Company.

All interested persons having been heard, on motion of Councilman Fish, seconded by Councilman Weggenman, the hearing was continued for one week, and the proceedings referred to the City Engineer for a report.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed construction of Portland cement concrete sidewalks on Main Street, and otherwise improving said street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, under Resolution of Intention No. 72211, the Clerk reported that written protests had been received from William A. Northridge, et al; which protests were presented and read.

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

A Mr. Prentice, 4705 Firestone Boulevard, protested orally against the proposed work.

All interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Weggenman, the hearing was continued for one week, and the proceedings referred to the City Engineer.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Logan Avenue Lighting District No. 1 for the period ending November 15th, 1941, 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, RESOLUTION NO. 72383, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Logan 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 appeals from the City Engineer's assessment 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, between the southerly prolongation of the west line of the Alley in Block 152, University Heights, and a line parallel to and distant 30.00 feet east of the southerly prolongation of said west line; under Resolution of Intention No. 71109, the Clerk reported that written appeals had been received from Margaret S. Root and from Mary Madsen, et al.; which appeals were 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. 72384, recorded in Book 63 of Resolutions, overruling and denying the appeal of Margaret S. Root, filed in the office of the City Clerk October 4, 1940, under Document No. 323466; the appeal of Mary Madsen, et al., filed in the office of the City Clerk October 7, 1940, under Document No. 323489; and all other appeals from the City Engineer's Assessment No. 1708, made to cover the costs and expenses of the work done upon the Alley in Block 152, University Heights, under Resolution of Intention No. 71109; and confirming and approving the City Engineer's said assessment No. 1708; 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 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 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 a written appeal had been received from Eleanore A. Lutjens; 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. 72385, recorded in Book 63 of Resolutions, overruling and denying the appeal of Eleanore A. Lutjens, filed in the office of the City Clerk October 7, 1940, under Document No. 323488, and all other appeals from the City Engineer's Assessment No. 1709, made to cover the costs and expenses of the work done upon the Alley in Block 6, Wilshire Place, under Resolution of Intention No. 71252; and confirming and approving the City Engineer's said Assessment No. 1709; 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 Weggenman, seconded by Councilman Housh, adopted.

Petition of Residents for removal of a laundry at 3251 L Street was presented; together with a report from the City Planning Commission.

Mrs. Mary Runkey spoke against permitting the operation of said laundry. On motion of Councilman Knox, seconded by Councilman Weggenman, the petition was referred to Councilman Knox for a report to be submitted at the next meeting of the Council.

By unanimous consent, Communication from the South of Broadway Association relative to its clean up campaign was presented and read.

RESOLUTION NO. 72386, recorded in Book 63 of Resolutions, approving the efforts being made by the South of Broadway Property Owners' and Business Men's Association to bring about and encourage the improvement of business and residential buildings in the area south of Broadway by conducting a campaign wherein honorary certificates are to be issued to owners making notable property improvements; and authorizing the Mayor and the City Clerk to sign and place the seal of the City of San Diego upon a proper form of certificate, approved by the City Attorney; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Fred L. Burr for setback suspension on Cherokee Street at Mountain View Drive was presented; together with a recommendation from the City Planning Commission that the request be approved.

RESOLUTION NO. 72387, recorded in Book 63 of Resolutions, granting permission to Fred L. Burr, 3678 Mountain View Drive, to erect an additional bedroom on the residence at 4770 East Mountain View Drive, on the East 62½ feet of the North 17 feet of Lot 15 and the East 62½ feet of Lot 16, Block 22, Normal Heights, not closer to the property line on Cherokee Avenue than 14 feet 8 inches; 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 Clyde W. Weaver for variance to restrictions at 4496 - 47th Street was presented; together with a recommendation from the City Planning Commission that the request be approved.

RESOLUTION NO. 72388, recorded in Book 63 of Resolutions, granting permission to Clyde W. Weaver, 3219 Herman Avenue, to erect a single garage 55 feet back from the front line of the north 41 feet of Lot 22, Granada Tract, with a side yard of one foot, a rear yard of forty feet and with a lot coverage of fifty per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned above; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Mrs. J. Esguerra for reinstatement of pool hall and tobacco license at 630 Market Street was presented; together with a recommendation from Y. N. Adams, Acting Chief of Police, approved by the City Manager.

RESOLUTION NO. 72389, recorded in Book 63 of Resolutions, adopting the recommendation of the Acting Chief of Police and the City Manager relative to the petition of Mrs. J. Esguerra, 630 Market Street, that the pool hall license be denied, and only that portion of the license permitting the sale of cigars and tobacco at 630 Market Street be granted, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of the Lions Club of North Park for free licenses, permits and free inspections for a Carnival to be held at the Vassa Club House, 3094 El Cajon Boulevard, on November 7th, 8th and 9th, 1940, was presented; together with recommendations or approvals from the Department of Social Welfare, the Fire Department, the Inspection Department and the City Manager.

RESOLUTION NO. 72390, recorded in Book 63 of Resolutions, granting the petition of Lions Club of North Park, by O. H. Stevenson, 3415 Olive Street, for free licenses, permits and free inspections for a carnival to be held at the Vassa Club House, 3094 El Cajon Boulevard, on November 7th, 8th, and 9th, 1940; the games, wheels and amusement devices to comply with existing ordinances and regulations; the carnival to be safely maintained and operated; and all cloth and paper decorations to be flame-proofed; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of L. R. Estep for permission to grade Bowditch Street, north of Cooper Street, was presented; together with conditional recommendation for approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 72391, recorded in Book 63 of Resolutions, granting permission to L. R. Estep to grade Bowditch Place, for a distance of 125 feet north from Cooper Street, at his own expense; the work to be done to the established grade of the street, and in accordance with a plan of the work to be done, which shall be submitted to the City Engineer for record; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of residents for improving 38th Street, between Thorn and Quince Streets, by partially grading said street, was presented; together with a communication from the City Engineer, approved by the City Manager, stating that the improvement cannot be done under assessment proceedings, as twenty-three lots in the district have gone to the State for delinquent taxes, and the assessed value of lots between Redwood and Quince Streets is only \$20.00 per lot.

On motion of Councilman Knox, seconded by Councilman Simpson, the petition was ordered filed.

ORDINANCE NO. 1957, New Series, recorded in Book 48 of Ordinances, 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 21, 1928; repealing Ordinance No. 11606, approved January 27, 1928; and repealing Ordinance No. 547, (New Series), adopted November 20, 1934, in so far as it conflicts with this ordinance, was on motion of Councilman Flowers, 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 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.

The final reading of said ordinance was in full.

Communication from Moving Picture Projectionists, Local Union No. 297, relative to a new City Ordinance presented by Oscar Knecht was read and on motion ordered filed.

ORDINANCE NO. 1958, New Series, recorded in Book 48 of Ordinances, Amending Ordinance No. 13375 (Building Code), approved December 7, 1931, by adding eight new sections to be known as Sections 2212 to 2218, both inclusive, and Section 3808, was on motion of Councilman Flowers, 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 Flowers, 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.

Prior to the final reading of such ordinance, a written or printed copy thereof was furnished to each member of the Council.

Communication from H. C. Gearing, Captain, U. S. Navy, Commanding U. S. Naval Training Station, San Diego, California, relative to fire protection at the Naval Training Station, and requesting that the City Council authorize the Fire Department to respond to any fire alarms at said Naval Training Station, was read and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Attorney.

Communication from the Race Relations Commission of California relative to the president elect of Mexico, the Honorable Avila Camacho, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the San Diego Race Relations Society.

Communication from the La Playa Improvement Association relative to the location of the Cabrillo Statue was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Mission Beach Chamber of Commerce commending the Council for recent change in reorganizing the City Government was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, filed without reading.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land in Block 68, S. E. Abel's Subdivision, according to Partition Map of Pueblo Lot 1168, was presented.

RESOLUTION NO. 72392, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare a resolution authorizing the expenditure of \$5235.00 for the purchase of Lots 1 to 32, Inc., and Lots 34 to 48, Inc., Block 68, S. E. Abel's Subdivision, excepting portions of Lots 1, 2, 3, 4, 5 and 6; together with the sum of \$10.50 for escrow fees; the funds to be used for the purchase of land for a sewage treatment plant, and to be provided from "Outlay" (Sewer Outfall), General Appropriations, Public Works Fund; Series G-GB; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from W. P. Upshur, Major General, U. S. Marine Corps, relative to need of additional land for a Rifle Range was presented; together with a recommendation from the City Manager on the matter.

RESOLUTION NO. 72393, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare a form of resolution authorizing the leasing to the United States Government of a portion of the east half of Pueblo Lot 1316, lying south of the Miramar Road, for a period of five years; and to prepare such a lease in accordance with a sketch attached to communication from W. P. Upshur, Major General, U. S. Marine Corps, contained in Document No. 323357; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 72394, approving for payment the bill submitted by the San Diego Junior Chamber of Commerce in the sum of \$97.64, covering expenses incurred in connection with civic dinner and entertainment for U. S. Naval, Marine Corps and Army officers and guests on August 12, 1940, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the allocation set up for the Junior Chamber of Commerce in the Advertising and Publicity Fund for said amount; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving of Date Street, between Granada and Dale Streets, was presented and ordered filed.

RESOLUTION NO. 72395, awarding to Griffith Company the contract for paving and otherwise improving of Date Street, between Granada and Dale Streets, as described in Resolution of Intention No. 71986, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

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

RESOLUTION NO. 72396, awarding to the San Diego Gas & Electric Company the contract 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 Knox, adopted.

RESOLUTION NO. 72397, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Polk Avenue, between the westerly line of Arizona Street and the easterly line of Louisiana Street; and approving Plat No. 1818, 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 Fish, adopted.

RESOLUTION OF INTENTION NO. 72398, recorded in Book 63 of Resolutions, for paving and otherwise improving Polk Avenue, between the westerly line of Arizona Street and the easterly line of Louisiana Street; and determining that said 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 Knox, seconded by Councilman Simpson, adopted.

RESOLUTION ORDERING WORK NO. 72399, for paving and otherwise improving of Arthur Avenue, within the limits and as particularly described in Resolution of Intention No. 72071, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 72400, recorded in Book 63 of Resolutions, for paving and otherwise improving the southeasterly and northwesterly Alley in Block 72, Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 72129, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 72401, recorded in Book 63 of Resolutions, for furnishing electric current for lighting Pacific Highway Lighting District No. 1 for the period ending November 4, 1941, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72402, recorded in Book 63 of Resolutions, abandoning the proceedings taken for the proposed improvement of Euclid Avenue, between the northerly line of El Cajon Boulevard and the southerly line of Monroe Avenue; and authorizing the City Manager to bring in a report and recommendation to the Council on the cost of doing the said work by the City of San Diego, instead of under an assessment district project; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72403, 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 proposed paving and otherwise improving the Alley in Block 60, University Heights, between the south line of Madison Avenue and the north line of Tract 3, Partition Map of the East 1/2 of Pueblo Lot G, did 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 Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72404, recorded in Book 63 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for the installation of a sewer system in 53rd Street, between the southerly line of El Cajon Boulevard and the southerly termination of said 53rd Street in Country Paradise; Meade Avenue, between the easterly line of 53rd Street and the easterly line of Country Paradise; Trojan Avenue, between the easterly line of the west one-half of Lot 13, Lemon Villa and a line parallel to and distant 40 feet westerly therefrom; and in certain rights of way in Country Paradise and Lemon Villa; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72405, recorded in Book 63 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for paving and otherwise improving the Alley in Block 150, University Heights, between the north line of Polk Avenue and the south line of Howard Avenue, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72406, recorded in Book 63 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for



paving and otherwise improving Maple Street, between the easterly line of 32nd Street and the center line of 33rd Street; and 32nd Street, between the westerly prolongation of the northerly and southerly lines of Maple Street, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72407, recorded in Book 63 of Resolutions, determining that the assessment hereafter to be made, covering the cost and expenses of paving and otherwise improving Arthur Avenue, under Resolution of Intention No. 72071, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72408, recorded in Book 63 of Resolutions, determining that the work of paving and otherwise improving of Arthur Avenue, under Resolution of Intention No. 72071, 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 Knox, adopted.

RESOLUTION NO. 72409, recorded in Book 63 of Resolutions, determining that the work of paving and otherwise improving the northwesterly and southeasterly Alley in Block 72, Ocean Beach, and a portion of Newport Avenue and Public Right of Way, under Resolution of Intention No. 72129, 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 Knox, adopted.

RESOLUTION NO. 72410, recorded in Book 63 of Resolutions, determining that the assessment hereafter to be made, covering the cost and expenses of paving and otherwise improving the northwesterly and southeasterly Alley in Block 72, Ocean Beach, and a portion of Newport Avenue and Public Right of Way, under Resolution of Intention No. 72129, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72411, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of the Alley in Block 37, Amended Map of City Heights, within the limits and as particularly described in Resolution No. 71203, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and amendments thereto; and directing the City Engineer to prepare the necessary plans and specifications for the paving and otherwise improving of said Alley; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72412, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed assessment district for paving San Jose Place, between the easterly line of Ocean Front Walk and the westerly line of Bayside Walk; and Bayside Walk, between the easterly prolongation of the northerly and southerly lines of San Jose Place; have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; 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 Knox, adopted.

RESOLUTION NO. 72413, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed assessment district for paving and otherwise improving Boston Avenue, between the east line of 28th Street and the west line of 30th Street, have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; 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 Knox, adopted.

RESOLUTION NO. 72414, 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 sewer main and appurtenances in the Alley in Block M, Tract Number Two of Altavista Suburb, between the south line of Imperial Avenue and the north line of Franklin Avenue; and Franklin Avenue, between the east line of 47th Street and the west line of Escuela Street; have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; 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 Knox, adopted.

RESOLUTION NO. 72415, 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 sewer main and appurtenances in the Alleys in Blocks J and K, Tract Number Two of Altavista Suburb, between the south line of Franklin Avenue and the north line of Ocean View Boulevard; and Franklin Avenue, between the east line of Escuela Street and the west line of 48th Street; and Ocean View Boulevard, between the southerly prolongation of the east line of Escuela Street and the west line of Gloria Street; have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; 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 Knox, adopted.

RESOLUTION NO. 72416, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed assessment district for paving and otherwise improving of Santa Clara Place, between the easterly line of Ocean Front Walk and the westerly line of Bayside Walk, have not demanded an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; 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 Knox, adopted.

At this time a majority of the members of the Council signed a contract with the San Diego Gas & Electric Company for furnishing electric current for Midway Drive Lighting District No. 1.

Communication from the Hydraulic Engineer, approved by the City Manager, submitting a proposed wage scale for use in connection with the specifications for installation of 48" pipe to be used for replacement of the existing Flume 19 of Dulzura Conduit, was presented and ordered filed.

RESOLUTION NO. 72417, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be used in connection with the work of installing 48" concrete pipe in place of Flume 19, Dulzura Conduit, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72418, recorded in Book 63 of Resolutions, approving the specifications for the excavation, backfill, installation of 48" concrete pipe furnished by the City, in connection with the replacement of Dulzura Conduit Flume #19 with concrete pipe; and authorizing and directing the Purchasing Agent of the City of San Diego to publish a notice to contractors calling for bids for the excavation, backfill and installation of 48" concrete pipe in place of Flume 19, Dulzura Conduit, in accordance with said specifications; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72419, recorded in Book 63 of Resolutions, approving the diagram of the property affected and benefited by the paving of Strandway, between Ventura Place and San Jose Place, as particularly described in Resolution of Intention No. 74183, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72420, recorded in Book 63 of Resolutions, approving the specifications for 340 linear feet of Centrifugally Spun Reinforced Concrete Pressure Pipe for 50 foot head, for replacement of Flume 19, Dulzura Conduit, filed under Document No. 323546; and authorizing and directing the Purchasing Agent to publish a notice to contractors calling for bids for the said pipe, in accordance with said specifications; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72421, recorded in Book 63 of Resolutions, accepting the deed of Paul R. Acebedo and Antonette Acebedo, executed in favor of the City of San Diego for drainage purposes, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72422, recorded in Book 63 of Resolutions, accepting the deed of San Diego Gas & Electric Company, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Hydraulic Engineer submitting forms of resolutions accepting deeds issued by the State of California, Sam A. Claggett, Tax Collector, for lands required in connection with the construction of the San Diego River Flood Control Channel between Presidio Hill and Mission Bay outlet, was presented and ordered filed.

RESOLUTION NO. 72423, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City Lots 44 to 51, inc., and Lot 59 (Ex. Elec. Ry. Co.), Block 103, in Ocean Bay Beach, and all NW of NEly prolongation of line between Lots 34 and 35 (Ex. Street), in Lot 60, Block 103, said Ocean Bay Beach, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72424, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City Lots 85 to 88, inc.; 95 to 99, inc.; 101, 103, 104, 108 to 116, inc.; 122 to 129, inc.; 131, 136, 137, 139, 140, 142 to 145, inc.; in Addition No. 1 to City Gardens, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72425, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City certain Pueblo Lands more particularly described in said Resolution, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72426, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City portions of Blocks 350, 351, 352, 359, 384, 388, and 443 in Old San Diego, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72427, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City Lots 1 to 17, Inc., Block 14; Lots 25 to 29, Inc., Block 14; Lots 45 to 48, Inc., Block 14 and Lots 12 to 24, Inc., Block 17, in Bayside, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72428, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City portions of Blocks 1, 3, 7 and 15, in Drucker's Subdivision, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72429, recorded in Book 63 of Resolutions, accepting the deed of Sam A. Claggett as Tax Collector of the County of San Diego, conveying to the City portions of Blocks A, B, C and D, in Pacific View, was on motion of Councilman Weggenman,

seconded by Councilman Knox, adopted.

RESOLUTION NO. 72430, 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, conveying to said City Lots 4, 8, 10, 30, 33, 36, 46, 63, 65 and 66, in City Gardens, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Traffic Commission recommending an amendment to Ordinance No. 1738, New Series, relative to taxicab license plates was presented and ordered filed.

ORDINANCE NO. 1959, New Series, recorded in Book 48 of Ordinances, Amending Section 6 of Ordinance No. 1738 (New Series) of the Ordinances of the City of San Diego, entitled, "An Ordinance regulating the operation of Taxicabs, Automobiles for Hire, Sight-seeing Cars and Invalid Coaches engaged in the business of transporting passengers for hire upon the public streets of the City of San Diego, requiring permits therefor, authorizing the Traffic Commission of the City of San Diego to hold hearings, and empowering the City Council to grant or deny applications for permits to operate such vehicles, fixing penalties for the violations of the terms of this Ordinance, and repealing Ordinance No. 13322, approved September 30, 1931, Ordinance No. 150 (New Series), Adopted February 6, 1933, Ordinance No. 176 (New Series), adopted March 1, 1933, Ordinance No. 602 (New Series), adopted February 26, 1935, Ordinance No. 1189 (New Series), adopted July 6, 1937, Ordinance No. 1469 (New Series), adopted October 25, 1935, and Ordinance No. 1712, (New Series), adopted December 5, 1939," adopted January 16, 1940, was on motion of Councilman Flowers, 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.

The final reading of said Ordinance was in full.

ORDINANCE NO. 1960, New Series, recorded in Book 48 of Ordinances, Amending Section 1 of Ordinance No. 1864 (New Series) of the Ordinances of the City of San Diego, entitled, "An Ordinance 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," Adopted June 4, 1940, was on motion of Councilman Flowers, 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 Flowers, 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.

Prior to the final reading of such ordinance, a written or printed copy thereof was furnished to each member of the Council.

Communication from Edw. A. Kickham offering to lease the concessions in the Amusement Center at Mission Beach was read and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Engineer, approved by the City Manager, submitting a description of the portion of Coast Boulevard South to be closed, adjoining Block 16, La Jolla Park, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Attorney for the necessary papers.

Application of the El Cortez Sky Room for a license to conduct public dance on premises where intoxicating liquor is sold at 702 Ash Street was presented; together with a recommendation from the Acting Chief of Police, approved by the City Manager, that the request be granted.

RESOLUTION NO. 72431, recorded in Book 63 of Resolutions, granting the application of El Cortez Sky Room, by A. F. Ohl, for license to conduct public dance at 702 Ash Street, on premises where intoxicating liquor is sold, subject to compliance with existing regulations, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from F. A. Rhodes tendering his resignation as City Manager of the City of San Diego was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 72432, recorded in Book 63 of Resolutions, accepting the resignation of Mr. Fred A. Rhodes as City Manager, said resignation to be effective upon the adoption of this resolution; and expressing the sincere thanks of the Council for the services of Mr. Rhodes so ably rendered as City Manager; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72433, recorded in Book 63 of Resolutions, appointing Walter W. Cooper, of Berkeley, California, as City Manager of The City of San Diego, at an annual salary of Twelve Thousand Dollars, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

At this time, the Council took a recess for a period of five minutes.

