

1

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, August 16th, 1938.

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 Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---None.

On motion of Councilman Housh, the minutes of the regular meeting of Tuesday, August 9th, 1938, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the Engineer's estimated cost for paving and otherwise improving Guy 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 Mrs. Hallie E. Andrews entered her verbal protest, and all other interested persons, present, having been heard, on motion of Councilman Wansley, the verbal protest of Mrs. Hallie E. Andrews was overruled and denied.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of SORIA DRIVE, under Resolution of Intention No. 67896, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Housh the proceedings was referred to the City Attorney for the preparation of the Resolution Ordering the work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block A, Sterlingworth, under resolution of intention No. 67894, the Clerk reported that written protests had been received from Mrs. R. A. Lepore, W. C. Wester, and Julia Jamison, 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, RESOLUTION NO. 68027, recorded in Book 61 of Resolutions, overruling said protests was on motion of Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Sunset Cliffs Lighting District No. 1, 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 W. M. Hotchkiss, 1075 Sorrento Drive, entered a verbal protest, and all other interested persons having been heard, on motion of Councilman Housh, the protest of W. M. Hotchkiss was overruled and denied.

RESOLUTION NO. 68028, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for furnishing electric current for Sunset Cliffs Lighting District No. 1, was on motion of Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing interested persons relative to the applications of the San Diego Electric Railway Company, for amendment to certain bus franchises and for new franchises for bus service, the Clerk presented and read a letter from S. E. Mason, Vice President and General Manager of said railway company, explaining the reasons the company wished to make the changes.

Mr. Charles Forward presented written objections to applications as they pertain to the number Fourteen line. Mr. McElwain and Jean Rittenhouse also were heard verbally.

The Encanto Civic Club was represented by Otto Heitman, and the P.T.A. was represented by Mrs. C. H. Emerson, which organizations opposed the applications as they pertain to the Encanto and Market Street line. Mr. J. W. Wilson and Fred Jewell, were also heard on the matter.

RESOLUTION NO. 68029, recorded in Book 61 of Resolutions, directing the City Attorney to appear before the State Railway Commission in opposition to any curtailment of service by the San Diego Electric Railway Company, and to assemble and present to said Commission such facts bearing on this matter as may be made available to him, was on motion of Councilman Stannard, seconded by Councilman Siebert, adopted.

Communication from the Building Committee reporting on bids received for furnishing and installing Vault Doors, Burglar Alarm Systems and Electrical Fixtures for the Administration Building on the Civic Center Site, and recommending acceptance of the bid of Herring-Hall-Marvin Safe Company for the Vault Doors; the bid of O. B. McClintock Company for the Burglar Alarm Systems; and the bid of M. J. Fielding for the Lighting Fixtures, was read and filed.

RESOLUTION NO. 68030, recorded in Book 61 of Resolutions, accepting the bid of Herring-Hall-Marvin Safe Company for furnishing and installing complete the vault doors in the San Diego City and County Administration Building, Civic Center, San Diego, California; and authorizing a majority of the members of the Council to enter into a contract for same, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68031, recorded in Book 61 of Resolutions, accepting the bid of M. J. Fielding, doing business as Fielding Electric, for furnishing and installing complete the electrical fixtures in the San Diego City and County Administration Building, Civic Center, San Diego, California; and authorizing a majority of the members of the Council to enter into contract for same, was on motion of Councilman Wansley, adopted.

2
RESOLUTION NO. 68032, recorded in Book 61 of Resolutions, accepting the bid of O. B. McClintock Company for furnishing and installing complete the burglar alarm systems in the San Diego City and County Administration Building, Civic Center, San Diego; and authorizing a majority of the members of the Council to enter into contract for same, was on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the proposed ordinance covering the handling, etc. of Milk and Milk food products, Dr. A. M. Lesem reported that after holding many hearings with the parties interested, he had had the proposed ordinance re-written and that it was now satisfactory to all concerned.

ORDINANCE NO. 1432, new series, recorded in Book 46 of Ordinances, regulating production, grading, labeling, handling, pasteurization, distribution, sale or traffic in milk, cream, buttermilk, and milk food products within the City of San Diego; providing a penalty for the violation hereof; and repealing ordinance No. 7376, approved May 16, 1918, was presented and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 68033, recorded in Book 61 of Resolutions, fixing time for hearing protests against the furnishing of electric current for Pacific Highway Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68034, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block 8, City Heights Annex No. 2, under Resolution of Intention No. 67855, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68035, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving the Alley in Block 8, City Heights Annex No. 2, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68036, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving the Alley in Block 8, City Heights Annex No. 2, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, reporting on the bid received for furnishing electric current for University Avenue Lighting District No. 3, and recommending accepting the bid of San Diego Consolidated Gas and Electric Company, was read and filed.