Upon reassembling, the roll call showed the following, to-wit:

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

Clerk---Fred W. Sick.

Absent---None.

At this time a majority of the members of the Council signed the official bond of Walter W. Cooper as City Manager.

Communication from City Manager Walter W. Cooper expressing his desire to be relieved from his obligation to the City under contract for employment as Public Utility Statistician and Utility Rate Counsel, dated July 27, 1940, was read and on motion ordered filed.

RESOLUTION NO. 72434, recorded in Book 63 of Resolutions, terminating the contract between The City of San Diego and Walter W. Cooper, dated July 27, 1940, on file in the office of the City Clerk of said City, as of this date, to-wit: October 8, 1940, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from City Manager Walter W. Cooper announcing his appointment of Mr. Fred A. Rhodes as Director of Public Works, effective as of October 8th, 1940, at a salary of \$625.00 per month, was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Petition of residents for surfacing and oiling Friars Road, on the north side of Mission Valley, extending from Sixth Street to the San Diego Mission, was read by unanimous consent and referred to the City Manager on motion of Councilman Simpson, seconded by Councilman Fish.

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

  
Mayor of the City of San Diego, California.

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

REGULAR MEETING  
Chamber of the Council of the City of San Diego, California,  
Tuesday, October 15th, 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 Weggenman, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, October 8th, 1940, were approved without reading.

By unanimous consent, petition of Residents relative to violation of R-1 Zone provisions in the Burlingame Section was presented.  
RESOLUTION NO. 72435, recorded in Book 63 of Resolutions, referring to the City Attorney the petition of Residents relative to the violation of R-1 Zone provisions at 3195 Kalmia Street, in the operating of a boarding, rooming and rest home at 3195 Kalmia Street, to take action to force compliance with existing Zoning regulations, 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 installing ornamental lighting standards and otherwise improving Market Street, between the east line of Pacific Highway and the southerly prolongation of the east line of State Street, the Clerk presented a written protest from John W. Allen filed on October 14th, 1940, under Document No. 323692; which was read.

A communication from the City Engineer, approved by the City Manager, was read, stating that the verbal protests submitted on October 8th, 1940, show that the owners of 56% of the frontage property and 67.6% of the area of the district are opposed to the improvement.

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

All interested persons having been heard, RESOLUTION NO. 72436, recorded in Book 63 of Resolutions, sustaining the protest from John W. Allen, filed on October 14th, 1940, under Document No. 323692, and the verbal protests submitted on October 8th, 1940, against the City Engineer's report and estimate of the cost of installing ornamental lighting standards and otherwise improving Market Street, between the east line of Pacific Highway and the southerly prolongation of the east line of State Street; and abandoning the proceedings for said work and improvement; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing of protests against the proposed construction of Portland cement concrete sidewalks on Main Street, and otherwise improving said street, between the southeasterly boundary line

of the City of San Diego and the east line of 32nd Street, under Resolution of Intention No. 72211, a communication from the City Engineer, approved by the City Manager, stating that a check of the protests contained in Document Numbered 323427 shows that the owners of 45.7% of the frontage property are opposed to the improvement, was presented and read.

A written protest from Ewart W. Goodwin, representing the Garrettson Investment Company, filed on October 15th, 1940, under Document No. 323699, 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. 72437, recorded in Book 63 of Resolutions, overruling and denying the protests contained in Document No. 323427, the protest contained in Document No. 323699, and all other protests against the proposed construction of Portland cement concrete sidewalks on Main Street, and otherwise improving said street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, under Resolution of Intention No. 72211, was on motion of Councilman Knox, seconded by Councilman Weggenman, 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 on the City Engineer's report and estimate of the cost of paving and otherwise improving Ibsen Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Evergreen 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, 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 on the City Engineer's report and estimate of the cost of paving and otherwise improving Strandway, between the southerly line of San Jose Place and the southerly line of Santa Rita Place, 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 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 on the City Engineer's report and estimate of the cost of paving and otherwise improving of Fenelon Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, the Clerk reported that written protests had been received from Clara McNally and from L. W. Cottingham on behalf of Hugo Schutte and Paul Schutte; 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 Housh, seconded by Councilman Weggenman, the hearing was continued for one week and the proceedings were referred to the City Engineer.

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 12, 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. 72249, the Clerk reported that written protests had been received from Edith M. Peterson and John Eastman, which protests were 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. 72438, recorded in Book 63 of Resolutions, overruling and denying the protest of John Eastman, filed in the office of the City Clerk on October 14, 1940, under Document No. 323680; the protest of Edith M. Peterson, filed in the office of the City Clerk on October 14, 1940, under Document No. 323651; and all other protests against the work of paving and otherwise improving the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 72249; was on motion of Councilman Knox, seconded by Councilman Weggenman, 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 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 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, and no protestants having appeared, RESOLUTION NO. 72439, recorded in Book 63 of Resolutions, confirming the City Engineer's Assessment No. 1710, made to cover the expenses of the paving and otherwise improving of the Alley in Block 169, University Heights, under Resolution of Intention No. 71484; and authorizing the City Engineer to attach his warrant thereto and record the same in the manner and form required by law; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance adopting an amendment to the "Major Street Plan for the City of San Diego", particularly affecting Belt Street and Colton Avenue, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1961, New Series, recorded in Book 48 of Ordinances, adopting an amendment to the "Major Street Plan for the City of San Diego," as adopted by Ordinance No. 13116, approved January 26, 1931, particularly affecting Belt Street and Colton Avenue, 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 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.

Prior to the final reading of such ordinance, a written or printed copy thereof was furnished to each member of the Council.

Petition of Sarah E. Brittingham for variance to restrictions at 2126 Albatross Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72440, recorded in Book 63 of Resolutions, granting permission to Sarah E. Brittingham, 2126 Albatross Street, to erect an addition to the existing residence on the north 15 feet of the east 60 feet of Lot H, and the south 25 feet of the east 60 feet of Lot I, Block 251, Horton's Addition, with a side yard of three feet, a rear yard of eight feet and a lot coverage of fifty 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 D. C. Busby, 4794 Kansas Street, for variance to restrictions at 4794 Kansas Street, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72441, recorded in Book 63 of Resolutions, granting permission to D. C. Busby, 4794 Kansas Street, to erect an apartment over a garage, on the east-erly 100 feet of Lots 47 and 48, Block H, University Heights, with a side yard of 0 feet for the garage below, a rear yard of 10 feet and 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 Fish, seconded by Councilman Knox, adopted.

Petition of Mary W. Jones for variance to restrictions of Section 82 of Ordinance No. 8924, as amended at Madison Avenue and Biona Street, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72442, recorded in Book 63 of Resolutions, granting permission to Mary W. Jones, 4214 Madison Avenue, to erect a one-room addition to the existing residence on the east 50 feet of Lot 6, Block A, East Kensington Park, with a side yard of five feet, a rear yard of ten feet and a lot coverage of fifty 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 Fish, seconded by Councilman Weggenman, adopted.

At this time a majority of the members of the Council signed:  
Bond of Homer R. Guthrie as Harbor Master.  
Bond of Leo M. Hickley as City Boiler Inspector.  
Bond of Oscar G. Knecht as Chief Inspector.

By unanimous consent, Communications from Florence Chambers, the Mission Beach Chamber of Commerce, the South of Broadway Association, the Pacific Beach Women's Swimming Club, the Mission Beach Junior Women's Club, Claire Hesse, and the San Diego Surf-board Club relative to the Mission Beach Plunge were presented.

Col. Ashurst, U.S.M.C.; Col. McKlister, of Fort Rosecrans, and Miss Florence Chambers spoke endorsing the re-opening of the Mission Beach Plunge.

Thereupon, RESOLUTION NO. 72443, recorded in Book 63 of Resolutions, referring to the City Manager the communication from Miss Florence Chambers, Chairman of Recreation, Mission Beach Chamber of Commerce, and other communications, urging the City of San Diego to re-open the municipal pool at Mission Beach; looking toward the re-opening of said pool; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Horace S. Hayden for setback suspension at 3405 - 4th Avenue was presented; together with a conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72444, recorded in Book 63 of Resolutions, granting permission to Horace S. Hayden, 3405 Fourth Avenue, to maintain a Neon sign 2'6" by 10' in size, on the west half of Block 419, Horton's Addition and Lot 3, Block 6, Loma Grande, not closer to the property line of Fourth Avenue than 3' 3"; provided that the top of the sign be not more than five feet from the ground; and suspending the provisions of Setback Ordinance No. 12321, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of George R. Stevenson for setback suspension on Lot 8, Randolph Terrace, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72445, recorded in Book 63 of Resolutions, granting permission to George Roy Stevenson, 1816 Sheridan Avenue, to erect a residence on Lot 8, Randolph Terrace, not closer to Randolph Street than five feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Petition of Susanna S. Head for setback suspension at 22nd and A Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72446, recorded in Book 63 of Resolutions, granting permission to Susanna S. Head, 3720 Utah Street, to erect a residence and garage on Lots 11 and 12, Block 8, Culverwell's & Taggart's Addition, and adjoining portions of 22nd Street closed, not closer to the property line on 22nd Street than five feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of Edna May Martin, for an amendment to Resolution No. 72158, relative to a division of Villa Lot 164, Normal Heights, was presented; together with a conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72447, recorded in Book 63 of Resolutions, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted; amending Resolution No. 72158, granting Edna May Martin permission to divide Villa Lot 164, Normal Heights into four parcels, to read as follows:

Permission be and it is hereby granted to divide Villa Lot 164, Normal Heights, to provide for two parcels fronting on Mountain View Drive to be 45 feet each on Mountain View Drive and extending back 112 feet; one parcel facing on Copley Avenue with 56 feet frontage by 90 feet in depth, and the remainder to be left in one parcel, as shown on sketch contained in Document No. 323683, being a communication from said Edna May Martin under date of October 4, 1940; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; provided that only one house is built on each 5000 square feet of area.

Petition of Griffith Company for zone variance at Ullman Street and Akron Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72448, recorded in Book 63 of Resolutions, granting permission to Griffith Co., by A. E. Kelly, California Theatre Building, Agent, to erect two single-family residences on Lots 4 and 5, Block 1, Roseville Heights, facing the houses on Ullman Street instead of Akron Street, as shown on sketch attached to Document No. 323686; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Vivian R. Wood for zone variance at 4329 Copeland Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72449, recorded in Book 63 of Resolutions, granting permission to Vivian R. Wood, 4329 Copeland Avenue, to erect an addition to the front of the existing dwelling on Lots 17 and 18, Block 3, Wilshire Place, not closer to the front property line than 9 feet 10 inches, for use as a beauty parlor; and granting a variance to the provisions of Ordinance No. 12988 on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Mrs. Elva Maynard, 70th and Mohawk Streets, for a zone variance to permit a restaurant at 7002 Mohawk Street was presented; together with a recommendation from the City Planning Commission by a vote of 5 to 1 that the request be denied.

RESOLUTION NO. 72450, recorded in Book 63 of Resolutions, denying the petition of Mrs. Elva Maynard, 7002 Mohawk Street, for variance to the restrictions of Ordinance No. 13558, for permission to operate a restaurant on the south half of Lots 21 to 24, Block 10, La Mesa Colony, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Kelley Laundry Company for zone variance at 1920 India Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72451, recorded in Book 63 of Resolutions, granting permission to Kelley Laundry Company, 1912 India Street, by Wilbur S. Kelley, Jr., to build an addition to its existing laundry on Lots 10 and 11, Block 42, Middletown; and granting a variance to the restrictions of Ordinance No. 12987 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of San Diego Unified School District for closing Capistrano Street and Mendota Street, and certain alleys in Glenartney Subdivision, was presented; together with a recommendation for approval from the City Planning Commission, and a conditional recommendation for approval from the City Engineer.

RESOLUTION NO. 72452, recorded in Book 63 of Resolutions, granting the petition of San Diego Unified School District, by R. C. Dailard, et al., for the closing of Capistrano Street and Mendota Street, between Macaulay Street and Lowell Street Extension, and the Alleys in Blocks 2 and 1 from the edge of Lot 10 eastward; excepting from the closings those portions of the streets and alleys within the lines of the proposed extension of Lowell Street and Narragansett Avenue; and directing the City Engineer to furnish the Council with a description of the district of lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses of said closing; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from the San Diego County Dental Society requesting the Council to officially designate the week of October 21st, 1940, as Dental Health Week was presented.

RESOLUTION NO. 72453, recorded in Book 63 of Resolutions, recognizing the week of October 21, 1940, being observed throughout the State of California as Dental Health Week; and in recognition of this important phase of public health work placing the Council on record as endorsing said Dental Health Week; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the San Diego Highway Development Association requesting an assignment of one or more members of the City Council and some members of the City administrative personnel to attend each meeting of said Association was presented.

RESOLUTION NO. 72454, recorded in Book 63 of Resolutions, referring to Council conference the communication from San Diego Highway Development Assn., by Thomas M. Hamilton, President, regarding meetings of the Association, and requesting the Council to assign one or more of its members and members of the administrative personnel to attend each meeting of the State Highway Commission, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Traffic Commission with an attached communication from A. E. Hodgeman relative to the use of parking meters was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager without reading.

Communication from the Traffic Commission recommending that the request of the Ace Lumber Company for increasing the length of a loading zone at 3136 Kettner Boulevard from 18 feet to 36 feet be granted, was presented.

RESOLUTION NO. 72455, recorded in Book 63 of Resolutions, granting the petition of the Ace Lumber Company for increasing the length of the loading zone at 3136

Kettner Boulevard from eighteen feet to thirty-six feet; and authorizing and directing the City Manager to cause said loading zone to be painted; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission relative to the type of signals in use at Pacific Highway and Cedar Street, and recommending that advance warning be given to approaching motorists by painting "Signal Ahead" signs on the pavement, was presented.

RESOLUTION NO. 72456, recorded in Book 63 of Resolutions, adopting the recommendation of the Traffic Commission that "Signal Ahead" signs be painted on the pavement and similar notices be placed on posts at the curb, warning motorists of the traffic signal at Pacific Highway and Cedar Street; and authorizing and directing the City Manager to comply with the recommendation by painting said signs and installing said notices; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the Traffic Commission recommending that the request of residents for a two-hour parking zone on Sixth Avenue, between Beech and Date Streets, be denied was presented.

RESOLUTION NO. 72457, recorded in Book 63 of Resolutions, denying the petition of residents for establishment of a two-hour parking zone on Sixth Avenue, between Beech and Date Streets, as recommended by the Traffic Commission, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending certain changes in the "taxicab ordinance", No. 1738, New Series, was presented.

RESOLUTION NO. 72458, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted, authorizing and directing the City Attorney to prepare an ordinance amending Ordinance No. 1738, New Series, to provide:-

1. That Section 2, paragraph C, be amended to provide that no applicant to obtain a permit to operate a taxicab in San Diego shall be considered unless and until he shall have been a continuous resident of the County of San Diego for at least sixty days immediately preceding the application; providing, however, that a temporary permit only shall be granted for a period not to exceed sixty days, after which time said license shall be made permanent if, after investigation, the applicant is found to be a fit and proper person.

2. That the first sentence of Section 5, paragraph D, be amended to read: "Rates. It shall be unlawful for the owner or driver of any taxicab, as defined in Section 1 of this ordinance, to fix a rate in excess of fifty cents (\$.50) for the first mile and twenty cents (\$.20) for each additional mile or fraction thereafter".

Communication from the Traffic Commission recommending consideration of a request from the Ryan Aeronautical Company for stationing traffic officers at the intersection of Laurel Street and Pacific Boulevard during rush hours; and request for traffic signals at this intersection; was presented.

RESOLUTION NO. 72459, recorded in Book 63 of Resolutions, referring to the City Manager for recommendation a communication from the Ryan Aeronautical Company, and the recommendation from the Traffic Commission bearing Document No. 323676, regarding the installation of traffic signals at Pacific Highway and Laurel Street, and the stationing of traffic officers at that intersection, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Traffic Commission relative to a survey of the proposed loading and unloading zones in the central business district, and suggesting a conference, and a public hearing to consider the results of the survey, was presented.

RESOLUTION NO. 72460, recorded in Book 63 of Resolutions, referring to conference the communication from the Traffic Commission offering to submit plan for revision of loading and unloading zones in the central business district to the Mayor and Council in conference; and authorizing the Mayor to call such a conference and notify interested persons of the date and place thereof; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Traffic Commission submitting a map showing proposed revision of parking restrictions, and recommending a suitable ordinance adopting the plan as indicated on said map, was presented.

RESOLUTION NO. 72461, recorded in Book 63 of Resolutions, referring to the City Attorney the communication from the Traffic Commission, bearing Document No. 323663, and map attached thereto, recommending the revision of parking restrictions, and that there be no other thirty-minute parking zone than the one shown on three sides of the Post Office building, for preparation of an ordinance adopting the recommendation, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from the Traffic Commission relative to traffic conditions and recommending the employment of additional traffic officers was presented.

RESOLUTION NO. 72462, recorded in Book 63 of Resolutions, referring to the City Manager for a report the communication from the Traffic Commission, bearing Document No. 323664, recommending the assignment of additional officers to the Traffic Division of the Police Department, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission submitting a letter from Dr. Willis E. Allen suggesting that Kettner Boulevard be utilized as a traffic outlet, in order to relieve the congestion on Pacific Highway, was presented and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the Traffic Commission, withdrawing the recommendation of September 16th, 1940, that the taxi-driver's permit of Abel Harry Gelb be revoked, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.



Communication from the Traffic Commission relative to the holders of City Chauffeur licenses was presented.

RESOLUTION NO. 72463, recorded in Book 63 of Resolutions, was on motion of Councilman Knox, seconded by Councilman Housh, adopted, referring to the City Manager with the recommendation of approval of the Council the communication from the Traffic Commission, bearing Document No. 323665, making the following suggestions relative to City Chauffeur licenses:

First, that the Chief of Police be instructed, through the proper channel, to make a very careful investigation of the past history of all applicants when these licenses come up for renewal before re-issuing licenses.

Second, that an ordinance be passed providing that, whenever any holder of a City Chauffeur license shall be charged with a felony, that license shall be temporarily suspended until the final determination of the case.

Communication from the Traffic Commission transmitting a report of study of traffic conditions on Pacific Highway, and suggesting corrective measures, was presented and on motion of Councilman Knox, seconded by Councilman Fish, tabled for one week.

By unanimous consent, RESOLUTION NO. 72464, recorded in Book 63 of Resolutions, notifying the City Manager and Director of Public Works that an obligation exists on the part of the City of San Diego for the opening of Palm Street and Vine Street in the vicinity of the tidelands, and that the Council recommends such opening, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 72465, recorded in Book 63 of Resolutions, recommending to the City Manager that the three traffic lights heretofore considered for installation on Pacific Highway be installed, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Funds Commission recommending acceptance of the offer of the San Diego Securities Company to purchase Bonds 24 to 27, Series 599, in the Mount Hope Cemetery Fund, was presented.

RESOLUTION NO. 72466, recorded in Book 63 of Resolutions, authorizing and directing the interested City departments to accept the sum of \$202.14 for delinquent street improvement Bonds 24, 25, 26 and 27, Series 599, held in Mount Hope Cemetery Fund, as recommended by the City Funds Commission, under Document No. 323703, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Director of Public Works, approved by the City Manager, recommending that the contract with the Spreckels Theatre for trash cans placed upon the streets as receptacles for trash deposited by the public be renewed for the period of one year on the present terms was presented.

RESOLUTION NO. 72467, recorded in Book 63 of Resolutions, referring to the City Manager with power to act the communication from the Director of Public Works, recommending extension of contract for one year from October 31, 1940, with Spreckels Theatre (Theatrical Enterprises Corp.) for the placing and maintaining trash receptacles on the streets, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from Walter S. Lieber suggesting that the Stars and Stripes be flown from the flag pole on the branch City Hall at La Jolla was presented; together with a communication from the Director of Public Works, approved by the City Manager, stating that provisions have been made to comply with the request; and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the Director of Public Works, approved by the City Manager, recommending that authorization be given the Fourth Church of Christ, Scientist, to erect one directional sign at the southwest corner of Cave Street and Exchange Place, and one directional sign at the southwest corner of Torrey Pines Road and Ivanhoe Street, was presented.

RESOLUTION NO. 72468, recorded in Book 63 of Resolutions, granting permission to Fourth Church of Christ, Scientist, to erect one directional sign at the southwest corner of Cave Street and Exchange Place, and one directional sign at the southwest corner of Torrey Pines Road and Ivanhoe Street; the size and design to be subject to approval of the City Manager; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager transmitting a request from the Chairman of Draft Board 163 for use of the Old City Hall by the Draft Board, and recommending that the request be granted under certain conditions, was presented.

RESOLUTION NO. 72469, recorded in Book 63 of Resolutions, granting the request of James G. Hendricks, Chairman of Draft Board 163, for use of the old City Hall, providing that the rent shall be \$1.00 per year and conditioned upon the payment by the draft board of all utility bills and any other incidental expenses that may be involved in the use of the building for the purpose indicated; and the further condition that the building be returned to the City, at any time that the City may require it, in as good condition as at the date of the lease; and authorizing and instructing the City Attorney to prepare a lease for the purposes and on the conditions outlined; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the Hydraulic Engineer recommending the furnishing of City water for a United States cavalry cantonment in the vicinity of Morena Reservoir was presented, and ordered filed.

RESOLUTION NO. 72470, recorded in Book 63 of Resolutions, granting the application of the United States to take its water requirements from Morena Reservoir for the cavalry cantonment to be established in the vicinity of said reservoir, under the terms and conditions specified in said Resolution, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION OF INTENTION NO. 72471, recorded in Book 63 of Resolutions, for closing a portion of Coast Boulevard South, adjoining Block 16, La Jolla Park, as more particularly described in said Resolution of Intention, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

By unanimous consent, a petition of Residents for removal of a laundry at 3251 L Street was presented; together with reports from the City Boiler Inspector and the City Planning Commission; was presented.

RESOLUTION NO. 72472, recorded in Book 63 of Resolutions, referring to the City Attorney the petition of residents for removal of a laundry operated at 3251 L Street, for an opinion if the occupancy of the premises has been abandoned for laundry purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72473, 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 K, Altadena, between the north line of Redwood Street and the south line of Thorn Street; and approving Plat No. 1804, 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.

RESOLUTION OF INTENTION NO. 72474, recorded in Book 63 of Resolutions, 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 Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING WORK NO. 72475, recorded in Book 63 of Resolutions, for the construction of a sewer main in Elizabeth Street and in Ocean View Boulevard, as described in Resolution of Intention No. 72175, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 72476, recorded in Book 63 of Resolutions, for furnishing of electric current for Logan Avenue Lighting District No. 1 for the period ending November 15, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72477, recorded in Book 63 of Resolutions, directing notice inviting bids for furnishing of electric current for Pacific Highway Lighting District No. 1 for the period ending November 4, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72478, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed district for paving and otherwise improving the Alley in Block 173, University Heights, and a portion of Lincoln Avenue adjoining said Block 173, University Heights, 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 proposed work and improvement; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION OF INTENTION NO. 72479, recorded in Book 63 of Resolutions, for changing the grades on Mission Boulevard, between the northerly end of Mission Bay Bridge and the southwesterly prolongation of the northwesterly line of San Diego Place, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72480, recorded in Book 63 of Resolutions, for changing the grades on Mission Boulevard, between a line drawn easterly from the intersection of the westerly line of Mission Boulevard with the northeasterly line of West Way to the intersection of the easterly line of Mission Boulevard with the northwesterly line of East Way and the southerly line of San Fernando Place, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72481, 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 8, Teralta, under Resolution of Intention No. 71760, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72482, 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 Menlo Avenue between El Cajon Boulevard and the north line of Granada Tract, under Resolution of Intention No. 71730, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72483, recorded in Book 63 of Resolutions, directing that the assessment hereafter to be made, covering the cost and expenses of the work of installing a sewer main in Elizabeth Street and in Ocean View Boulevard, as described in Resolution of Intention No. 72175, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72484, recorded in Book 63 of Resolutions, directing that the work of installing a sewer main in Elizabeth Street and in Ocean View Boulevard, as described in Resolution of Intention No. 72175, 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. 72485, recorded in Book 63 of Resolutions, authorizing and directing the Mayor and City Clerk of the City of San Diego to execute for and on behalf of said City a deed granting and conveying to Edward F. Anholzer the southerly half of Lot 4, in Block 436, Old San Diego, in the City of San Diego, California; said property having been sold to Edward F. Anholzer for the sum of \$675.00 at a regularly conducted public auction; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land for the construction of a sewage treatment plant, was presented and ordered filed.

RESOLUTION NO. 72486, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase for the construction of a sewage treatment plant thereon portions of Lots 1 to 32 inclusive, and Lots 34 to 48, inclusive, Block 68, S. E. Abel's Subdivision, according to Partition Map of Pueblo Lot 1168, filed in the office of the County Recorder of San Diego County, California, for the sum of \$5,235.00, plus necessary escrow charges or incidental expenses in connection with the purchase of said property, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Planning Commission transmitting an easement from the First National Trust and Savings Bank of San Diego for widening Juan Street was presented and on motion ordered filed.

RESOLUTION NO. 72487, recorded in Book 63 of Resolutions, accepting the quitclaim deed of The First National Trust and Savings Bank of San Diego, executed in favor of The City of San Diego, for a portion of Juan Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72488, recorded in Book 63 of Resolutions, accepting the deed of J. S. Perry, executed in favor of The City of San Diego for a portion of 55th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72489, recorded in Book 63 of Resolutions, accepting the deed of Griffith Company, executed in favor of The City of San Diego for a portion of 55th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72490, recorded in Book 63 of Resolutions, accepting the deed of Angela Pergola Mancino, executed in favor of The City of San Diego for a portion of Pacific Highway, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72491, recorded in Book 63 of Resolutions, accepting the deed of Joseph A. Gerspacher and Ruth L. Gerspacher, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72492, recorded in Book 63 of Resolutions, accepting the deed of San Diego Trust & Savings Bank, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72493, recorded in Book 63 of Resolutions, accepting the deed of Earl W. Gray and Florence E. Gray, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from H. C. Gearing, Captain, U. S. Navy, Commanding U. S. Naval Training Station, San Diego, California, requesting that the City Council authorize the Fire Department to respond to any fire alarms at the Naval Training Station, was presented.

RESOLUTION NO. 72494, recorded in Book 63 of Resolutions, authorizing the Fire Department of the City of San Diego to respond to any fire alarms originating within the grounds of the United States Naval Training Station within the City of San Diego; and authorizing the City Manager to issue the necessary orders to the Chief of the City Fire Department, pursuant to this Resolution, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

At this time the Council proceeded to canvass the returns of the Special Annexation Election held in that certain territory designated as a PORTION OF PARTITION OF RANCHO MISSION OF SAN DIEGO, in the County of San Diego, State of California, for the purpose of submitting a proposition to annex certain additional territory designated as a PORTION OF PARTITION OF RANCHO MISSION OF SAN DIEGO to the City of San Diego, on the 9th day of October, 1940.

The City Clerk reported that he had received all of said returns of said special annexation election, to-wit: from a Portion of Partition of Rancho Mission Precinct.

All of said returns being duly signed and sealed as by law required by the Board of Election of said Precinct, said returns were delivered by the City Clerk to the Council for the canvass thereof.

The Mayor appointed Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers as Tellers, and the Council proceeded to canvass said returns, until the returns of said precinct were canvassed.

Said returns, and the canvass thereof, showed the following results:

The total number of votes cast in said election were	4 votes
For the proposition to annex a Portion of Partition of Rancho Mission of San Diego - Yes -	4 votes
Against the proposition to annex a Portion of Partition of Rancho Mission of San Diego - No -	0 votes

Thereupon, RESOLUTION NO. 72495, recorded in Book 63 of Resolutions, declaring the result of the Special Election held in certain territory designated as a PORTION OF PARTITION OF RANCHO MISSION OF SAN DIEGO, in the County of San Diego, State of California, for the purpose of the submission of a proposition to annex certain additional territory designated as a PORTION OF PARTITION OF RANCHO MISSION OF SAN DIEGO, to the City of San Diego, on the 9th day of October, 1940, was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 72496, recorded in Book 63 of Resolutions, approving for payment the bill presented by B. D. Phelps in the sum of \$40.00, covering portion of expenses incurred in connection with the entertainment of delegates to the California Sewage Works Association annual meeting; as approved by the Advertising Control committee; and authorizing a requisition to be drawn on the allocation set up for the League of California Cities in the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1962, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$3654.11 from Item 2392 (Public Utilities Statistician), General Appropriations, and transferring the same to "Salaries and Wages," City Manager's Fund, 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1963, New Series, recorded in Book 48 of Ordinances, establishing the grade of Maple Street, in the City of San Diego, California, between the southerly prolongation of the easterly line of Bancroft Street and the westerly line of 33rd Street, 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1964, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 150, University Heights in the City of San Diego, California, between the north line of Polk Avenue and the south line of Howard Avenue, 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1965, New Series, recorded in Book 48 of Ordinances, establishing the official grades of Washington Street, in the City of San Diego, California, between a line drawn southerly from a point on the northerly line of Washington Street distant 111.32 feet easterly from the northerly prolongation of the east line of 9th Avenue to a point on the south line of Washington Street distant 100.00 feet east of the east line of 9th Avenue; and the west line of University Heights, 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1966, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 257, Hayden's Subdivision, in the City of San Diego, California, between the southeasterly line of Yama Street and the northerly line of Division Street, 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1967, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alleys in Block 46, W. P. Herbert's Subdivision, in the City of San Diego, California; the east and west alley in said Block 46, W. P. Herbert's Subdivision, between the east line of McClintock Street and the west line of 38th Street; and the north and south alley in said Block 46, W. P. Herbert's Subdivision, between the south line of Meade Avenue and the north line of the east and west alley in said Block 46, W. P. Herbert's Subdivision; 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 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.

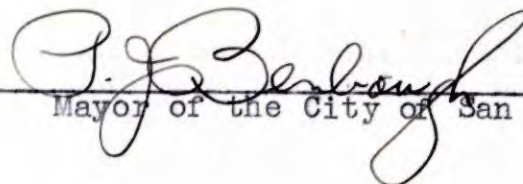
The final reading of such ordinance was in full.

Communication from the Balboa Men's Club relative to the contemplated extension of 28th Street through the No. 4 green of the Municipal Golf Course was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the Balboa Men's Club relative to the Club House and starting booth of the Municipal Golf Course in Balboa Park was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager without reading.

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

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

  
Mayor of the City of San Diego, California.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,  
Tuesday, October 22nd, 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 and Mayor Benbough.  
Clerk----Fred W. Sick.  
Absent---Councilman Flowers.

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, October 15th, 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 installing a cast iron water main and appurtenances in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and in Broadway, between the west line of 41st Street and the west line of 42nd Street; under Resolution of Intention No. 72070; no bids had been received.

On motion of Councilman Housh, seconded by Councilman Knox, the proceedings were referred to the City Attorney for proper papers to re-advertise for bids.

A motion by Councilman Knox, seconded by Councilman Fish, to reconsider the matter was adopted.

Thereupon, RESOLUTION NO. 72497, recorded in Book 63 of Resolutions, abandoning the proceedings for installing a cast iron water main and appurtenances in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and in Broadway, between the west line of 41st Street and the west line of 42nd Street; under Resolution of Intention No. 72070; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72498, recorded in Book 63 of Resolutions, referring to the City Manager for a report on the necessity of; and if necessary to recommend a method of installing; a cast iron water main and appurtenances in 41st Street, between the south line of Hilltop Drive and the south line of Broadway; and in Broadway, between the west line of 41st Street and the west line of 42nd Street; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

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 1, Carmel Heights, between the north line of Palm Street and the south line of Redwood Street, under Resolution of Intention No. 72127, 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:

Walter H. Barber; accompanied by a bond from the Hartford Accident and Indemnity Company; which bid was given Document No. 323882.

Christopher's Window Shade and Linoleum Co.; accompanied by a Cashier's Check for \$200.00 on the San Diego Main Office, Bank of America National Trust & Savings Association; which bid was given Document No. 323883.

V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 323884.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 323885.

Thereupon, on motion of Councilman Housh, 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 the continued hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving of Fenelon Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, the Clerk reported that no additional written protests had been received.

Communication from the City Engineer, approved by the City Manager, recommending that the proceedings be abandoned 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. 72499, recorded in Book 63 of Resolutions, abandoning the proceedings for 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 Weggenman, adopted.

Thereupon, RESOLUTION NO. 72500, recorded in Book 63 of Resolutions, authorizing and directing the City Engineer to start proceedings for the paving and otherwise improving of Fenelon Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, under the provisions of the Special Assessment, Investigation, Limitation and Majority Protest Act of 1931, 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 on the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block 190, San Diego Land and Town Company's Addition, between the northwesterly line of Sampson Street and the southeasterly line of Evans 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, and no protestants having appeared, 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 on the City Engineer's report and estimate of the cost of paving and otherwise improving of 44th Street, between the north line of El Cajon Boulevard and the north line of Orangewood, according to Map No. 1293, filed in the office of the Recorder of San Diego County, California, 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 Knox, 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 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 a written appeal had been received from John F. M. Roehl; which protest 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. 72501, recorded in Book 63 of Resolutions, overruling the appeal of John F. M. Roehl, filed in the office of the City Clerk on October 22nd, 1940, under Document No. 323886, and all other protests against the City Engineer's assessment for paving and otherwise improving 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; confirming the City Engineer's Assessment No. 1711, made to cover the expenses of said work and improvement; and authorizing the City Engineer to attach his warrant thereto and record and issue the same in the manner and form required 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 furnishing of electric current for Adams Avenue Lighting District No. 1 for the period ending August 27th, 1941, 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, RESOLUTION NO. 72502, 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 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 El Cajon Boulevard Lighting District No. 1 for the period ending November 30, 1941, 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, RESOLUTION NO. 72503, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

At this time a majority of the members of the Council signed the Auctioneer's bond of George F. Arterburn, d.b.a. Commercial Auction House.

On motion of Councilman Housh, seconded by Councilman Knox, a proposed ordinance relative to Lodging and Boarding Houses was considered at this time.

Communication from the San Diego Realty Board relative to boarding and rooming houses in San Diego was presented and ordered filed.

Thereupon, ORDINANCE NO. 1968, New Series, recorded in Book 48 of Ordinances, permitting, under certain terms and conditions, the use of property in Zones R-1, R-1A and R-2 of the City of San Diego, for Lodging and Boarding House purposes for a period of six months, 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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

The final reading of such ordinance was in full.

Prior to the final reading of such ordinance, a written or printed copy thereof was furnished to each member of the Council.

Communication from the Director of Public Works, approved by the City Manager, recommending the lighting of the Cabrillo Playground on Halloween night was presented.

RESOLUTION NO. 72504, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to have the Cabrillo Playground lighted on Halloween night, October 31, 1940, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communications from the Cabrillo School P.T.A., the La Playa Improvement Association, the Ocean Beach P.T.A., the Ocean Beach Coordinating Council, and others requesting the lighting of the Cabrillo Playground were presented.

RESOLUTION NO. 72505, recorded in Book 63 of Resolutions, referring to the City Manager for report, as soon as possible, communications from the Cabrillo School P.T.A., the La Playa Improvement Association, and others, requesting the lighting of the Cabrillo Playgrounds, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to leasing land on Torrey Pines Mesa to the United States Government, through the office of the Harbor Defense Commander at Fort Rosecrans, was presented; together with an application from R. V. Perry, Major, Q. M. C., requesting a lease of certain City-owned Pueblo Lots.

RESOLUTION NO. 72506, recorded in Book 63 of Resolutions, referring the communication from R. V. Perry, Major, Q. M. C., applying for a lease on Pueblo Lands, and communication from the City Manager, recommending the leasing of said Pueblo Lands to the United States of America for use as a cantonment site and gun firing positions for the armed forces, to the City Manager and City Attorney for lease; said lease to be submitted to the Council for approval; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72507, recorded in Book 63 of Resolutions, authorizing and instructing the City Manager to serve upon Oliver Sexson a notice of intention to terminate the present existing lease in Pueblo Lots 1314, 1323 and 1326 of the Pueblo Lands of San Diego, in accordance with the terms and provisions of said lease, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Manager relative to opening of the Mission Beach Plunge; stating that the plunge will be re-opened for the public on a less elaborate basis than that used during the Summer season, for a trial period of forty-five or sixty days, as soon as the Recreation Department can organize to do so; was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Petition of R. E. Chenhall for Zone Variance on Pennsylvania Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72508, recorded in Book 63 of Resolutions, granting permission to R. E. Chenhall, 3092 University Avenue, to construct two residences on Lots 4 to 16, Block 459, Winder's Subdivision; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Fortuna Dogneau for an auto court permit on Pacific Highway was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72509, recorded in Book 63 of Resolutions, granting permission to Fortune Dogneau, 2880 El Cajon Boulevard, to construct an auto court consisting of twenty-two units and owner's residence on Lots 7 to 17, Block 367, E. O. Rogers Subdivision; at Gaines Street and Pacific Highway; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Leota E. McGaw and Hazel C. Collins, for a setback suspension on Lotus Street, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72510, recorded in Book 63 of Resolutions, granting permission to Leota E. McGaw and Hazel C. Collins, Joint Tenants, 2227 Dale Street, to erect apartments and garages with steps on Lots 11 and 12, Block 21, Ocean Beach Park, not closer to the property line on Lotus Street than five feet; the proposed structure to maintain the 15-foot setback, with the stairway projecting to the 5-foot line; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Paul T. Cavanagh for floor show license at 4095 Pacific Highway was presented; together with recommendations for approval from the Chief of Police, the Social Welfare Director and the City Manager.

RESOLUTION NO. 72511, recorded in Book 63 of Resolutions, granting permission to Paul T. Cavanagh, 2331 E Street, to conduct a floor show with paid entertainment at the "Shalimar Cafe", 4095 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 Knox, seconded by Councilman Fish, adopted.

Petition of Church of God in Christ by Rev. Earl Denny, for an extension of time for tent meetings at the southwest corner of 32nd Street and Clay Avenue, was presented with the approval of the Social Welfare Director and the City Manager.

RESOLUTION NO. 72512, recorded in Book 63 of Resolutions, granting permission to Church of God in Christ, by Rev. Earl Denny, 3051 - 38th Street, to continue religious services in a tent at the southwest corner of 32nd Street and Clay Avenue, for a period of thirty days from October 14, 1940; under the same provisions as originally specified by Resolution No. 71795, adopted July 16, 1940; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of Harry Radin for permission to hold an auction sale at 3404 Adams Avenue on October 24th, 1940, was presented, bearing the approval of the Acting License Inspector and the City Manager.

RESOLUTION NO. 72513, recorded in Book 63 of Resolutions, granting permission to Harry Radin, 3505 - 5th Avenue, to conduct an auction sale at 3404 Adams Avenue, on October 24th, 1940, for one day only, for the purpose of selling out a stock of merchandise consisting of bakery equipment formerly owned and operated by See's Bakery; Harry Radin to act as auctioneer and all regulations regarding auction sales to be observed; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of concessionaires of the Mission Beach Amusement Zone for revision of license fees pertaining to various amusements in the Fun Zone was presented.

RESOLUTION NO. 72514, recorded in Book 63 of Resolutions, referring to the City Manager the petition of Concessionaires of the Mission Beach Amusement Zone requesting a revision of license fees, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block L, Altadena, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted, as it bears signatures of the owners of 61.3% of the frontage property.

RESOLUTION NO. 72515, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block L, Altadena, between the north line of Redwood Street and the south line of Lot 4, Block L, contained in Document No. 323617; 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 Knox, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving Landis Street, between Alabama Street and Mississippi Street, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted, as it bears signatures of the owners of 75% of the frontage property.

RESOLUTION NO. 72516, recorded in Book 63 of Resolutions, granting the petition of property owners for paving Landis Street, between Alabama Street and Mississippi Street, contained in Document No. 322468; 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.

A communication from the Traffic Commission transmitting a report on traffic conditions on Pacific Highway was presented, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager, together with said report.

Communication from the Dual Parking Meter Company relative to meters for San Diego was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager.

Communication from the Herbert Hoover Senior High School relative to Civic Affairs Day was presented.

RESOLUTION NO. 72517, recorded in Book 63 of Resolutions, approving the communication from Margaret Shepperd, Civic Affairs Day Secretary, and Floyd A. Johnson, Principal of the Herbert Hoover Senior High School, announcing the intention of the Hoover High School to sponsor Civic Affairs Day on December 5, 1940; and authorizing the City Clerk to notify the sponsors that the date is acceptable to the Council; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Claim of Jack C. Gainder against the City of San Diego for \$1.75, contained in Document No. 323158, was presented and read; together with a communication from the Legal Department reporting on said claim.

RESOLUTION NO. 72518, recorded in Book 63 of Resolutions, granting the claim of Jack C. Gainder, 2653 L Street, against the City of San Diego, for damage done to his bicycle on account of running into an open drain at Chatsworth Boulevard and Alcott Streets, on or about September 14th, 1940, damaging his bicycle in the sum of One and 75/100 Dollars; and authorizing the City Auditor and Comptroller to pay said claim from the Small Claims Payment Fund; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Bonnie Newell for \$25,000.00 was presented and read.