RESOLUTION OF AWARD NO. 68037, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 3, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68038, recorded in Book 61 of Resolutions, for furnishing electric current for Logan Avenue Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68039, recorded in Book 61 of Resolutions, for closing ALBERT STREET, for its full width, between the north line of Myrtle Avenue and the easterly prolongation of the south line of the Alley in Block 232, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68040, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Adams Avenue Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68041, recorded in Book 61 of Resolutions, adopting the plans and specifications, and approving the plat of the assessment district for paving DWIGHT STREET, between the southerly prolongation of the east line of the Alley in Block 85, Amended Map of City Heights and the west line of Cherokee Avenue, was on motion of Councilman Fish, Adopted.

RESOLUTION OF INTENTION NO. 68042, recorded in Book 61 of Resolutions, for paving and otherwise improving DWIGHT STREET, between the southerly prolongation of the east line of the Alley in Block 85, Amended Map of City Heights and the west line of Cherokee Avenue, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68043, recorded in Book 61 of Resolutions, adopting the plans and specifications, and approving the plat of the assessment district for paving the Alley in Block 4, Wilshire Place, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68044, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block 4, Wilshire Place, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68045, recorded in Book 61 of Resolutions, accepting the deed of George H. Stone and Gladys B. Stone as a right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68046, recorded in Book 61 of Resolutions, accepting the subordination agreement signed by San Diego Trust & Savings Bank in connection with the sewer easement signed by George H. Stone and Gladys B. Stone, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68047, recorded in Book 61 of Resolutions, accepting the deed of George H. Stone and Gladys B. Stone for a portion of ROSECRANS STREET, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68048, recorded in Book 61 of Resolutions, accepting the Subordination agreement signed by the San Diego Trust & Savings Bank in connection with the deed of George H. Stone and Gladys B. Stone for a portion of Rosecrans Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68049, recorded in Book 61 of Resolutions, accepting the deed of J. W. Rice and Evelyn E. Rice for a portion of PACIFIC HIGHWAY, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68050, recorded in Book 61 of Resolutions, accepting the deed of Harry F. Gross and Henry J. Gross for a portion of PACIFIC HIGHWAY, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68051, recorded in Book 61 of Resolutions, accepting the deed of Raymond Donnersberger and Dorothy Donnersberger for a portion of PACIFIC HIGHWAY, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68052, recorded in Book 61 of Resolutions, accepting the deed of Southern Title and Trust Company for a portion of PACIFIC HIGHWAY, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68053, recorded in Book 61 of Resolutions, accepting the deed of Ray C. Cavell and Myrle M. Cavell for a portion of PACIFIC HIGHWAY, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68054, recorded in Book 61 of Resolutions, accepting the deed of Rose Canon Brick Company for a portion of PACIFIC HIGHWAY, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68055, recorded in Book 61 of Resolutions, accepting the deed of John F. Ricketts and Adeline Ricketts for a portion of PACIFIC HIGHWAY, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68056, recorded in Book 61 of Resolutions, accepting the deed of W. E. Jewell and M. E. Jewell for a portion of PACIFIC HIGHWAY, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68057, recorded in Book 61 of Resolutions, accepting the deed of Charles P. Brenner and Marie E. Brenner for a right of way for drain pipe purposes, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68058, recorded in Book 61 of Resolutions, accepting the deed of Union Trust Company of San Diego for a right of way for drain pipe purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68059, recorded in Book 61 of Resolutions, accepting the deed of Earl Peck Finney and Georgiana M. Finney for right of way for drain pipe purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68060, recorded in Book 61 of Resolutions, accepting the deed of M. G. White and Marion J. White for right of way for drain pipe purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68061, recorded in Book 61 of Resolutions, accepting the deed of Arthur L. Mundo and Clara E. Mundo for right of way for drain pipe purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68062, recorded in Book 61 of Resolutions, naming the plaza immediately north of the Ford Building in Balboa Park, "PAN-AMERICAN PLAZA", was presented and on motion of Councilman Fish, adopted.

Communication from Purchasing Agent, approved by the City Manager, recommending the advertising for bids for one pump direct connected to motor for the Point Loma Pumping Station, was read and filed.

RESOLUTION NO. 68063, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the city with one pump direct connected to motor, for the Point Loma Pumping Station, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68064, recorded in Book 61 of Resolutions, granting permission to Division of Highways, District XI, by District Engineer E.E. Wallace, to maintain driveways on the northerly side of Taylor Street, westerly from Juan Street with driveways at the curb line of 60 feet and 85 feet respectively; and suspending the provisions of Ordinance No. 837, insofar as the provisions relate to the driveways mentioned, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68065, recorded in Book 61 of Resolutions, establishing a loading and unloading zone of twenty-seven feet in front of the Ace Van & Storage Company building, 1705 C Street, extending easterly from their west driveway; providing their east driveway is closed and the curbing replaced, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68066, recorded in Book 61 of Resolutions, authorizing the City Manager to enter into a lease with M. Trepte, for the leasing to The City of San Diego for a term of one year from and after the 1st day of September, 1938, of that certain building occupying Lot J and the south half of Lot K, Block 91, Horton's Addition, to be used as a Police Garage, at the rental of \$1320.00 for the full term, was on motion of Councilman Fish, adopted.

Petition of Peter Sojda for permission to paint house numbers over the City on curbs, was presented.

RESOLUTION NO. 68067, recorded in Book 61 of Resolutions, denying the petition of Peter S. Sojda, 2813 Elm Street, for permission to stencil house numbers on curbs, was on motion of Councilman Housh, adopted.

4
Petition of Southeastern California Conference of 7th Day Adventists requesting permission to change the location of erecting a tent for religious services, was presented and read.

RESOLUTION NO. 68068, recorded in Book 61 of Resolutions, granting permission to the Southeastern California Conference of Seventh-day Adventists to pitch a large tent on the southeast corner of Meade Avenue and Texas Street, to be used for Bible Lectures and gospel meetings; conditional upon the provisions set forth in Resolution No. 67660; and revoking the permission to erect a tent by this organization at Lincoln Avenue and Ohio Street, was on motion of Councilman Crandall, adopted.

ORDINANCE NO. 1433, recorded in Book 46 of Ordinances, appropriating the sum of \$40.00 out of the General Fund for the purpose of refunding to Harry Berger, 1040 Euclid Avenue, fees for cancelled auto wrecking license and second-hand auto dealer's license, was read and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1434, new series, recorded in Book 46 of Ordinances, regulating traffic upon certain streets of the City of San Diego, repealing subsections 15, 16, 52 and 142 of Section 24 of Ordinance No. 709, adopted July 9, 1935, and providing a penalty for the violation of same, was presented, read and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley a hearing was set for the hour of 10:00 o'clock A.M., Tuesday, August 23rd, 1938, for considering the proposed ordinance providing for Architectural Control for La Jolla and Vicinity.

On motion of Councilman Wansley a hearing was set for the hour of 10:00 o'clock A.M., Tuesday, August 23rd, 1938, for considering the proposed ordinance providing for Architectural Control for Gilcher Tract and vicinity.

ORDINANCE NO. 1435, new series, recorded in Book 46 of Ordinances, establishing the grade of the Alley in Block 146, University Heights, between the north line of Polk Avenue and the south line of Howard Avenue, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1436, new series, recorded in Book 46 of Ordinances, establishing the grade of the Alley in Block 76, Ocean Beach, between the southeasterly line of Abbott Street and the northwesterly line of Bacon Street, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1437, new series, recorded in Book 46 of Ordinances, establishing the grade of the Alley in Block 43, H. P. Whitney's Addition, between 31st Street and 32nd Street, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1438, new series, recorded in Book 46 of Ordinances, establishing the grade of the north and south alley in Block 113, University Heights, and the east and west alley in Block 113, University Heights, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1439, new series, recorded in Book 46 of Ordinances, establishing the grades of Bradford Street and Carol Street, was presented, and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1440, new series, recorded in Book 46 of Ordinances, establishing the grade of the Alley in Block 36, Fairmount Addition, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1441, new series, recorded in Book 46 of Ordinances, establishing the grade of the Alley in Block F, Redland Gardens was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--Councilmen None. Absent--None.

ORDINANCE NO. 1442, new series, recorded in Book 46 of Ordinances, establishing the grades of ALPHA STREET, BETA STREET, GAMMA STREET, DELTA STREET, 41ST STREET and 42nd Street, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1443, new series, recorded in Book 46 of Ordinances, appropriating the sum of \$1,238.35 out of the Revenues of the Water Department of the City of San Diego for payment to La Mesa, Lemon Grove & Spring Valley Irrigation District for water furnished during period of June 30th, 1938 to July 31st, 1938, was presented and on motion

5
of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1414, new series, recorded in Book 46 of Ordinances, amending Section 1 of Ordinance No. 1016 of the ordinances of The City of San Diego, entitled, "An ordinance creating and establishing certain special and temporary positions in connection with the construction of an administration building for the City of San Diego and the county of San Diego, and fixing the compensation appurtenant thereto; and appropriating the sum of \$1000.00 from the unappropriated balance fund of the City in payment of the City's proportion of the compensation of the Chief Inspector on said work," adopted November 10, 1936, as amended, was presented and on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 68069, recorded in Book 61 of Resolutions, appointing W. E. Roberts Assistant Structural and Mechanical Work Inspector on the San Diego City and County Administration Building Project, Civic Center, to act jointly for the City and the County of San Diego, at a salary of \$275.00 per month, one-half of which amount shall be paid by the City and one-half by the County, which appointment shall be effective September 10, 1938, was presented, read and on motion of Councilman Housh, adopted.