RESOLUTION NO. 72519, recorded in Book 63 of Resolutions, denying the claim of Bonnie Newell, 2962 Long Branch Avenue, against the City of San Diego, in the amount of \$25,000.00; alleged to be due on account of damages for personal injuries caused when the automobile claimant was riding in struck a pile of dirt and debris on West Date Street, between Kettner Boulevard and California Street, about the 13th day of August, 1940; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Ethel Palmer for \$15,000.00 was presented and read.

RESOLUTION NO. 72520, recorded in Book 63 of Resolutions, denying the claim of Ethel Palmer, 2962 Long Branch Avenue, filed in the office of the City Auditor and Comptroller on October 4, 1940, against the City of San Diego, in the amount of \$15,000.00; alleged to be due on account of damages for personal injuries caused when the automobile claimant was riding in struck a pile of dirt and debris on West Date Street, between Kettner Boulevard and California Street, about the 13th of August, 1940; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of A. F. Denniss for \$16.00 was presented and read.

RESOLUTION NO. 72521, recorded in Book 63 of Resolutions, granting the claim of A. F. Denniss, 291 Third Street, Chula Vista, California, against the City of San Diego, in the amount of \$16.00; said amount alleged to be due on account of damages to his garages



at 1326 - 18th Street, by a City motorcycle, on September 21, 1940; and authorizing and directing the City Auditor and Comptroller to pay said claim from the Small Claims Payment Fund of the City; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

A communication from R. E. Riesland, Ramona, California, requesting that the City execute a Severance Agreement in connection with his lease on land near Ramona, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the request be granted.

RESOLUTION NO. 72522, recorded in Book 63 of Resolutions, referring to the City Attorney the communication from R. E. Riesland, Ramona, California, and the communication from the City Engineer, bearing Document No. 323837, requesting and recommending the execution of a severance agreement covering the South half of the Northeast quarter of Section 32, Township 12 South, Range 1 East, S.B.B. & M., leased to said R. E. Riesland by the City of San Diego, for the preparation of the necessary papers to authorize said agreement, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of overhead street lamps at two locations on Plainview Road was presented.

RESOLUTION NO. 72523, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted, authorizing the San Diego Gas & Electric Company to install 400 c.p. overhead street lamps at the following intersections:  
Monitor Road and Plainview Road.  
Elevation Road and Plainview Road.

Communication from the City Engineer, approved by the City Manager, recommending the installation of overhead street lamps at various locations was presented.

RESOLUTION NO. 72524, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted, authorizing and directing the San Diego Gas & Electric Company to install overhead street lamps at the following intersections:

400 c.p.:  
60th Street at Adams Avenue.  
Goldfinch Street at Barr Avenue.  
Jackdaw Street at Pole #3654; (3600 Block)  
Florida Street at Upas Street in Park;  
33rd Street at Nutmeg Street.

600 c.p.:  
Reynard Way at Palm Street.  
West Point Loma Blvd. at Rialto Street.  
West Point Loma Blvd. at Famosa Street.

Communication from the City Engineer, approved by the City Manager, recommending that Eminent Domain proceedings be authorized to secure public sewer easements for completion of the main Chollas Valley trunk sewer was presented.

RESOLUTION NO. 72525, recorded in Book 63 of Resolutions, referring to the City Attorney the communication from the City Engineer, bearing Document No. 323802, recommending that Eminent Domain proceedings be authorized to secure public sewer easements for completion of the main Chollas Valley trunk sewer, for the proper papers to commence such proceedings, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Charter Committee by D. W. Campbell, Secretary, requesting \$1,000.00 additional to the amount already set up for the expenses of said Committee was presented and ordered filed.

ORDINANCE NO. 1969, New Series, recorded in Book 48 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 clerical help and office supplies for the Charter Revision Committee, 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, and Mayor Benbough. Nays--None. Absent-- Councilman Flowers.

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

Communication from the Director of Public Works, approved by the City Manager, recommending that the City Manager be authorized to call for bids at such time as the money can be made available by the Department of Public Works for improving Euclid Avenue, between El Cajon Boulevard and Monroe Avenue, was presented.

RESOLUTION NO. 72526, recorded in Book 63 of Resolutions, adopting the recommendation from the Director of Public Works, that the City Manager be authorized to call for bids for the improvement of Euclid Avenue between the northerly line of El Cajon Boulevard and the southerly line of Monroe Avenue, at such time as the money can be made available by the Department of Public Works, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

At this time, on motion of Councilman Housh, seconded by Councilman Weggenman, the Council took a recess until the hour of 2:00 o'clock P.M.

Upon reassembling, the roll call showed the following:  
Present--Councilmen Simpson, Weggenman, Fish, Knox and Mayor Benbough.  
Clerk----Fred W. Sick.  
Absent---Councilmen Housh and Flowers.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, was presented and ordered filed.

RESOLUTION NO. 72527, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, as described in Resolution of Intention No. 72037, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 72528, recorded in Book 63 of Resolutions, for sidewalk and otherwise improving Main Street, as particularly described in Resolution of Intention No. 72211, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72529, recorded in Book 63 of Resolutions, <sup>relative to hearing</sup> for furnishing of electric current to light La Jolla Lighting District No. 1 for the period ending December 31, 1941, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted; appointing time and place for hearing protests, and directing the City Clerk to give notice of said hearing.

RESOLUTION NO. 72530, 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 of electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72531, 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 of electric current for Seventh Avenue Lighting District No. 1, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72532, recorded in Book 63 of Resolutions, directing notice inviting bids for furnishing of electric current for Logan Avenue Lighting District No. 1, for the period ending November 15, 1941, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72533, 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 A, Altadena, between the north line of Thorn Street and the south line of Upas Street; and approving Plat No. 1803, 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 Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 72534, recorded in Book 63 of Resolutions, for paving and otherwise improving of 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 Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 72535, recorded in Book 63 of Resolutions, for closing of Whittier Street, for its entire width, between the southwesterly prolongation of the southeasterly line of Lot 4, Block 192, Roseville, according to Map No. 165, filed in the office of the County Recorder of San Diego County, California, and the northwesterly line of said Roseville, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72536, 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 83, City Heights, between the north line of Dwight Street and the south line of Landis Street, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72537, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the paving and otherwise improving of the North and South Alley in Block 107, University Heights, between the south line of Meade Avenue and the north line of the east and west alley in said Block 107, 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 Knox, adopted.

RESOLUTION NO. 72538, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of Strandway, within the limits and as particularly described in Resolution No. 71171, 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 Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72539, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of Ibsen Street, within the limits and as particularly described in Resolution No. 71257, 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 Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72540, recorded in Book 63 of Resolutions, directing that the assessment hereafter to be made, covering the cost and expenses of sidewalking and otherwise improving Main Street, as described in Resolution of Intention No. 72211, shall be made and signed by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72541, recorded in Book 63 of Resolutions, directing that the work of sidewalking and otherwise improving Main Street, as described in Resolution of Intention No. 72211, 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.

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

RESOLUTION NO. 72542, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the proposed installation of a sewer main and appurtenances in the Alley in Block M, Tract Number Two of Altavista Suburb, between the south line of Imperial Avenue and the north line of Franklin Avenue; and Franklin Avenue, between the east line of 47th Street and the west line of Escuela Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72543, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the proposed installation of a sewer main and appurtenances in the Alleys in Blocks J and K, Tract Number Two of Altavista Suburb, between the south line of Franklin Avenue and the north line of Ocean View Boulevard; in Franklin Avenue, between the east line of Escuela Street and the west line of 48th Street; and in Ocean View Boulevard, between the southerly prolongation of the east line of Escuela Street and the west line of Gloria Street; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72544, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the proposed paving and otherwise improving of Boston Avenue, between the east line of 28th Street and the west line of 30th Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72545, 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 proposed work of paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, as particularly described in Resolution of Intention No. 71874, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72546, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving of Garrison Street and Evergreen Street, as described in Resolution of Intention No. 71582, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager recommending the execution of a Use and Occupancy Permit to the San Diego Unified School District for use of the Ford Building in Balboa Park was presented.

RESOLUTION NO. 72547, recorded in Book 63 of Resolutions, authorizing the City Manager to grant to the San Diego Unified School District a revocable use and occupancy permit for the Ford Building in Balboa Park, for the establishment and maintenance therein of vocational training facilities, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72548, recorded in Book 63 of Resolutions, authorizing the City Treasurer to transfer the sum of \$10,668.32 from the General Fund of the City of San Diego to the Bond Interest and Redemption Fund, pursuant to the provisions of Article IV, Section 31, of the Constitution of the State of California; and directing the City Treasurer to return said sum out of the first receipts of tax money to said General Fund; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

By unanimous consent, a proposed ordinance amending Sections 2 and 5 of Ordinance No. 1738 (New Series), known as the "taxicab ordinance", was considered at this time.

On motion of Councilman Housh, seconded by Councilman Simpson, the matter was tabled for one week.

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

On motion of Councilman Weggenman, seconded by Councilman Housh, the proposed Ordinance was taken from the table.

Thereupon, ORDINANCE NO. 1970, New Series, recorded in Book 48 of Ordinances, amending Sections 2 and 5 of Ordinance No. 1738 (New Series) of the Ordinances of the City of San Diego, entitled, "An Ordinance Regulating the operation of taxicabs, automobiles for hire, sightseeing cars and invalid coaches engaged in the business of transporting passengers for hire upon the public streets of the City of San Diego, requiring permits therefor, authorizing the Traffic Commission of the City of San Diego to hold hearings, and empowering the City Council to grant or deny applications for permits to operate such vehicles, fixing penalties for the violations of the terms of this ordinance, and repealing Ordinance No. 13322, approved September 30, 1931, Ordinance No. 150 (New Series), adopted February 6, 1933, Ordinance No. 176 (New Series), adopted March 1, 1933, Ordinance No. 602 (New Series), adopted February 26, 1935, Ordinance No. 1189 (New Series), adopted July 6, 1937, Ordinance No. 1469 (New Series), adopted October 25, 1935, and Ordinance No. 1712 (New Series) adopted December 5, 1939, adopted January 16, 1940, was on motion of Councilman

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers. The final reading of such ordinance was in full.

RESOLUTION NO. 72549, recorded in Book 63 of Resolutions, accepting the deed of John Jerauld Ingle, executed in favor of the City of San Diego for certain property in S. E. Abel's Subdivision, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72550, recorded in Book 63 of Resolutions, accepting the deed of Eva A. Fly, executed in favor of the City of San Diego for certain property in S. E. Abel's Subdivision, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Legal Department transmitting form of Ordinance amending Section 3 of Ordinance No. 581 was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

ORDINANCE NO. 1971, New Series, recorded in Book 48 of Ordinances, amending Section 3 of Ordinance No. 581 (New Series) of the Ordinances of the City of San Diego, entitled, "An Ordinance to control, license and regulate the conduct of public dance halls and public dances operated or maintained in connection with any business or at any place wherein intoxicating liquor is sold or served, and prescribing a penalty for the violation hereof", adopted January 15, 1935, 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, and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers. The final reading of such ordinance was in full.

A proposed Ordinance granting to the San Diego & Arizona Eastern Railway Company, a corporation, its successors and assigns, the right and privilege to operate and maintain, for a period commencing on the effective date of this ordinance and continuing for a period of twenty-five years, a railroad along and upon certain streets in the City of San Diego, was presented.

A motion was made by Councilman Knox to table the proposed Ordinance for one week; which motion did not receive a second.

RESOLUTION NO. 72551, recorded in Book 63 of Resolutions, referring to the City Manager the application of the San Diego & Arizona Eastern Railway Company, to renew its franchise and authority to operate and maintain a railroad, bearing Document No. 320532, and a proposed ordinance granting said franchise, to see if details regarding sewer right of way which the City seeks from said Railway Company can be worked out in connection with said application, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of the Atchison, Topeka and Santa Fe Railway Company for permit to continue to maintain and operate a spur track on Kurtz Street, between Bean Street and Sutherland Street, was presented and ordered filed.

ORDINANCE NO. 1972, New Series, recorded in Book 48 of Ordinances, granting to the Atchison, Topeka and Santa Fe Railway Company permission to maintain a spur track or double-ended switch in and along Kurtz Street, between Bean Street and Sutherland Street, in the City of San Diego, California, at a rental of \$25.00 per year, 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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers. The final reading of such ordinance was in full.

ORDINANCE NO. 1973, New Series, recorded in Book 48 of Ordinances, amending Section 1 of Ordinance No. 1864 (New Series) of the Ordinances of the City of San Diego, entitled, "An Ordinance 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", adopted June 4, 1940, as amended by Ordinance No. 1960, (New Series), adopted October 8, 1940, 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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

The final reading of such ordinance was in full.

ORDINANCE NO. 1974, New Series, recorded in Book 48 of Ordinances, transferring the sum of \$231.00 from Item 316 (Auto Transportation), City Attorney's Fund, to Item 4, Salaries and Wages, City Manager's Fund, 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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 Mayor Benbough. Nays--None. Absent--Councilman Flowers.

The final reading of such ordinance was in full.

ORDINANCE NO. 1975, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$5,000.00 out of the Street Improvement Fund of the City of San Diego for the purpose of purchasing material and hiring labor for the repair of streets, bridges and culverts in the City of San Diego, 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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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

The final reading of such ordinance was in full.

ORDINANCE NO. 1976, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 21, Ocean Beach, in the City of San Diego, California, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, 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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

The final reading of such ordinance was in full.

ORDINANCE NO. 1977, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 70, University Heights, in the City of San Diego, California, between the north line of Meade Avenue and the South line of Monroe Avenue, 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--Councilman Simpson, Weggenman, Housh, Fish, Knox and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

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 and Mayor Benbough. Nays--None. Absent--Councilman Flowers.

The final reading of such ordinance was in full.

Communication from the Director of Public Works, approved by the City Manager, relative to a cooperative agreement with the County of San Diego for oiling Lisbon Street, in Encanto, was presented and ordered filed.

RESOLUTION NO. 72552, recorded in Book 63 of Resolutions, requesting the County Board of Supervisors to enter into a co-operative agreement with the City of San Diego for the improvement by oil surfacing of Lisbon Street, from the easterly line of Imperial Avenue in Encanto, to the easterly City limits; the City to furnish the oil required for said surfacing, and the County to furnish the labor and equipment necessary for laying and placing said oil surfacing; and authorizing the City Manager to enter into such a co-operative agreement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the San Diego Highway Development Association relative to a meeting to be held in Sacramento on October 25th, 1940, to consider highway projects, was presented and ordered filed.

RESOLUTION NO. 72553, recorded in Book 63 of Resolutions, authorizing F. A. Rhodes, Director of Public Works, and Councilman Fred W. Simpson, to attend the State Highway Commission meeting in Sacramento on Friday, October 25, 1940, for the purpose of presenting highway projects in the budget session, and to incur the necessary expense for the trip, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, 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, October 29th, 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, Knox, Flowers and Mayor Benbough.  
Clerk----Fred W. Sick.  
Absent---Councilman Simpson.

On motion of Councilman Fish, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, October 22nd, 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 Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, under Resolution of Intention No. 72071, 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. 324055.  
V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 324056.  
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 324057.  
R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 324058.  
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 paving and otherwise improving the Southeasterly and Northwesterly Alley in Block 72, Ocean Beach, and a portion of Newport Avenue, under Resolution of Intention No. 72129, 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. 324062.  
V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; which bid was given Document No. 324063.  
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 324064.  
R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 324065.  
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 on the City Engineer's report and estimate of the cost of paving and otherwise improving of Florence Street, between the east line of 37th Street and the west line of 38th 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, and no protestants having appeared, on motion of Councilman Weggenman, seconded by Councilman Housh, the proceedings were referred to the City Attorney for an appropriate resolution relative to 11 parcels of land on which the estimated total of the unpaid and proposed assessment will exceed one half of the true value of each parcel.

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 Ivy Street, between the west line of Bancroft Street and the westline of 33rd Street, the Clerk reported that a written protest had been received from Joseph J. Franklin, 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. 72554, recorded in Book 63 of Resolutions, overruling and denying the protest of Joseph J. Franklin against the City Engineer's report and estimate of the cost of paving and otherwise improving of Ivy Street, between the west line of Bancroft Street and the west line of 33rd Street; and overruling and denying all other protests; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Thereupon, on motion of Councilman Housh, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney for an appropriate resolution relative to 5 parcels of land on which the estimated total of the unpaid and proposed assessment will exceed one half of the true value of each parcel.

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 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 of the East 1/2 of Pueblo Lot G; under Resolution of Intention No. 72354; 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. 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.

At this time a majority of the members of the Council signed:  
Bond of George J. Bock Co. as cement contractor.  
Bond of John McQuilken as Chief Deputy City Auditor.

At this time the matter of lighting the Cabrillo Playground was considered. A Mrs. Ferris spoke relative to the proposed lighting of said Playground. The subject was further discussed, but no action taken.

Petition of Homer H. Hostetter for setback suspension on Yonge Street was presented; together with recommendation for approval from the City Planning Commission.  
RESOLUTION NO. 72555, recorded in Book 63 of Resolutions, granting permission to Homer H. Hostetter, 717 Ostend Court, to erect a residence not closer to the property line on Yonge Street than ten feet, on Lot 10, Block 194, Roseville; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Richard A. Leijonflycht et al for zone variance on Albion Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72556, recorded in Book 63 of Resolutions, granting permission to Richard A. Leijonflycht and Ingegard Leijonflycht to erect two residences on Lots 13 to 16, Block 13, Roseville Heights, facing them on Albion Street instead of on Inez Street, as originally platted; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned, with the understanding that the setback lines shall be observed on both streets; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of the Estate of F. W. Kellogg for zone variance in La Jolla Shores was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72557, recorded in Book 63 of Resolutions, granting permission to the Estate of F. W. Kellogg, by Wm. S. Kellogg and Walter J. Schneider, Special Administrator, 2000 Spindrift, La Jolla, to erect and operate a 4 foot by 12 foot Neon sign directing the public to the La Jolla Beach Club Apartments, out to the front property line on Lot 12, Block 4, La Jolla Shores; and granting a variance to the restrictions of Ordinance No. 13294, and setback suspension on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of L. D. Lewis for zone variance at 69th Street and Madrone Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72558, recorded in Book 63 of Resolutions, granting permission to L. D. Lewis to erect two residences on an unsubdivided portion of Lot 12, Ex Mission Rancho, each to be on a plot approximately one-half acre in size, and each to have frontage on a dedicated street, as shown on sketch attached to petition bearing Document No. 324006; and granting a variance to the restrictions of Ordinance No. 117, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Pacific Beach Post No. 552, American Legion, and communication from the Pacific Beach Chamber of Commerce favoring the changing of the name of Lamont Street to Mt. Soledad Drive were presented; together with recommendations from the City Engineer and the City Planning Commission that no change be made in the street name.

Mr. Thomas C. Ryan spoke in favor of the proposed name change to Mt. Soledad Drive.

RESOLUTION NO. 72559, recorded in Book 63 of Resolutions, denying the petitions of the Pacific Beach Chamber of Commerce and Pacific Beach Post No. 552, American Legion, for changing the name of Lamont Street, in Pacific Beach, to Mt. Soledad Drive, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Veterans of Foreign Wars by Thomas C. Ryan for free inspection permits for Clark's Greater Shows from November 7th to 17th, 1940, was presented; together with the approval of the Veterans Advisory Commission and the Department of Social Welfare.

RESOLUTION NO. 72560, recorded in Book 63 of Resolutions, granting the petition of Building Committee, Veterans of Foreign Wars of the United States, by Thomas C. Ryan, for permission to hold Clark's Greater Shows at the foot of Market Street for eleven days, starting November 7th, 1940, with free inspection permits, and a carnival license fee of \$50.00 per day; providing the circus is safely operated and properly equipped, and subject to inspection and approval before being opened to the public; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of San Diego El Cortez Company for a floor show license at the El Cortez Hotel was presented; bearing approvals from the City Manager, the Chief of Police and the Social Welfare Director.

RESOLUTION NO. 72561, recorded in Book 63 of Resolutions, granting permission to the San Diego El Cortez Company to conduct a floor show with paid entertainment at the El Cortez Hotel, 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 Weggenman, adopted.

Petition of the Kelley Laundry Company for additional driveways on India Street, Grape Street and Kettner Boulevard was presented; together with recommendation for approval from the Traffic Commission.

RESOLUTION NO. 72562, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted; granting permission to the Kelley Laundry Company, 1912 India Street, to install driveways on India Street, Grape Street, and Kettner Boulevard, as follows:

India Street - 100-foot driveway, beginning at the northerly line of the building and extending southerly.

Grape Street - beginning at the easterly line of Kettner Boulevard going easterly: 12 feet of curb, 40-foot driveway, 20 feet of curb, 40-foot driveway.

Kettner Boulevard - beginning at the southerly line of Grape Street going southerly: 14 feet of curb, 34-foot driveway, 27 feet of curb, 28-foot driveway; 22 feet of curb, 28-foot driveway; 11 feet of curb.

Above dimensions of curb and driveway spaces are in accordance with sketch attached to petition bearing Document No. 324077.

Petition of Residents for changing the name of Scott Street, between Bessemer and Talbot Streets, to San Antonio Place, was presented; together with recommendations from the City Engineer and the City Planning Commission that no change be made in the street name.

RESOLUTION NO. 72563, recorded in Book 63 of Resolutions, denying the petition of Residents for the change of the name of Scott Street, between Bessemer and Talbot Streets, to San Antonio Place, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Mission Bay State Park Association relative to a proposed airport near Mission Bay was presented, and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Manager for his information.

Communication from the Ocean Beach Kiwanis Club urging the turning on of lights at the Cabrillo Playgrounds was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the District Supervisor, San Diego WPA Music Project requesting financial aid to continue the project was presented and read.

RESOLUTION NO. 72564, recorded in Book 63 of Resolutions, referring to the City Manager the communication from James M. Lee, District Manager, Works Projects Administration, by W. L. Dean, District Supervisor, San Diego WPA Music Project, requesting an allotment of funds for the WPA Music Project in San Diego, to see if he can find funds for said project, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Funds Commission recommending the sale of Bond 59, Series 1236, for \$172.21; said bond being held in the Mount Hope Cemetery Fund; was presented.

RESOLUTION NO. 72565, recorded in Book 63 of Resolutions, authorizing and directing the interested City Departments to accept \$172.21 for Bond 59, Series 1236, on Lot 1, Block 394, Old San Diego; said bond being held in the Mount Hope Cemetery Fund; as recommended by the City Funds Commission, under Document No. 324011; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending a loading zone for use of the Buel Town Company on K Street, east of Fifth Avenue, was presented.

RESOLUTION NO. 72566, recorded in Book 63 of Resolutions, granting the petition of Buel Town Company, 255 Fifth Avenue, for a loading zone on the north side of the building at the address mentioned, to serve the sidewalk elevator; and authorizing and directing the City Manager to cause a loading zone to be painted, to extend 27 feet east from a point 12 feet east of the east property line on Fifth Avenue, on the south curb of K Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Traffic Commission recommending a loading zone at 966 Second Avenue was presented.

RESOLUTION NO. 72567, recorded in Book 63 of Resolutions, granting the petition of Don M. Stewart, Postmaster, for the establishment of a loading zone at 966 Second Avenue; and authorizing and directing the City Manager to cause a loading zone to be painted, to be a 23-foot extension of the loading zone now located on the west side of Second Avenue in front of the elevator entrance of the Spreckels Theatre Building; the addition to extend north from a point three feet north of the north side of the entrance to the Spreckels Building Garage driveway; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from Frederick G. Jackson relative to street cars on Kettner Boulevard was presented and ordered filed; together with a communication from the Traffic Commission stating that the suggested changes are found to be unnecessary and inadvisable; a copy of the Traffic Commission's communication to be furnished Frederick G. Jackson.

Communication from Lenore Oakleigh protesting against Dog License fees was presented and ordered filed; together with a communication from the City Attorney, approved by the City Manager, reporting on the matter; a copy of the City Attorney's communication to be furnished Lenore Oakleigh.

Petition of Residents for garbage and rubbish service on Orange Avenue was presented and ordered filed; together with a communication from the Director of Public Works, approved by the City Manager, stating that arrangements have been made to provide the petitioners with service commencing November 15, 1940; a copy of the communication from the Director of Public Works to be furnished the petitioners.

Petition of Property Owners and others for the improvement of Ivanhoe Avenue, between Virginia Way and Olivet Avenue, was presented and ordered filed; together with a communication from the Director of Public Works, approved by the City Manager, stating that a petition should be presented for the desired improvement, signed by a majority of the property owners, and the cost of same assessed to the property. A letter was authorized advising the property owners of the steps to be taken to secure the desired improvement.



Petition of property owners relative to the problem of surface water alleged to have been diverted down Olivet Avenue into Cabrillo Avenue in La Jolla, and thence over private property to a culvert under High Street, was presented and ordered filed on motion of Councilman Weggenman, seconded by Councilman Simpson. A report from the Director of Public Works, approved by the City Manager, was read stating that the private property lies within a natural water shed, and it is not the duty of the City to provide under-ground drainage for the improvement of private property. Copies of this report were ordered sent to Mr. Donald L. Patch and Mr. C. C. Adams.

Communication from the Traffic Commission relative to suggestion of Willis E. Allen that traffic be routed over Kettner Boulevard was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed; together with a report from the City Manager stating that Kettner Boulevard is carrying a very heavy traffic load during peak periods.

Communication from the City Engineer reporting on the estimated cost of paving the Alley in Block 60, University Heights, between the south line of Madison Avenue and the north line of Tract 3, Partition Map of the East 1/2 of Pueblo Lot G, was presented; stating that in the case of each of 28 parcels the estimated assessment for the proposed work added to the outstanding and pending assessments will exceed one half the true value of the parcel. On motion of Councilman Weggenman, seconded by Councilman Fish, the communication was referred to the City Attorney for a resolution approving said report and setting a time for hearing thereon.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for the proposed paving and otherwise improving the Alley in Block 1, Carmel Heights, was presented and ordered filed.

RESOLUTION NO. 72568, recorded in Book 63 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block 1, Carmel Heights, as described in Resolution of Intention No. 72127, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72569, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the installation of a sewer main and appurtenances in the Alleys in Blocks J and K, Tract Number Two of Alta Vista Suburb; in Franklin Avenue, between the east line of Escuela Street and the west line of 48th Street; and in Ocean View Boulevard, between the southerly prolongation of the east line of Escuela Street and the west line of Gloria Street; and approving Plat No. 1826, 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. 72570, recorded in Book 63 of Resolutions, for the installation of a sewer main and appurtenances in the Alleys in Blocks J and K, Tract Number Two of Alta Vista Suburb; in Franklin Avenue, between the east line of Escuela Street and the west line of 48th Street; and in Ocean View Boulevard, between the southerly prolongation of the west line of Gloria Street and the southerly prolongation of the east line of Escuela Street; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72571, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the installation of a sewer main and appurtenances in the Alley in Block M, Tract Number Two of Alta Vista Suburb, between the south line of Imperial Avenue and the north line of Franklin Avenue; and Franklin Avenue, between the east line of 47th Street and the west line of Escuela Street; and approving Plat No. 1825, 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. 72572, recorded in Book 63 of Resolutions, for the installation of a sewer main and appurtenances in the Alley in Block M, Tract Number Two of Alta Vista Suburb; and in Franklin Avenue, between the east line of 47th Street and the west line of Escuela Street; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72573, 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 Garrison Street and Evergreen Street, under Resolution of Intention No. 71582, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72574, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, as described in Resolution of Intention No. 72249, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 72575, recorded in Book 63 of Resolutions, for furnishing electric current for El Cajon Boulevard Lighting District No. 1 for the period ending November 30th, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 72576, recorded in Book 63 of Resolutions, for furnishing of electric current for Adams Avenue Lighting District No. 1 for the period ending August 27th, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION CHANGING GRADE NO. 72577, recorded in Book 63 of Resolutions, changing the grade of Washington Street, between the westerly line of 8th Avenue and a line drawn southerly from a point on the northerly line of Washington Street distant 111.32 feet easterly

from the northerly prolongation of the east line of 9th Avenue to a point on the south line of Washington Street distant 100.00 feet east of the east line of 9th Avenue, as described in Resolution of Intention No. 72078, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72578, recorded in Book 63 of Resolutions, 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 5, Chester Park Addition, between the north line of Orange Avenue and the southerly line of El Cajon Boulevard, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72579, 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 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72580, recorded in Book 63 of Resolutions, to change the grade of Palm Street, between the northeasterly line of Kettner Boulevard and the southwesterly line of California Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72581, recorded in Book 63 of Resolutions, to change the grade of Vine Street, between the southwesterly line of Kettner Boulevard and the Mean High Tide Line of San Diego Bay, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72582, recorded in Book 63 of Resolutions, directing that the assessment hereafter to be made for the paving and otherwise improving of the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, under resolution of intention No. 72249, shall be made and signed by the City Engineer was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72583, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving of the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, under Resolution of Intention No. 72249, 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. 72584, recorded in Book 63 of Resolutions, determining the proposed paving of the Alley in Block 190, San Diego Land and Town Company's Addition, between the northwesterly line of Sampson Street and the southeasterly line of Evans Street, to be feasible, and that the lands to be assessed therefor will be able to carry the burden of the 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72585, recorded in Book 63 of Resolutions, determining that the owners of 15% of the area of the proposed assessment district for paving and otherwise improving the North and South Alley in Block 46, W. P. Herbert's Subdivision, between the south line of Meade Avenue and the north line of the east and west alley in said Block 46, have not demanded the investigation and report provided 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 paving and otherwise improving said Alley in Block 46, W. P. Herbert's Subdivision; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72586, recorded in Book 63 of Resolutions, determining that the proposed paving of 44th Street, between the north line of El Cajon Boulevard and the north line of Orangewood, is feasible, and that the lands to be assessed therefor will be able to carry the burden of the 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72587, recorded in Book 63 of Resolutions, determining and declaring the prevailing rate of per diem wages to be paid in connection with the work of paving and otherwise improving of Santa Clara Place, 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, adopted.

RESOLUTION NO. 72588, 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 37, Amended Map of City Heights, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72589, 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 proposed paving and otherwise improving of 36th Street, between the north line of Adams Avenue and the southwesterly line of East Mountain View Drive, as particularly described in Resolution of Intention No. 71811, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72590, 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 8, Subdivision of Lots 20 to 50, Block N, Teralta, as described in Resolution of Intention No. 71760, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72591, recorded in Book 63 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the proposed paving and otherwise improving of Siesta Drive, Madison Avenue and Cajon Way, as particularly described in Resolution of Intention No. 71938, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Harbor Commission submitting a form of Resolution ratifying, confirming and approving a tidelands lease between the Harbor Commission and R. E. Hazard & Sons was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager for recommendation.

Resolution from the Board of Supervisors relative to the proposed oiling of Delta Street, Birch Street, Woden Street, 39th Street and 40th Street, was presented and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 72592, recorded in Book 63 of Resolutions, accepting the offer of the County of San Diego, contained in the resolution of the Board of Supervisors under date of October 14th, 1940, entitled, "In the Matter of a Cooperative Agreement Between the County of San Diego and the City of San Diego for the Oiling of Certain Streets in The City of San Diego," wherein and whereby, on condition that The City of San Diego furnish all oil necessary for oil surfacing the streets named in said resolution, the County of San Diego agrees to use its roadbuilding equipment and to supply the necessary labor to improve said streets, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent transmitting resolution authorizing bids for a composition roof on Shed #1, B Street Pier, was presented and ordered filed.

RESOLUTION NO. 72593, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent to advertise for bids for the construction and completion of a new composition roof upon Shed No. 1, B Street Pier, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file under Document No. 323978; and ascertaining the prevailing rate of per diem wages to be paid in connection with the proposed work; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72594, recorded in Book 63 of Resolutions, authorizing the City Manager to execute for and on behalf of The City of San Diego a certain lease to The United States of America, for the use and occupancy of the Old City Hall building, situated at the southwest corner of Fifth Avenue and G Street, to be used exclusively for Headquarters Selective Service Local Board Number 163, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72595, recorded in Book 63 of Resolutions, approving for payment the bill submitted by Western City in the sum of \$150.00 for advertising the City of San Diego in the August and September issues in connection with the annual meeting of the League of California Cities, held in San Diego September 16th to 19th, 1940, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn on the allocation set up for the League of Cities in the Advertising and Publicity Fund; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72596, recorded in Book 63 of Resolutions, accepting the deed of Herbert Kelly, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72597, recorded in Book 63 of Resolutions, accepting the deed of Laura B. Imhaus, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72598, recorded in Book 63 of Resolutions, accepting the deed of Albert L. Jenkins and May M. Jenkins, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72599, recorded in Book 63 of Resolutions, accepting the deed of Mary Gay Sullivan, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72600, recorded in Book 63 of Resolutions, accepting the quitclaim deed of the San Diego Securities Company, executed in favor of the City of San Diego for a portion of Rosecrans Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72601, recorded in Book 63 of Resolutions, accepting the deed of W. B. Miller and Gertrude C. Miller, husband and wife, executed in favor of the City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72602, recorded in Book 63 of Resolutions, accepting the deed of Hurlburt, Frank & Slaughter, Inc., executed in favor of the City of San Diego for a portion of Sunset Boulevard, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72603, recorded in Book 63 of Resolutions, authorizing and instructing the City Manager to execute a form of contract between the City of San Diego, and The Theatrical Enterprises Corporation, for the right and privilege of placing not less than 150 nor more than 200 sanitary refuse cans on the premises of the City, as described in Document No. 324094, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting a Resolution authorizing advertising for bids for two 1½-ton 160" Wheelbase stake body Trucks, and one ½-ton pickup Truck, was presented and ordered filed.

RESOLUTION NO. 72604, 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 two 1½-ton 160" Wheelbase stake body Trucks, and one ½-ton pickup Truck, in accordance with notice to bidders, specifications, bidding instructions and requirements, on file in the office of the City Clerk bearing Document No. 324046, 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 340 linear feet of 48" reinforced concrete pipe for flume 19 of the Dulzura Conduit, was presented and ordered filed.

RESOLUTION NO. 72605, recorded in Book 63 of Resolutions, accepting the bid of the American Concrete & Steel Pipe Company to furnish the City of San Diego with 340 linear feet of 48" reinforced concrete pipe for flume 19 of the Dulzura Conduit for the sum of \$2,292.00; awarding said contract to the said American Concrete & Steel Pipe Company; and authorizing the City Manager to enter into a contract for furnishing said pipe; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for construction of Flume 19, Dulzura Conduit, and the installation of 330 feet of 48" concrete pipe, was presented and ordered filed.

RESOLUTION NO. 72606, recorded in Book 63 of Resolutions, accepting the bid of Walter H. Barber for the construction of Flume 19, Dulzura Conduit, for the sum of \$1758.00; awarding said contract for this work to Walter H. Barber; and authorizing the City Manager to enter into a contract for the installation of said pipe; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the County Surveyor requesting an easement over certain City-owned property was presented and ordered filed.

RESOLUTION NO. 72607, 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 of certain portions of County Road Survey 627 (H.C. 20), Mission Gorge Road, across certain lands owned by The City of San Diego; subject to the right of the City to flood any or all of the lands included within said right of way up to elevation 353 U.S.G.S.; a copy of which said right of way agreement is on file in the office of the City Clerk bearing Document No. 324095; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

By unanimous consent, the application of Tony Covina for license to conduct public dance on premises where intoxicating liquor is sold at 4693 University Avenue, was considered at this time.

RESOLUTION NO. 72608, recorded in Book 63 of Resolutions, was on motion of Councilman Fish, seconded by Councilman Knox, adopted; granting the application of Tony Covina, 3596 University Avenue, for license to conduct public dance on premises where intoxicating liquor is sold at 4693 University Avenue, subject to compliance with existing regulations, on the following conditions:

First: That there be no loud, blaring, brass instruments used in providing dance music.

Second: That the licensee cooperates and makes arrangements to the end that the cars of his patrons may not be parked in front of the residences in the vicinity.

Councilman Flowers and Mayor Benbough voted "Nay" on the motion.

RESOLUTION NO. 72609, recorded in Book 63 of Resolutions, providing that hereafter property owners desiring to initiate special assessment street improvement proceedings under the Improvement Act of 1911 shall, before circulating or obtaining signatures to any petition for presentation to the City Council, secure a form of petition from the City Clerk, which shall contain certain information to be supplied by the City Engineer, together with his recommendation relative to the proposed improvement; which form of petition is set out in full in said Resolution; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Resolution of the San Diego County Building and Construction Trades Council relative to W.P.A. projects was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager.

RESOLUTION NO. 72611, recorded in Book 63 of Resolutions, accepting the quitclaim deed of the Union Title Insurance and Trust Company for embankment slopes and drainage structures on a portion of Lot 556, Talmadge Park, Unit Three, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1978, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 33, Fairmount Addition, in the City of San Diego, California, between the north line of Orange Avenue and the south line of Trojan 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, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1979, New Series, recorded in Book 48 of Ordinances, amending Section 7 of Ordinance No. 1940 (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. 1611 (New Series), adopted June 13, 1939", adopted September 24, 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--Councilman Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Weggenman, 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1980, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 5, Wilshire Place, in the City of San Diego, California, between the south line of Meade Avenue and the north line of El Cajon Boulevard, 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 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.

The final reading of such ordinance was in full.

RESOLUTION NO. 72612, recorded in Book 63 of Resolutions, was adopted by unanimous consent, on motion of Councilman Housh, seconded by Councilman Knox. Said Resolution read as follows:- "WHEREAS, it appears to this Council that the business interests of The City of San Diego and the County of San Diego would be very seriously and injuriously affected should the racing dates heretofore accorded to the Del Mar Turf Club by the California State Racing Board be changed; and that it is common knowledge that if racing after Labor Day were imposed upon the Del Mar track the plant would operate at a loss, with the result that this community might be deprived of this important attraction entirely; NOW, THEREFORE,

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

That the California State Racing Board be, and it is hereby urgently requested not to make any change in the racing dates heretofore accorded the Del Mar Turf Club."

On motion of Councilman Housh, seconded by Councilman Knox, Councilman F. W. Simpson was authorized to forward a copy of the above resolution to the California Horse Racing Commission.

Communication from the Board of Supervisors submitting a resolution relative to a Co-operative Agreement between the County of San Diego and the City of San Diego for the Oil Surfacing of a portion of Lisbon Street in the City of San Diego, was presented and ordered filed.

RESOLUTION NO. 72610, recorded in Book 63 of Resolutions, accepting the offer of the County of San Diego contained in a resolution of the Board of Supervisors dated October 21st, 1940, relative to the oil surfacing of a portion of Lisbon Street in the City of San Diego, on condition that the City of San Diego furnish all oil necessary for oil surfacing Lisbon Street, from the easterly line of Imperial Avenue to the easterly City limits of the City of San Diego; the County of San Diego to use its roadbuilding equipment and to supply the necessary labor to improve said street; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

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

  
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Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fottell DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California, Wednesday, October 30th, 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 the hour of 4:00 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, 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 Wednesday, the 30th day of October, 1940, at the hour of 4:00 o'clock P.M. Said meeting will be held for the purpose of considering Proposed Ordinance authorizing lease on certain pueblo land to the United States Government and such other business as may come before the Council. Dated October 29th, 1940. (signed) P. J. BENBOUGH

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 Wednesday, the 30th day of October, 1940, at the hour of 4:00 o'clock P.M., and hereby consent to such special meeting.

(signed) HARLEY E. KNOX	DATED	Oct. 29th, 1940
FRED W. SIMPSON	DATED	Oct. 29th, 1940
AL. E. FLOWERS	DATED	Oct. 29th, 1940
L. F. WEGGENMAN	DATED	Oct. 29th, 1940
HERBERT E. FISH	DATED	Oct. 29th, 1940
ADDISON E. HOUSH	DATED	Oct. 29th, 1940

Petition of the Democratic Club for Izac for a fireworks display permit for use at La Jolla was presented.

RESOLUTION NO. 72613, recorded in Book 64 of Resolutions, granting the petition of Democratic Club for Izac, by William B. Roe, for permission to conduct a public display of fireworks on October 30, 1940, from 7:00 P.M. to 9:00 P.M. on the beach at the foot of Jenner Street and the Community House in La Jolla; subject to existing regulations; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1981, New Series, recorded in Book 48 of Ordinances, authorizing the execution of a lease of certain Pueblo Lands of the City of San Diego to the United States of America, consisting of portions of Pueblo Lots 1314, 1323, 1326, 1330, 1331 and 1333, was on motion of Councilman Fish, 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 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.

The final reading of such ordinance was in full.

RESOLUTION NO. 72614, recorded in Book 64 of Resolutions, authorizing the City Manager to issue to The United States of America a revocable permit to occupy that area of Torrey Pines Park lying within the westerly portion of Pueblo Lots 1331, 1325 and 1324 of the Pueblo Lands of The City of San Diego; the form of the permit authorized being on file in the office of the City Clerk bearing Document No. 324112; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72615, recorded in Book 64 of Resolutions, authorizing and empowering the City Manager to execute a lease with The United States of America for a certain described building located on the Southwest corner of Fifth Avenue and G Street, which said building was formerly occupied as the City Hall, to be used as Headquarters of Selective Service Local Board No. 163, for a period ending June 30, 1941, with the option of extending the term of said lease to October 29, 1941, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from E. R. Patterson offering to lease property at the northeast corner of Pacific Highway and Miramar Road was read and on motion of Councilman Fish, seconded by Councilman Simpson, referred to the City Manager.

RESOLUTION NO. 72616, recorded in Book 64 of Resolutions, authorizing the City Manager to execute and file, for and on behalf of The City of San Diego, with the Works Projects Administration an application for the construction of an intercepting trunk line sewer project, estimated to cost \$1,500,000.00; the City's sponsorship contribution to said project being estimated at the sum of approximately \$70,500.00; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

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

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

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

## REGULAR MEETING

Chamber of the Council of the City of San Diego, California,  
Wednesday, November 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 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.

On motion of Councilman Weggenman, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, October 29th, 1940, and the minutes of the special meeting of Wednesday, October 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 constructing a cement concrete sewer main and appurtenances in a portion of Elizabeth Street, between the north line of T Street and the south line of Ocean View Boulevard; and in a portion of Ocean View Boulevard, between the northerly prolongation of the east line and west line of Elizabeth Street; under Resolution of Intention No. 72175, 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 Walter H. Barber; accompanied by a bond from the Hartford Accident and Indemnity Company; which bid was given Document No. 324224.

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, said bid was referred to the City Engineer for a report on the cost of the proposed work under the bid prices submitted, as compared with the engineer's estimated cost, and the matter continued for one week.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing of electric current for Pacific Highway Lighting District No. 1 for the period ending November 4, 1941, 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 Gas and Electric Company and was given Document No. 324225.

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 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 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1, between the north line of Wightman Street and the south line of University Avenue; and Wightman Street, between the southerly prolongation of the west line of the Alley in Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1 and the southerly prolongation of the east line of said alley; 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 John F. Valleau, representing Lots 45, 46, 47 and 48; Jennie S. Rounds, representing the East 40 feet of Lots 1, 2, 3 and 4; and A. M. Hopkins, representing Lots 15, 16, 17 and 18; all in said Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1.

All interested persons having been heard, RESOLUTION NO. 72617, recorded in Book 64 of Resolutions, overruling and denying the verbal protests of John F. Valleau, Jennie S. Rounds and A. M. Hopkins, against the City Engineer's estimate on the cost for the proposed paving and otherwise improving the Alley in Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1, between the north line of Wightman Street and the south line of University Avenue; and Wightman Street, between the southerly prolongation of the west line of the Alley in Block 6, Subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1 and the southerly prolongation of the east line of said alley; and overruling and denying all other protests; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, the proceedings were referred to the City Manager and 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 of Hugo Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street, the Clerk reported that a written protest had been received from Solon S. Kipp, on behalf of Elbert, Ltd.; which protest 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. 72618, recorded in Book 64 of Resolutions, abandoning the proceedings heretofore taken for the proposed paving and otherwise improving of Hugo Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; said action being based on the City Engineer's report that more than one half the true value of all lands to be assessed, and in the case of 26 parcels of land, the estimated cost of the improvement will exceed one half the true value of each parcel; 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 of protests against the proposed paving and otherwise improving of Polk Avenue, between the westerly line of Arizona Street and the easterly line of Louisiana Street, under Resolution of Intention No. 72398; 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. All interested persons having been heard, and no protestants having appeared, on motion of Councilman Fish, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney.

Petition of Renee Ramey Kennedy for floor show license at 109 West C Street was presented; bearing approvals from the Chief of Police, the Social Welfare Director and the City Manager.

RESOLUTION NO. 72619, recorded in Book 64 of Resolutions, granting permission to Renee Ramey Kennedy, Pickwick Hotel, to conduct a floor show with paid entertainment at the College Inn, 109 West C 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 Fish, seconded by Councilman Flowers, adopted.

Petition of Phil H. Doughty for permission to construct an auto court on Adams Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72620, recorded in Book 64 of Resolutions, granting permission to Phil H. Doughty, 3128 El Cajon Blvd., to construct an auto court consisting of ten units on Lot 2, Block 35, Normal Heights, at 3153 Adams Avenue, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Freeoff Theatre Corporation for a license to operate the Metro Theatre at 2175 Logan Avenue was presented; bearing approvals from the Fire Department, Chief Building Inspector, Chief of Police and City Manager.

RESOLUTION NO. 72621, recorded in Book 64 of Resolutions, granting permission to Freeoff Theatre Corporation, 2175 Logan Avenue, to operate the Metro Theatre at the address mentioned, with a seating capacity of 400, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of John B. Gates requesting a refund on Laundry License #2100 was presented.

A motion was made by Councilman Flowers, seconded by Councilman Weggenman, to deny the request. This motion was amended, on motion of Councilman Simpson, seconded by Councilman Weggenman, to continue the matter for one week. The amended motion carried.

Communication from Senator Ed Fletcher relative to a location for the Cabrillo Statue was presented; together with copy of a letter from Manuel Ries, President of the 47 Cabrillo Civic Clubs of California; and a motion was made by Councilman Housh to refer the papers to the City Planning Commission with instructions to select a permanent location. This motion failed for want of a second.

Thereupon, RESOLUTION NO. 72622, recorded in Book 64 of Resolutions, referring to the City Planning Engineer for recommendation as to location the communication from Senator Ed Fletcher, bearing Document No. 324169, requesting the City of San Diego to take official action on the location of the Cabrillo statue; said recommendation to be presented to the Council at next week's meeting; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from Marie M. Herney, Civil Service Commissioner, requesting a leave of absence was presented.

RESOLUTION NO. 72623, recorded in Book 64 of Resolutions, granting the request of Marie M. Herney, member of the Civil Service Commission of the City of San Diego, for leave of absence from duties as Commissioner, for a period commencing October 31, 1940 and ending March 1, 1941, with permission to leave the City, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on receipts and disbursements during the time F. A. Rhodes was City Manager was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the City Auditor reporting on the claim of Mrs. M. E. Waite for \$4.50 was presented and read.

RESOLUTION NO. 72624, recorded in Book 64 of Resolutions, granting and allowing the claim of Mrs. M. E. Waite, 2933 Newton Avenue, filed on October 10, 1940, against the City of San Diego in the amount of \$4.50; alleged to be due on account of damages done to her automobile by a City-owned truck; and authorizing and directing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$4.50, in full settlement of said claim; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of J. J. DeKeyser for \$19.95 was presented and read.

RESOLUTION NO. 72625, recorded in Book 64 of Resolutions, denying the claim of J. J. DeKeyser, 3042 Hawthorn Street, filed on October 26, 1940, in the amount of \$19.95 against the City of San Diego; said amount claimed to be due on account of damages to his automobile by a City-owned truck; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Director of Public Works, approved by the City Manager, stating that there is no objection to refunding the balance left in the fund raised by the Pacific Beach Chamber of Commerce for the cleaning of weeds, providing that it is legally possible to do so; as requested by M. N. Wilson, President of the United States National Bank; was on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney.



Communication from the Director of Public Works, approved by the City Manager, recommending that the petition for dumping street sweepings on property located at 4969 East Mountain View Drive be granted, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 72626, recorded in Book 64 of Resolutions, granting the request of Mrs. S. C. Pinksen, et al., for the dumping of certain street sweepings on property located at 4969 East Mountain View Drive, contained in Document No. 323841, as recommended by the Director of Public Works, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Director of Public Works, approved by the City Manager, stating that the American Legion built a new press box in the stadium, which is now ready for occupancy, was read and ordered filed, on motion of Councilman Weggenman, seconded by Councilman Fish. Communication from San Diego Lodge No. 168, B.P.O.E., relative to the press box in the Stadium, was ordered filed, on motion of Councilman Weggenman, seconded by Councilman Fish.

Communication from the Director of Public Works, approved by the City Manager, stating that a public necessity for a water main on 41st Street, between the south line of Hilltop Drive and the south line of Broadway, and on Broadway, between the west line of 41st Street and the west line of 42nd Street, does not exist; and the proposed improvement would be of local benefit only; was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the Director of Public Works, approved by the City Manager, recommending that the grade be established in an existing alley running north and south, on the east side of and adjacent to the County Library property, at 3532 Meade Avenue; and that jurisdiction for the improvement of this alley be released to the County of San Diego; was presented and read.

RESOLUTION NO. 72627, recorded in Book 64 of Resolutions, authorizing and directing the City Engineer to prepare and present an ordinance establishing the official grade of the alley running north and south, on the east side of and adjacent to the County Library, 3532 Meade Avenue; and authorizing and directing the City Attorney to prepare the necessary papers releasing the jurisdiction to the County of San Diego over that portion of said alley, adjacent to the County Library property, for a distance of approximately 300 feet, for the purpose only of improving said alley; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Director of Public Works, approved by the City Manager, suggesting that the City Clerk be authorized to forward certain information concerning the collection and removal of garbage, compiled by the Director of Public Works, to Alfred Roncovieri, Supervisor of the City and County of San Francisco, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, the recommendation was adopted. Communication from Alfred Roncovieri requesting certain information was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the City Manager relative to application from the Bench Advertising Agency for permission to place six benches at specified locations was presented; together with said application from the Bench Advertising Agency, which was on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

RESOLUTION NO. 72628, recorded in Book 64 of Resolutions, authorizing and directing the City Clerk to notify the San Diego Seat Advertising Company that application had been made by the Bench Advertising Agency for the placing of benches with advertising at six specified locations; as recommended by the City Manager under date of November 6th, 1940, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the San Diego Highway Development Association relative to a recent meeting of the State Highway Association was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager transmitting a statement from the Purchasing Agent showing sales of obsolete and used equipment and junk for the fourmonths' period ending October 31, 1940, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the City Manager reporting on a communication from San Diego County Building and Construction Trades Council relative to City-sponsored W.P.A. projects was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the City Manager relative to a resolution of the Mission Bay State Park Association concerning an airport on the south shore of Mission Bay was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager relative to a request for financial assistance from James M. Lee, District Manager of the Work Projects Administration, for the San Diego W.P.A. Music Project; stating that no provision was made in the appropriations for the fiscal year 1940-41 for a music project; and that no funds are available for such a project; was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager transmitting report of the City Manager for the fiscal year 1939-1940 was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving of Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, was presented and ordered filed.

RESOLUTION NO. 72629, recorded in Book 64 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving of Arthur Avenue, as described in Resolution of Intention No. 72071, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Manager transmitting copy of Annual Financial Report of the Water Department for the fiscal year ending June 30, 1940, was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, 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 72, Ocean Beach, public right of way, and a portion of Newport Avenue, was presented and ordered filed.

RESOLUTION NO. 72630, recorded in Book 64 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the southeasterly and northwesterly Alley in Block 72, Ocean Beach, public right of way, and a portion of Newport Avenue, as described in Resolution of Intention No. 72129, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 72631, recorded in Book 64 of Resolutions, for paving and otherwise improving of Monroe Avenue and Ohio Street, as described in Resolution of Intention No. 72354, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72632, recorded in Book 64 of Resolutions, directing notice inviting sealed proposals for furnishing of electric current for Adams Avenue Lighting District No. 1, for the period ending August 27, 1941, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72633, recorded in Book 64 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for El Cajon Boulevard Lighting District No. 1, for the period ending November 30, 1941, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72634, recorded in Book 64 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Boston Avenue, between 28th Street and 30th Street; and approving Plat No. 1808, showing the exterior boundaries of the district to be included in the assessment for the said work and improvement; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 72635, recorded in Book 64 of Resolutions, for paving and otherwise improving Boston Avenue, between the east line of 28th Street and the west line of 30th Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72636, recorded in Book 64 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72637, recorded in Book 64 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 60, University Heights, between the south line of Madison Avenue and the north line of Tract 3, Partition Map of the East 1/2 of Pueblo Lot G, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72638, recorded in Book 64 of Resolutions, determining that the proposed paving of Florence Street, between the east line of 37th Street and the west line of 38th Street, 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 prepare the necessary plans for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72639, recorded in Book 64 of Resolutions, determining that the proposed paving of Ivy Street, between the west line of Bancroft Street and the west line of 33rd Street, 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 prepare the necessary plans for said work and improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72640, recorded in Book 64 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of Strandway, as particularly described in Resolution No. 71171, 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 for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72641, recorded in Book 64 of Resolutions, directing that the assessment hereafter to be made, covering the cost and expenses of paving and otherwise improving Monroe Avenue and Ohio Street, as described in Resolution of Intention No. 72354,

shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72642, recorded in Book 64 of Resolutions, directing that the work of paving and otherwise improving Monroe Avenue and Ohio Street, as described in Resolution of Intention No. 72354, 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. 72643, recorded in Book 64 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 Ibsen Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Evergreen Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72644, recorded in Book 64 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving Menlo Avenue, as described in Resolution of Intention No. 71730, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72645, recorded in Book 64 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71874, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72646, recorded in Book 64 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving 36th Street, as described in Resolution of Intention No. 71811, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72647, recorded in Book 64 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block B, Altadena, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72648, recorded in Book 64 of Resolutions, accepting the deed of C. W. Rodecker and Marjorie R. Rodecker, husband and wife, granting and conveying to The City of San Diego an easement and right of way for portions of La Jolla Rancho Road and La Jolla Scenic Drive, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72649, recorded in Book 64 of Resolutions, accepting the deed of Wm. H. Schmidt and Lucille H. Schmidt, 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. 72650, recorded in Book 64 of Resolutions, accepting the deed of Wallace C. Zirkle, 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. 72651, recorded in Book 64 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau in the sum of \$684.15 for expenses incurred in connection with conventions coming to San Diego, as approved by the Advertising Control Committee; and authorizing a requisition to be drawn against the allocation set up in the 1940-1941 budget for said amount; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting a resolution authorizing the advertisement for bids for furnishing of pipe manifolds was presented and ordered filed.

RESOLUTION NO. 72652, recorded in Book 64 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing pipe manifolds to replace flumes in University Heights Filter Plant, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 324160, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, submitting form of deed and an agreement with the San Diego & Arizona Eastern Railway Company, relative to sewer easement on portions of Pueblo Lot 1152 and Pueblo Lot 1167, and a portion of Fractional Block 115, of the Partition Map of Pueblo Lot 1168, was presented and ordered filed.

RESOLUTION NO. 72653, recorded in Book 64 of Resolutions, authorizing and empowering the City Manager to execute for and on behalf of the City of San Diego an agreement by and between the City of San Diego and the San Diego & Arizona Eastern Railway Company; wherein and whereby said San Diego & Arizona Eastern Railway grants to said City an easement for the construction, maintenance and operation of two 36" and one 27" sewers and appurtenances across the main line east of 32nd Street and the Lakeside Branch east of Imperial Avenue, of said railway company; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72654, recorded in Book 64 of Resolutions, authorizing the City Manager to purchase certain real property particularly described in said Resolution, for opening and extending Washington Street, from Fifth Avenue to Lincoln Avenue, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72655, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Clerk to execute and deliver to the Frontier Enterprises, Incorporated, a deed for Right of Way Lot No. 134, as shown on Partition Map of Middletown by J. E. Jackson, filed in the office of the County Clerk of the County of San Diego, California; which Right of Way Lot was sold at public auction; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor transmitting form of Ordinance appropriating \$10.00 from payments refundable account for the benefit of T. N. Calvert was presented and ordered filed.

ORDINANCE NO. 1982, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$10.00 out of the Payments Refundable Account for the relief and benefit of T. N. Calvert, 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 Weggenman, 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. The final reading of such ordinance was in full.

ORDINANCE NO. 1983, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 47, Fairmount Addition, in the City of San Diego, California, between the north line of Trojan Avenue and the southeasterly 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, 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. The final reading of such ordinance was in full.

ORDINANCE NO. 1984, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alleys in Block 32, Normal Heights, in the City of San Diego, California, 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 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. The final reading of such ordinance was in full.

On motion of Councilman Housh, seconded by Councilman Knox, 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 7th day of November, 1940, at the hour of 9:30 o'clock A.M. for the purpose of canvassing the returns of the Special Municipal Bond Election, held on November 5th, 1940, and any other business that may come before said meeting.

A petition for paving, under the 1911 Act, the Alley in Block 67, W. P. Herberts Subdivision was presented; without the heading and estimates provided for such petitions by Resolution No. 72609. On motion of Councilman Knox, seconded by Councilman Flowers, it was ordered that said petition should take its regular course.

RESOLUTION NO. 72656, recorded in Book 64 of Resolutions, requesting the City Manager to bring in a recommendation, at his earliest convenience, regarding the existing lease between the City of San Diego and Wayne W. Dailard, et al, for the operation of the Mission Beach Amusement Center, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

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

  
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Mayor of the City of San Diego, California.

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

## SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,  
Thursday, November 7th, 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 9:30 o'clock A.M.

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

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Wednesday the 6th day of November, 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 7th day of November, 1940, at the hour of 9:30 o'clock A.M., for the purpose of Canvassing the returns of the Special Municipal Bond Election, held November 5th, 1940, 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.

At this time the Council proceeded to canvass the returns of the Special Municipal Bond Election held Tuesday, November 5th, 1940, for voting on the proposition of incurring a bonded indebtedness of \$1,300,000.00 for the acquisition, construction and completion of improvements, extensions and additions to the water distribution system of the City of San Diego; and for the incurring of a bonded indebtedness of \$3,000,000.00 for the acquisition, construction and completion of a gravity section concrete dam at a location known as the San Vicente Damsite on the San Vicente Creek, a tributary of the San Diego River, in the County of San Diego, State of California.

The Clerk reported that he had received all of said returns of said election to-wit: from election precincts Nos. 1 to 414, inclusive.

All of said returns being duly signed and sealed as by law required, by the respective Precinct Boards of the various precincts, said returns were delivered to the Council for the canvass thereof.

Vice-Mayor Flowers appointed Councilmen Simpson, Weggenman, Housh, Fish and Knox as tellers, and the Council proceeded to canvass said returns, beginning with precinct No. 1 and continuing in numerical order until the returns of all of said precincts were canvassed.

Thereupon, the Clerk reported that all of the absentee ballots had not been received, and upon motion of Councilman Simpson, seconded by Councilman Fish, the canvass of the returns was ordered continued until the hour of 10:00 o'clock A.M., Friday, November 8th, 1940.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Fish, the meeting was adjourned until the hour of 10:00 o'clock A.M. Friday, November 8th, 1940.



Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Frote Jr.  
DEPUTY.

## ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,  
Friday, November 8th, 1940.

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

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

The Clerk reported that all of the absentee ballots of the Special Municipal Bond Election, held November 5th, 1940, had not all been received.

Whereupon, the Vice-Mayor declared the meeting adjourned until the hour of 10:00 o'clock A.M., Saturday, November 9th, 1940, and the canvass of the returns of said election continued until said hour.



Mayor of the City of San Diego, California.

(ATTEST): FRED W. SICK, CITY CLERK,

By Clark M. Frote Jr.  
DEPUTY.

ADJOURNED SPECIAL MEETING


Chamber of the Council of the City of San Diego, California,  
Saturday, November 9th, 1940.

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

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

The Clerk reported that all of the absentee ballots of the Special Municipal Bond Election, held November 5th, 1940, had not all been received.

Whereupon, the Vice-Mayor declared the meeting adjourned until the hour of 8:30 o'clock A.M., Tuesday, November 12th, 1940, and the canvass of the returns of said election continued until said hour.

  
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Mayor of the City of San Diego, California.

(ATTEST): FRED W. SICK, CITY CLERK,

By   
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,  
Tuesday, November 12th, 1940.

Pursuant to adjournment the meeting of the Council of the City of San Diego, California was called to order by Vice-Mayor Flowers this date at the hour of 8:30 o'clock A.M.

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

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

This being the date to which the matter of the Canvass of the returns of the Special Municipal Bond Election held Tuesday, November 5th, 1940, was continued to, the Clerk presented the locked ballot box in which had been placed the sealed ballots of absentee voters, one hundred forty-three (143) in number, and upon the opening of the ballot box the Council, as the canvassing board, compared the signature of the voter appearing upon the sealed envelopes, with the signatures of the voter, appearing upon the original application for a ballot. Being satisfied that the signatures in all cases were proper, the Board proceeded to open the sealed envelopes, taking therefrom the ballots, still folded, and deposited them in the ballot box, which was then shaken up thoroughly and again opened, the ballots then being taken therefrom, opened and the votes thereupon entered upon the tally sheets, as provided by Article 2, Chapter 6 of the Elections Code. The votes for the propositions being added to the votes for said propositions as returned by the several precinct boards.

Thereupon, Resolution No. 72657, recorded in Book 64 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California, on Tuesday, November 5th, 1940, upon propositions for the incurring of bonded indebtedness, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

Said resolution showed the following, to-wit:

The whole number of ballots cast in said City at said Special Municipal Election was Eighty-seven thousand Six hundred Ninety-two (87,692).

The vote received for proposition No. 1, for incurring a bonded indebtedness of \$1,300,000.00 for the acquisition, construction and completion of improvements, extensions and additions to the water distribution system of the City of San Diego, was as follows, to-wit:

For said proposition No. 1	65,439 votes
Against said proposition No. 1	13,368 votes
Void ballots	5,572

and said proposition has received the vote of two-thirds of all the voters voting thereon at said election.

The vote received for proposition No. 2, for incurring a bonded indebtedness of \$3,000,000.00 for the acquisition, construction and completion of a gravity section concrete dam at a location known as San Vicente Damsite on the San Vicente Creek, a tributary of the San Diego River, in the County of San Diego, State of California, was as follows, to-wit:

For said proposition No. 2	61,912 votes
Against said proposition No. 2	16,229 votes
Void ballots	5,572

and said proposition has received the vote of two-thirds of all the voters voting thereon at said election.

The complete precinct votes on the above propositions are recorded in Book No. 1 of Election Returns, official records of the City Clerk of the City of San Diego.

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

(ATTEST) FRED W. SICK, CITY CLERK

By Clark M. Foote Jr.  
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, November 12th, 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 Wednesday, November 6th, 1940, and the minutes of the special meeting of Thursday, November 7th, 1940, and the minutes of the special adjourned meeting of Friday, November 8th, 1940, and the minutes of the special adjourned meeting of Saturday, November 9th, 1940, and the minutes of the special adjourned meeting of Tuesday, November 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 constructing a Portland cement concrete sidewalk and appurtenances in Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, under Resolution of Intention No. 72211, the Clerk reported that no bids had been received.

Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, the proceedings were referred to the City Manager, to be returned with a recommendation in one week.

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 Logan Avenue Lighting District No. 1 for the period ending November 15, 1941, 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 Gas and Electric Company and was given Document No. 324360.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Weggenman, 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 of protests against the proposed paving and otherwise improving of the Alley in Block K, Altadena, between the north line of Redwood Street and the south line of Thorn Street, under Resolution of Intention No. 72474, 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. 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.

At this time a majority of the members of the Council signed the bond of Sumter B. Smith as District Water Bill Collector.

Petition of Jack Berman for setback suspension at 2212 Pine Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72678, recorded in Book 64 of Resolutions, granting permission to Jack Berman, 3629 - 28th Street, to construct an addition to a garage on a portion of Lot 8, Mission Hills No. 2, not closer to the property line on Pine Street than 16.5 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 Harry Williams for setback suspension at the corner of Rosecrans and Keats Streets was presented; together with a recommendation for approval from the City Planning Commission by a vote of five to three.

RESOLUTION NO. 72658, recorded in Book 64 of Resolutions, granting permission to Harry Williams, 1665 Froude Street, to construct an 8-unit bungalow court on Lots 11 and 12, Block 92, Roseville, not closer to the property line on Keats Street than five 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.

Councilmen Weggenman and Housh voted "Nay" on the motion.

At this time, on motion of Councilman Fish, seconded by Councilman Weggenman, the matter of bids for constructing Portland cement concrete sidewalk and appurtenances in Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, under Resolution of Intention No. 72211, was reconsidered.

A sealed bid from V. R. Dennis Construction Co. was presented, endorsed, "Bid of V. R. Dennis Construction Co., P.O. Box F Hillcrest Station, San Diego, Calif. for MAIN STREET, Resolution of Intention 72211"; together with an affidavit signed by Helen M. Willig, Deputy City Clerk, that said bid was received prior to ten o'clock A.M., this date.

This bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

The bid from V. R. Dennis Construction Co.; accompanied by a bond from the Eagle Indemnity Company; was given Document No. 324369.

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

Petition of Josephine A. Jackson for setback suspension at 7817 Prospect Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72659, recorded in Book 64 of Resolutions, granting permission to Josephine A. Jackson, M.D., 7817 Prospect Place, to construct a stairway to the living quarters at that address on Lot 7, Block 46, La Jolla Park, not closer to the property line on Park Row (Coast Boulevard) than 0 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 Fish, adopted.

Petition of E. B. Mattingly, 3111 Quince Street, to erect a residence not closer to the property line on Quince Street than two feet was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72660, recorded in Book 64 of Resolutions, granting permission to E. B. Mattingly, 3111 Quince Street, to erect a residence on Lots 19 and 20, Block 11, Frary Heights, not closer to the property line on Quince Street than two 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 Fish, seconded by Councilman Weggenman, adopted.

Petition of Fred E. Dodge for variance to restrictions at 4364 Hawk Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72661, recorded in Book 64 of Resolutions, granting permission to Fred E. Dodge, 4364 Hawk Street, to construct an addition to the residence at 4364 Hawk Street, on the north 50 feet of Lot 18, Avalon Heights, with a side yard of five feet six inches, a rear yard of eight feet and a lot coverage of 37 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 Housh, adopted.

Petition of E. L. Coleman for zone variance at 4321 Maryland Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72662, recorded in Book 64 of Resolutions, granting permission to E. L. Coleman, 4321 Maryland Street, to construct a three-car garage with one-unit apartment above, on Lots 19 and 20, Block 96, University Heights; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Arthur Ingham for zone variance at 3482 Myrtle Avenue was presented; together with a conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72663, recorded in Book 64 of Resolutions, granting permission to Arthur Ingham, 3482 Myrtle Avenue, to construct four single-family residences on Lots 25 to 28, Block 17, City Heights, provided a setback of fifteen feet is maintained along Myrtle Avenue and a setback of ten feet is maintained along Vancouver Street; and granting a variance to the restrictions of Ordinance No. 12820 on the property mentioned; 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 Ralph E. Oversmith for zone variance at Russell and Willow Streets was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 72664, recorded in Book 64 of Resolutions, denying the petition of Ralph E. Oversmith, 3343 Russell Street, for permission to erect and operate a single-family residence and apartment over a garage, with four-foot rear yard, on Lot 7, Block 149, Roseville, and for variance to the restrictions of Ordinance No. 31, New Series, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Blanche Youngs for zone variance at Landis Street and Granada Avenue was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 72665, recorded in Book 64 of Resolutions, denying the petition of Blanche Youngs, 3646 Granada Avenue, for variance to the restrictions of Ordinance No. 13175, to permit the erection of a garage and apartment above, on Lot 1, Block 17, West End, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Walter B. Brenner for variance to restrictions on Bon Air Street was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 72666, recorded in Book 64 of Resolutions, denying the petition of Walter B. Brenner and Mrs. Evelyn J. Brenner for variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, for permission to construct an apartment over a garage on Lots 32 and 33, Block I, La Jolla Strand, with a side yard of 3 feet, a rear yard of 5 feet and a lot coverage of 50 per cent, was on motion of Councilman Fish, seconded



by Councilman Weggenman, adopted.

Petition of Vitrified Products Corporation for an auto trailer camp permit on Pacific Highway was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72667, recorded in Book 64 of Resolutions, granting permission to Vitrified Products Corporation, by D. M. Denton, 4570 Pacific Highway, to enlarge the present auto trailer camp on portions of Blocks 401, 402, 403, 404, 405, 430 and 431, Old San Diego, to permit the conduct of 150 total units; on condition that the trailer spaces be 100 feet back from Pacific Highway, and that the grounds are appropriately landscaped; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Harry Epsten and Lee McKinney for an auto trailer camp permit on Gaines Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72668, recorded in Book 64 of Resolutions, granting permission to Harry Epsten and Lee McKinney, 400 "B" Street, to conduct an auto trailer camp consisting of thirty units, on Lots 1 and 2, Block 379, Old San Diego, on Gaines Street between Juan Street and Sunset Boulevard, for a period of three years, providing the site is properly landscaped, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Petition of Property Owners for change in zoning of a portion of Boulevard Gardens was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72669, recorded in Book 64 of Resolutions, referring to the City Attorney the petition for the change of zone on property including portions of Boulevard Gardens and Pueblo Lot 256, from Light Manufacturing Zone to Zone R-4, as petitioned for under Document No. 324303, for preparation and presentation to the Council of the necessary ordinance to effect the change, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of the San Diego Unified School District for re-zoning of a portion of Glenartney was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72670, recorded in Book 64 of Resolutions, referring to the City Attorney the petition of San Diego Unified School District, bearing Document No. 322943, for changing the zone of property in Glenartney Subdivision from Zone R-1 to Zone R-2 to permit the construction of a school, for the preparation and presentation to the Council of the necessary ordinance to effect the change, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of John B. Gates requesting a refund on Laundry License #2100 was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, the matter was continued for one week.

Petition of Hans Osterwold et al. for abatement of an alleged disturbance at the corner of 30th and Thorn Streets was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager.

Petition of Property Owners for paving the East and West Alley in Block 121, 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 bears signatures from owners of 75.9% of the frontage property.

RESOLUTION NO. 72671, recorded in Book 64 of Resolutions, granting the petition for paving the east and west Alley in Block 121, University Heights, contained in Document No. 324193; type of pavement to be five inches of 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 J. B. McLees et al. for permission to pave the Alley in Block 181, Mission Beach, 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. 72672, recorded in Book 64 of Resolutions, granting permission to J. B. McLees et al. to pave the Alley in Block 181, Mission Beach, by private contract at their own expense; the work to be done to the established grade of the alley, and in accordance with a plan of the work to be done, which shall be submitted to the City Engineer for record; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Property Owners for closing portions of Elm Street, between 32nd and Bancroft Streets, was presented; together with recommendations from the City Engineer and the City Planning Commission that the petition be denied.

RESOLUTION NO. 72673, recorded in Book 64 of Resolutions, denying the petition of property owners for the closing of the north twenty feet of Elm Street, between the east line of 32nd Street and the west line of Bancroft Street, contained in Document No. 323787, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from Mrs. K. V. Keen protesting against the automobile parking in front of her place of business at 3831 Pacific Boulevard, was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Traffic Commission.

Communication from Senator Ed Fletcher relative to the location of the Cabrillo Statue was presented; together with a recommendation from the City Planning Commission that said Statue be placed at the intersection of Harbor Drive and Canon Street.

RESOLUTION NO. 72674, recorded in Book 64 of Resolutions, adopting the recommendation of the City Planning Engineer that the site for the Cabrillo Statue be near the waterfront in the La Playa district, at the intersection of Harbor Drive and Canon Street, as shown on blue print attached to Document No. 324169, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission recommending a loading zone on K Street, between 6th and 7th Avenues, as requested by Leo Greenbaum was presented, and on motion of Councilman Fish, seconded by Councilman Simpson, referred to the City Manager.

Communication from the Traffic Commission recommending angle parking on Wall Street, in La Jolla, was presented.

A motion was made by Councilman Housh, seconded by Councilman Flowers, to refer the communication to the City Attorney for preparation of an ordinance.

Councilman Weggenman made a substitute motion to refer the communication to the City Manager, which did not receive a second.

Thereupon, RESOLUTION NO. 72675, recorded in Book 64 of Resolutions, referring to the City Attorney the petition of residents for angle parking on the north side of Wall Street, between Herschell Avenue and the alley east of said Avenue, and the recommendation of the Traffic Commission that said petition be granted, for the preparation and presentation to the Council of an ordinance permitting angle parking at that point, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission relative to repainting Street Names on curbs was presented, and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the North Park Coordinating Council relative to closing the City's Swimming Pools was presented; together with a report from the City Manager on the subject, which was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed. The City Clerk was authorized to send a copy of the City Manager's report to the North Park Coordinating Council.

Communication from the City Engineer, approved by the City Manager, recommending the installation of a 600 c.p. street lamp on Pacific Highway at Witherby Street was presented and ordered filed.

RESOLUTION NO. 72676, recorded in Book 64 of Resolutions, authorizing and directing the San Diego Consolidated Gas & Electric Company to install a 600 c.p. street light at the intersection of Pacific Highway and Witherby Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of a 400 c.p. street light at the intersection of Brooklyn Avenue and Fergus Street was presented and ordered filed.

RESOLUTION NO. 72677, recorded in Book 64 of Resolutions, authorizing and directing the San Diego Gas & Electric Company to install a 400 c.p. street light at the intersection of Brooklyn Avenue and Fergus Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on the bid received from Walter H. Barber for the construction of a sewer main in Elizabeth Street and in Ocean View Boulevard, and recommending that a contract be awarded for said work and improvement, was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Attorney for preparation of a Resolution of Award.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for construction of a new composition roof on Shed No. 1, "B" Street Pier, was presented and ordered filed.

RESOLUTION NO. 72679, recorded in Book 64 of Resolutions, accepting the bid of J. B. Witherow for the construction of a new composition roof on Shed No. 1, "B" Street Pier, for the sum of \$5761.00; awarding said contract; and authorizing the Harbor Commission to execute a contract with said J. B. Witherow for the construction of said roof; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Director of Public Works, approved by the City Manager, reporting on a communication from R. H. Young relative to sewer conditions at his auto court, located at the corner of San Diego Avenue and Taylor Street, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed, together with the communication from R. H. Young.

Petition of residents for removal of trees from the parkings in the sidewalks along University Avenue between Boundary Street and Euclid Avenue was presented; together with a communication from the City Manager recommending that permission be granted, provided permits are secured under the terms of the Street Tree Ordinance No. 1778, New Series.

RESOLUTION NO. 72680, recorded in Book 64 of Resolutions, granting the petition of residents for removal of acacia trees from the parkings in the sidewalks along University Avenue, between Boundary Street and Euclid Avenue, bearing Document No. 323286, without making the customary replacements, providing the permits are secured under the terms of the Street Tree Ordinance No. 1778, New Series, as recommended by the City Manager, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager announcing the appointment of Mr. Frank L. Hope, Jr., an architect, to be a member of the City Planning Commission for a term of four years, to take the place on the City Planning Commission of John S. Siebert, was read and on motion of Councilman Weggenman approved.

RESOLUTION ORDERING WORK NO. 72681, recorded in Book 64 of Resolutions, for paving and otherwise improving of Polk Avenue, as described in Resolution of Intention No. 72398, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72682, recorded in Book 64 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 164, Mission Beach, between the easterly line of Strandway and the westerly line of Mission Boulevard; and approving Plat No. 1805, showing the exterior boundaries of the district to be included in the assessment for said work and improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72683, recorded in Book 64 of Resolutions, for paving and otherwise improving of 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. 72684, recorded in Book 64 of Resolutions, directing notice of filing of assessment and of the time and place for hearing thereof for the work of paving and otherwise improving 36th Street, under Resolution of Intention No. 71811, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72685, recorded in Book 64 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving and otherwise improving the North and South Alley in Block 107, University Heights, between the south line of Meade Avenue and the north line of the east and west alley in said Block 107, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72686, recorded in Book 64 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of the Alley in Block 6, Sub-division of Blocks 3, 6, 9 and 12, City Heights Annex No. 1, and a portion of Wightman Street, as described in Resolution No. 71013, 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 Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72687, recorded in Book 64 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving Siesta Drive, Madison Avenue and Cajon Way, as described in Resolution of Intention No. 71938, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72688, recorded in Book 64 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 Date Street, between Granada Avenue and Dale Street, as particularly described in Resolution of Intention No. 71986, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72689, recorded in Book 64 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 Strandway, between the southerly line of San Jose Place and the southerly line of Santa Rita Place, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72690, recorded in Book 64 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 44th Street, between the north line of El Cajon Boulevard and the north line of Orangewood, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72691, recorded in Book 64 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 the Alley in Block 190, San Diego Land and Town Company's Addition, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72692, recorded in Book 64 of Resolutions, accepting the deed of Evelyn B. McFarland, 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. 72693, recorded in Book 64 of Resolutions, accepting the deed of Edward J. Ruppel and Dena I. Ruppel, husband and wife, 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. 72694, recorded in Book 64 of Resolutions, accepting the deed of Mollie L. Mosher, widow, individually, and as Administratrix of the estate of Lorenzo Dow Mosher, deceased, and Ida Blanch Mosher O'Keefe, 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. 72695, recorded in Book 64 of Resolutions, accepting the deed of William Roemer and Mina Roemer, husband and wife, 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. 72696, recorded in Book 64 of Resolutions, accepting the deed of John Worth and Pearl Mabel Worth, husband and wife, 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. 72697, recorded in Book 64 of Resolutions, accepting the deed of Leah Viola Mosher Ruch, 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. 72698, recorded in Book 64 of Resolutions, accepting the deed of Mollie Cobey Mosher Campbell, 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. 72699, recorded in Book 64 of Resolutions, accepting the deed of S. M. Long and Hattie M. Long, husband and wife, 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. 72700, recorded in Book 64 of Resolutions, accepting the deed of The M. Hall Company, a corporation, executed in favor of the City of San Diego for a portion of Moore Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 72701, recorded in Book 64 of Resolutions, requesting the City Manager to authorize the Director of Public Works to attend the California State Highway Commission budget hearings in Sacramento, California, on November 14th and 15th, 1940, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72702, recorded in Book 64 of Resolutions, accepting the Certificate of Sale on Foreclosure of Mortgage, dated October 26, 1940, certifying that there was sold at public auction under and by virtue of a decree of foreclosure rendered in Superior Court Case No. 100115 to the City of San Diego, the Southeast quarter of the Southwest quarter of Section 29, and the west half of the northeast quarter of the northwest quarter of Section 32, all in Township 12 south, Range 1 west San Bernardino Base and Meridian; containing 60 acres, more or less; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 72703, recorded in Book 64 of Resolutions, directing that the work of paving and otherwise improving Polk Avenue, under Resolution of Intention No. 72398, 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 Fish, adopted.

RESOLUTION NO. 72704, recorded in Book 64 of Resolutions, directing that the assessment hereafter to be made, covering the cost and expenses of the work to be done and improvement to be made by paving and otherwise improving Polk Avenue, under Resolution of Intention No. 72398, shall be made and signed by the City Engineer, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1985, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alleys in Block 27, H. M. Higgins Addition, in the City of San Diego, California, 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1986, New Series, recorded in Book 48 of Ordinances, establishing the grade of the Alley in Block 196, University Heights, in the City of San Diego, California, between the south line of Lincoln Avenue and a line drawn parallel to and distant 560.00 feet south from the south line of Lincoln Avenue, 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 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.

The final reading of such ordinance was in full.

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

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

  
Mayor of the City of San Diego, California.

## REGULAR MEETING

Chamber of the Council of the City of San Diego, California,  
Tuesday, November 19th, 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 Flowers, the minutes of the regular meeting of Tuesday, November 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 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, under Resolution of Intention No. 72249, 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:

Walter H. Barber; accompanied by a bond from the Hartford Accident and Indemnity Company; which bid was given Document No. 324528.

V. R. Dennis Construction Co.; accompanied by a bond from Glens Falls Indemnity Company; which bid was given Document No. 324529.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 324530.

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

At this time a majority of the members of the Council signed the Bond of Arthur C. Payne as Collector, City Treasurer's Office.

The hour of 10:00 o'clock A.M. having arrived, the time set for a public hearing on the matter of lighting the Cabrillo Playgrounds, the Clerk presented a communication from the La Playa Improvement Association relative to the matter, a communication from the City Manager on the subject, and a petition of Residents for lights at the Cabrillo Playgrounds contained in Document No. 324527.

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

Elizabeth Robertson, of the P.T.A. Association, George Stone, of the La Playa Improvement Association, Mrs. F. H. Belloff, of the Ocean Beach P.T.A., Joe Jessop and Laurence Oliver spoke in favor of restricted use of lights at said Playground.

Waldo Malmberg, Mrs. H. P. Perril, Mrs. Joseph Wickstrom and two unidentified men spoke in opposition to lighting said Playground.

All interested persons having been heard, RESOLUTION NO. 72705, recorded in Book 64 of Resolutions, adopting the recommendation of the City Manager contained in Document No. 324512, relative to lighting the Cabrillo Playgrounds, until such time as a suitable field on filled land can be established and the lights moved to that location that a restricted use of Cabrillo Playground at night be permitted under conditions to be set up; with restrictions to reduce to a minimum the annoyance experienced by persons living near the site; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted. Councilman Weggenman voted "Nay" on the motion.

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 A, Altadena, between the north line of Thorn Street and the south line of Upas Street; under Resolution of Intention No. 72534; 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. 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 appeals from the City Engineer's assessment for paving and otherwise improving 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 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, and no protestants having appeared, RESOLUTION NO. 72706, recorded in Book 64 of Resolutions, Confirming the City Engineer's Assessment No. 1712, made to cover the cost and expenses of paving and otherwise improving Garrison Street and Evergreen Street, under Resolution of Intention No. 71582; and authorizing the City Engineer to attach his warrant thereto and record the same in the manner and form required by law; was on motion of Councilman Housh, seconded by Councilman Weggenman, 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 La Jolla Lighting District No. 1 for the period ending December 31st, 1941, 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, RESOLUTION NO. 72707, recorded in Book 64 of Resolutions, confirming the proposed assessment for furnishing electric current for La Jolla Lighting District No. 1, was on

motion of Councilman Housh, seconded by Councilman Weggenman, 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 Eighth Avenue Lighting District No. 1 for the period ending December 31st, 1941, 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, RESOLUTION NO. 72708, recorded in Book 64 of Resolutions, confirming the proposed assessment for furnishing electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Weggenman, 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 Seventh Avenue Lighting District No. 1 for the period ending December 31, 1941, 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, RESOLUTION NO. 72709, recorded in Book 64 of Resolutions, confirming the proposed assessment for furnishing electric current for Seventh Avenue Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of V. H. Ratliff for setback suspension on Curlew Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72710, recorded in Book 64 of Resolutions, granting permission to V. H. Ratliff, 1106 Broadway, to erect a residence on the south 15 feet of Lot C and the north 45 feet of Lot D, Block 337, Horton's Addition, not closer to the property line on Curlew Street than 10.5 feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Helen Berghli and Adeline M. Taber for setback suspension at 3050 Fir Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72711, recorded in Book 64 of Resolutions, granting permission to Helen Berghli and Adeline M. Taber, 3050 Fir Street, to erect two single-family residences and garages on a portion of Lot 2, J. P. Christensens Subdivision, not closer to the property line on Fir Street than five 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 Laurence Gennette for zone variance at 3618 Cherokee Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 72712, recorded in Book 64 of Resolutions, granting permission to Laurence Gennette, by Mrs. Jeannette Gennette, 3618 Cherokee Avenue, to erect three additional living units on Lots 28 and 29, Block 84, City Heights; and granting a variance to the restrictions of Ordinance No. 13057 on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of the Building Committee, Veterans of Foreign Wars of the United States for free inspection permits to sponsor Clark's Greater Shows at the foot of Market Street from February 20th to March 2nd, 1941, was presented; bearing approvals from the Social Welfare Director, the Chief Building Inspector, the Fire Marshal and the City Manager.

RESOLUTION NO. 72713, recorded in Book 64 of Resolutions, denying the petition of the Building Committee, Veterans of Foreign Wars of the United States, by Thomas C. Ryan, Treasurer, for free inspection permits to sponsor Clark's Greater Shows at the foot of Market Street and the Embarcadero, during the period of February 20th to March 2nd, 1941, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Petition of Irving Bromberg for a hearing in connection with his application to operate a Mechanical Play Device was presented, and on motion of Councilman Knox, seconded by Councilman Simpson, a hearing was set for Tuesday, November 26th, 1940, at the hour of 10:00 o'clock A.M.

Petition of M. R. Essery for special sewer permit on El Cajon Boulevard was presented; together with recommendation for denial from the Health Department.

RESOLUTION NO. 72714, recorded in Book 64 of Resolutions, denying the petition of M. R. Essery, 4141 El Cajon Boulevard, for permission to connect a frame stucco model home at 4149 El Cajon Boulevard with the present sewer line serving 4141 El Cajon Boulevard, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for the paving of the Alley in Block 67, W. P. Herbert's Subdivision was presented; together with a report from the City Engineer, approved by the City Manager, stating that a condition specified in the petition heading, "In no event shall the cost of this pavement exceed \$50.00 for a 50 foot lot" could not be complied with, even with 4" asphalt concrete pavement.

RESOLUTION NO. 72715, recorded in Book 64 of Resolutions, denying the petition of Property Owners for the paving, under the 1911 Act, of the Alley in Block 67, W. P. Herbert's Subdivision with 4" asphalt concrete, provided that the cost of the paving does not exceed \$50.00 for a 50-foot lot with narrow lots in proportion; and authorizing the City Clerk to notify the petitioners that if they wish, the Council can initiate a proceeding, or they may bring in a new petition; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of A. A. Bayless, et al., for modification of proceedings for paving Bayside Lane to eliminate the paving of a portion of the Alley in Block 234, Mission Beach, was presented; together with a recommendation for disapproval from the City Engineer,

which recommendation was approved by the City Manager.

RESOLUTION NO. 72716, recorded in Book 64 of Resolutions, denying the petition of A. A. Bayless, et al. for modification of the proceedings for paving Bayside Lane so as to eliminate the paving of that portion of the Alley in Block 234, Mission Beach, lying easterly of the line joining the southwest corner of Lot C with the northwest corner of Lot J in said Block, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Senator Ed Fletcher relative to the dedication of a site for the Cabrillo Statue was presented, and on motion of Councilman Housh, seconded by Councilman Knox, referred to Councilman Frederick W. Simpson to handle all the details. Councilman Simpson voted "Nay" on the motion.

Communication from the San Diego Marine Construction Company relative to a grade crossing over the Santa Fe Railway tracks at Sampson Street was read, and on motion of Councilman Housh, seconded by Councilman Simpson, referred to the City Manager.

Copy of letter from Phil Martin to the San Diego County Development Association relative to forming a Metropolitan District for bringing in water from the Colorado River via the All-American Canal was presented, and on motion of Councilman Flowers, seconded by Councilman Housh, referred to the City Manager without reading.

Communication from Ross V. McGuire relative to opening a penny amusement arcade in San Diego, and requesting an amendment to the licensing ordinance to fit the arcade business, was read and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Manager for investigation and recommendation.

Communication from the Traffic Commission recommending a loading zone on K Street, between 6th and 7th Avenues, was presented, bearing the approval of the City Manager.

RESOLUTION NO. 72717, recorded in Book 64 of Resolutions, granting the petition of Leo Greenbaum, 524 J Street, for the establishment of a loading zone to serve his warehouse and garage at 605 to 631 K Street, with entrance at 607 K Street; and authorizing and directing the City Manager to cause a fifty-foot loading zone to be painted on the south side of K Street, starting at a point fifty feet east of the Sixth Avenue property line; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the City Planning Commission recommending the surfacing of the unpaved portions of 32nd Street lying south of Federal Boulevard was read and on motion of Councilman Fish, seconded by Councilman Housh, referred to the City Manager for recommendation and report on the cost involved.

Communication from San Diego County Building and Construction Trades Council relative to prevailing wages for San Diego County was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager for report and recommendation.

Petition of John B. Gates requesting a refund on Laundry License #2100 was presented; together with a recommendation from the Legal Department that the request be denied, as the payment was made voluntarily.

RESOLUTION NO. 72718, recorded in Book 64 of Resolutions, denying the petition of John B. Gates, 2877 El Cajon Boulevard, for a refund on his laundry license #2100, bearing Document No. 324145, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Odorless Non-Bacteriological Sewage Purification Corporation of Benton Harbor, Michigan, relative to the proposed sewage treatment plant for San Diego, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager with the suggestion that he investigate the proposition fully.

Petition of Reuther Equipment & Paint Company, et al., for enactment of a City ordinance requiring that the installation, repairing, adjustment and testing of gasoline meter pumps and connecting piping shall be done only by competent workmen after passing suitable examinations was presented; together with a communication from the Legal Department on the subject; which was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Hydraulic Engineer, approved by the City Manager, advising the Council that he is familiar with all the improvements, extensions and additions to the water distribution and purification systems of the City of San Diego to be made and constructed with the proceeds of the sale of bonds authorized by the electors on November 5, 1940; and that in his judgment the estimated period of usefulness of said improvements, extensions and additions is greatly in excess of twenty years--the period of repayment contemplated for said bonds, was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the Hydraulic Engineer, approved by the City Manager, advising the Council that he is familiar with the work to be performed in connection with the San Vicente Project, including the San Vicente Dam, the road to be relocated around the reservoir and the pipe line connecting the dam to the existing El Capitan pipe line, all of which are to be constructed with the proceeds of the sale of bonds authorized by the electors on November 5, 1940; and that in his judgment the estimated period of the usefulness of the works to be constructed is greatly in excess of thirty-one years--the period of repayment contemplated for said bonds, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the Funds Commission recommending acceptance of an offer from K. L. Mark for purchasing Bond 293, Series 1292, against Lot 1, Block 3, Normal Heights, held in the Mount Hope Cemetery Fund, was read and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Attorney.

Communication from the Purchasing Agent reporting on bids received for two 1½ ton flat bed truck chassis and cabs; and one ½ ton pickup truck; was read and on motion of Councilman Flowers, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 72719, recorded in Book 64 of Resolutions, accepting the bid of Andy Woods to furnish the City of San Diego with two 1½ ton trucks for the sum of \$1880.78; awarding said contract; and authorizing the City Manager to enter into and execute a contract with said Andy Woods for furnishing said trucks; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72720, recorded in Book 64 of Resolutions, accepting the bid of the Campbell Chevrolet Company to furnish the City of San Diego with one ½-ton pickup truck for the sum of \$634.95; awarding a contract for same; and authorizing the City Manager to enter into and execute a contract with said Campbell Chevrolet Company for furnishing of said pickup truck; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Residents for opening and extending the Alley in Block 1, Ocean Beach Park to a connection with Bacon Street was presented; together with a communication from the City Engineer, approved by the City Manager, stating that the cost of the opening proceeding would be more than the cost of the land to be acquired, which was read and on motion of Councilman Simpson, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 72721, recorded in Book 64 of Resolutions, denying the petition of William P. McGuire, et al, for the opening and extending of the Alley in Block 1, Ocean Beach Park, westerly through Lot 7, Block 89, Ocean Beach Extension No. 2, to a connection with Bacon Street, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, requesting an appropriation for the purchase of certain real property in Pueblo Lot 1803, lying south of the Mission Beach Amusement Center, was presented and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Attorney for preparation of proper papers.

Communication from the Director of Public Works, approved by the City Manager, relative to the sidewalk in front of the Colonial Hotel, Jenner and Prospect Streets, La Jolla, and recommending that the City Attorney be instructed to proceed against the owners of said Hotel and force them to eliminate a dangerous condition complained of by Mrs. S. L. Ziegler, et al., in Document No. 324297, dated November 9th, 1940, was presented.

RESOLUTION NO. 72722, recorded in Book 64 of Resolutions, instructing the City Attorney to proceed against the owners of the Colonial Hotel to force them to eliminate the slippery surface of the sidewalk at the corner of Jenner and Prospect Streets, La Jolla, as recommended by the Director of Public Works, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Manager relative to a proposed concrete shelter on the west side of Park Boulevard immediately north of University Avenue was read.

RESOLUTION NO. 72723, recorded in Book 64 of Resolutions, authorizing and directing the City Attorney to prepare the proper papers authorizing the San Diego Electric Railway Company to erect a concrete shelter on the west side of Park Boulevard immediately north of University Avenue, as petitioned for under Document No. 322857, and as recommended by the City Manager, Traffic Commission, Police Department and City Engineer, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Manager relative to the request of the Southern California Telephone Company for a consent to use Public Utility Easement in Tract Map 2244, Gilbert's Hillcrest Addition; and stating that the Telephone Company under its franchise has the right to use this easement without further action on the part of the City; was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the City Manager recommending that the license of Jess B. Ellis, 3829 Granada Street, for card tables, be revoked was presented.

RESOLUTION NO. 72724, recorded in Book 64 of Resolutions, revoking the License for two card tables, issued to Jess B. Ellis, 3829 Granada Avenue, pursuant to the authority granted in Section 14 of Ordinance No. 915, New Series, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager recommending that the license of William Collins, 2974 Imperial Avenue, for card tables, be revoked was presented.

RESOLUTION NO. 72725, recorded in Book 64 of Resolutions, revoking the license for two card tables, issued to William Collins, 2974 Imperial Avenue, pursuant to the authority granted in Section 14 of Ordinance No. 915, New Series, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 72726, recorded in Book 64 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications 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; and approving Plat No. 1814, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said streets; was



on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72727, recorded in Book 64 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 37, Amended Map of City Heights, between the north line of University Avenue and the south line of Polk Avenue; and approving Plat No. 1809, 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 Knox, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for the construction of sewer in Elizabeth Street, and in Ocean View Boulevard, was presented and ordered filed.

RESOLUTION NO. 72728, recorded in Book 64 of Resolutions, accepting the bid of Walter H. Barber for the construction of a sewer main in Elizabeth Street and in Ocean View Boulevard, as described in Resolution of Intention No. 72175, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for the construction of sidewalk and otherwise improving of Main Street, between the east line of 32nd Street and the southeasterly boundary line of the City of San Diego, was presented and ordered filed.

RESOLUTION NO. 72729, recorded in Book 64 of Resolutions, accepting the bid of V. R. Dennis Construction Company for the construction of sidewalk and otherwise improving of Main Street, as described in Resolution of Intention No. 72211, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for furnishing electric current for Pacific Highway Lighting District No. 1 for the period ending November 4, 1941, was presented and ordered filed.

RESOLUTION NO. 72730, recorded in Book 64 of Resolutions, awarding to the San Diego Gas & Electric Company the contract for furnishing of electric current for Pacific Highway Lighting District No. 1 for the period ending November 4, 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 Logan Avenue Lighting District No. 1, for the period ending November 15, 1941, was presented and ordered filed.

RESOLUTION NO. 72731, recorded in Book 64 of Resolutions, awarding to the San Diego Gas & Electric Company the contract for furnishing of electric current for Logan Avenue Lighting District No. 1 for the period ending November 15, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72732, recorded in Book 64 of Resolutions, for paving and otherwise improving the Alley in Block K, Altadena, as described in Resolution of Intention No. 72732, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 72733, recorded in Book 64 of Resolutions, for closing portions of Hampton Court, Valle Court, Holly Court, Martin Court, Greely Court and 29th Street, as particularly described in said Resolution, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 72734, recorded in Book 64 of Resolutions, for paving and otherwise improving 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; and determining that the work on Dickens Street 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.

RESOLUTION OF INTENTION NO. 72735, recorded in Book 64 of Resolutions, for 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; 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.

RESOLUTION NO. 72736, recorded in Book 64 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving 32nd Street, between the northerly line of Cedar Street and the southerly line of Elm Street; and Date Street, between the easterly line of 32nd Street and the westerly line of Bancroft Street; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72737, recorded in Book 64 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for the proposed grading and otherwise improving of Front Street, between the westerly prolongation of the northerly line of Palm Street and the southerly line of Quince 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. 72738, recorded in Book 64 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block K, Altadena, as described in Resolution of Intention No. 72474, 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. 72739, recorded in Book 64 of Resolutions, directing that the assessment hereafter to be made covering the cost and expenses of the paving and otherwise improving the Alley in Block K, Altadena, as described in Resolution of Intention No. 72474, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 72740, recorded in Book 64 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 Florence Street, between the east line of 37th Street and the west line of 38th Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72741, recorded in Book 64 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 173, University Heights, between the south line of Polk Avenue and the north line of Lincoln Avenue; and Lincoln Avenue, between the southerly production of the easterly and westerly lines of the Alley in Block 173, University Heights; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72742, recorded in Book 64 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 Ivy Street, between the west line of Bancroft Street and the west line of 33rd Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72743, recorded in Book 64 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 North and South Alley in Block 46, W. P. Herbert's Subdivision, between the south line of Meade Avenue and the north line of the east and west Alley in said Block 46, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72744, recorded in Book 64 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 18, Subdivision of Lots 20 to 50, Block N, Teralta, as particularly described in Resolution of Intention No. 72037, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72745, recorded in Book 64 of Resolutions, setting apart and dedicating to the public use as and for Public Highway Purposes certain portions of the Lands in Mission Bay State Park, and naming said portions of lands Mission Boulevard, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission relative to survey of proposed loading and unloading zones in the central business district was presented; together with Document No. 324466, endorsed, "Zones Regulating Parking in Downtown Business District".

RESOLUTION NO. 72746, recorded in Book 64 of Resolutions, establishing the zones regulating parking as detailed in Document No. 324466, filed November 18th, 1940, in the office of the City Clerk; repealing or abolishing all resolutions in conflict herewith and all zones regulating parking established thereby; and directing the City Manager to cause the curbs adjacent to the zones regulating parking herein established to be painted as provided by the Vehicle Code of California; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72747, recorded in Book 64 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 52 of the Administration Building and Grounds Department, Civic Center, totalling \$1,823.88, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72748, recorded in Book 64 of Resolutions, authorizing the City Manager to execute for and on behalf of The City of San Diego, a severance agreement with the United States Department of Agriculture, Farm Security Administration, wherein Reuben E. Reiland of Ramona, California, as security for a loan from the said Farm Security Administration, is permitted to consider brooder and chicken houses as personal property on the South half of the Northeast Quarter of Section 32, Township 12 South, Range 1, East, S.B.B. & M., was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 72749, recorded in Book 64 of Resolutions, authorizing the City Manager to enter into a contract with F. S. Currie for professional services as consulting engineer on the design of a sewage disposal plant to be constructed by the City, together with investigation and preliminary studies of preliminary plans and final plans and specifications, as per copy of contract filed with the City Clerk of The City of San Diego as Document No. 324438, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

RESOLUTION NO. 72750, recorded in Book 64 of Resolutions, accepting the deed of Emma A. Davis, executed in favor of The City of San Diego, conveying to said City an easement and right of way for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72751, recorded in Book 64 of Resolutions, accepting the deed of A. Burns Smythe and Elizabeth C. Smythe, 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. 72752, recorded in Book 64 of Resolutions, accepting the deed of Harry C. Clark and Georgia L. Clark, 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. 72753, recorded in Book 64 of Resolutions, accepting the deed of Santa Fe Land Improvement Company, executed in favor of The City of San Diego, for a portion of Pacific Highway, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72754, recorded in Book 64 of Resolutions, accepting the deed of Sweetwater Fruit Company of California, executed in favor of the City of San Diego for right of way for cathodic protection for the Bonita Pipe Line, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72755, recorded in Book 64 of Resolutions, accepting the deed of Bank of America National Trust and Savings Association, executed in favor of the City of San Diego for right of way for cathodic protection for the Bonita Pipe Line, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 72756, recorded in Book 64 of Resolutions, accepting the quit-claim deed of Evelyn Loomis, executed in favor of The City of San Diego for a portion of Lot 15, Ex Mission Rancho, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1987, New Series, recorded in Book 48 of Ordinances, transferring the sum of \$955.98 from the Department of Public Works Fund to the City Manager's Fund 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1988, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$27.70 out of the General Fund of the City of San Diego (Revenues of 1940-41), for the relief of Honor Willan, 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1989, New Series, recorded in Book 48 of Ordinances, appropriating the sum of \$1150.00 out of the funds heretofore appropriated by Ordinance No. 1843 (New Series) of the Ordinances of the City of San Diego, and transferring the same to "Outlay" (Purchase of Various Properties), General Appropriations, for the purpose of providing funds for the purchase of certain lands in the City of San Diego for Presidio Park, and for the widening of Bayside Lane, 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 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1990, New Series, recorded in Book 48 of Ordinances, establishing the grade of Laurel Street in the City of San Diego, California, between the westerly line of California Street and the easterly line of Pacific Highway, 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 Simpson, 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.

The final reading of such ordinance was in full.

ORDINANCE NO. 1991, New Series, recorded in Book 48 of Ordinances, establishing the grade of Valle Avenue in the City of San Diego, California, between the east line of 34th Street and the west line of 35th 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 Weggenman, 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.

The final reading of such ordinance was in full.

Communication from the Director of Public Works, approved by the City Manager,

submitting plans and specifications to cover the construction of sidewalks on the south side of Laurel Street between Pacific Highway and Kettner Boulevard was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 72757, recorded in Book 64 of Resolutions, authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the improvement of Laurel Street, by the construction of sidewalk thereon, on the south side, between Pacific Highway and Kettner Boulevard, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1992, New Series, recorded in Book 48 of Ordinances, providing for the issuance of certain City Bonds authorized at the special municipal election held in pursuance of Ordinance No. 1932, New Series, on the 5th day of November, 1940, 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 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.

The final reading of such ordinance was in full.

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

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

(ATTEST) FRED W. SICK, CITY CLERK,

By *Clark M. Foteck*  
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,  
Tuesday, November 26th, 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 Housh, Fish, Knox, Flowers and Mayor Benbough.  
Clerk----Fred W. Sick.  
Absent---Councilmen Simpson and Weggenman.

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, November 19th, 1940, were approved without reading.

At this time Councilmen Weggenman 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 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 of the East 1/2 of Pueblo Lot G; under Resolution of Intention No. 72354, 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. 324686.  
V. R. Dennis Construction Co.; accompanied by a bond from the Glens Falls Indemnity Company; which bid was given Document No. 324687.  
Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 324688.  
R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 324689.

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 Clerk reported that in response to notice inviting bids for furnishing electric current for Adams Avenue Lighting District No. 1 for the period ending August 27, 1941, 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 Gas and Electric Company and was given Document No. 324690.

Thereupon, on motion of Councilman Weggenman, 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 El Cajon Boulevard Lighting District No. 1 for the period ending November 30th, 1940, he had received one bid; which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.