An invitation from John H. Sherman, Colonel, 251st C.A.,/Commanding, California National Guard to attend Governor's day, August 20th, 1938, at Seaside Park, Ventura, California, was read and on motion of Councilman Fish, ordered filed.

Communication from Mayor P. J. Benbough announcing the appointment of William La Monte as a member of the Civil Service Commission was again taken up for consideration.

Councilman Crandall moved to confirm the appointment, but received no second.

Councilman Stannard moved to table, and the roll call showed the following vote, to-wit: Yeas--Councilmen Fish, Stannard and Siebert. Nays--Councilmen Crandall, Wansley, Housh and Mayor Benbough. Absent--None.

Whereupon, Councilman Wansley moved to deny the confirmation, and the roll call showed the following, to-wit: Yeas--Councilmen Wansley, Housh, Fish and Siebert. Nays--Councilmen Crandall, Stannard and Mayor Benbough. Absent--None.

Communication from San Diego County Federated Trades and Labor Council suggesting the appointment of Robert L. Daniels as a member of the Civil Service Commission, was read and on motion of Councilman Stannard, seconded by Councilman Fish, referred to the Mayor.

Communication from City Clerk reporting on the referendum petition against Resolution No. 67868, adopted April 5th, 1938, and stating that said petition had sufficient names as required by law, was read and on motion of Councilman Wansley, seconded by Councilman Housh, placed on the table. Mayor Benbough voted Nay.

Communication from The San Diego Sun soliciting a page ad for its special edition for Sunday, August 28th, 1938, was presented, read and on motion referred to the City Manager with power to act.

RESOLUTION NO. 68070, recorded in Book 61 of Resolutions, referring to the City Manager, with power to act, the request of the San Diego Sun for City advertising in the edition of August 28th, consisting of one full page at a total cost of \$180.00, was on motion of Councilman Wansley, adopted.

Communication from City Traffic Commission relative to an accident at Rosecrans Street where it is crossed by the Santa Fe Tracks and stating that suggestions had been sent to the City Manager, was read and on motion ordered filed.

On motion the Communication from City Treasurer relative to inactive deposits of city money was ordered held over for one week.

Communication from San Diego State College requesting a refund on account of overcharge on water bills, was presented and on motion of Councilman Wansley, referred to the City Manager.

On motion of Councilman Wansley the communication from Hurlburt, Frank & Slaughter requesting further consideration on their petition for zone variance, was read and referred to the Planning Commission.

Communication from Veterans of Foreign Wars reporting that a committee consisting of a representative from the Park Board, from the Zoological Society and from the Veterans of Foreign Wars had been formed to work out plans for the repair and remodeling of some other Park Building, than the O'Rourke Institute Building, for the use and occupancy by the Veterans of Foreign Wars, was read and on motion of Councilman Wansley, continued over for one week.

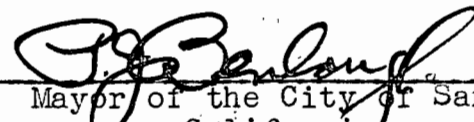
Communication from City Auditor reporting on the claim of Mrs. B. M. Howard in the sum of \$15.00, alleged to be due her on account of overcharge for the installation of water service; and recommending payment of same, was read and filed.

RESOLUTION NO. 68071, recorded in Book 61 of Resolutions, authorizing the City Auditor to refund to Mrs. B. M. Howard the sum of \$15.00, being overcharge on water service installation; said sum to be taken from the Water Department Fund (series FA-B-561, as provided by Section 24 of Ordinance No. 1415, was read and on motion of Councilman Wansley, adopted.


Communication from City Engineer, approved by the City Manager, reporting that the grading, paving and otherwise improving of E Street between the easterly line of the A.T. & S.F. Ry. Company's right of way and the easterly line of Pacific Highway, had been completed under private contract, and recommending acceptance of same, was read and filed.

RESOLUTION NO. 68072, recorded in Book 61 of Resolutions, accepting the grading, paving and otherwise improving of E Street, between the easterly line of the Atchison, Topeka and Santa Fe Railway Company's right of way and the easterly line of Pacific Highway, recently completed by private contract under authorization contained in Resolution No. 65523, was on motion of Councilman Siebert, seconded by Councilman Fish, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, August 23rd, 1938.

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 Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---None.

On motion of Councilman Housh, the minutes of the regular meeting of Tuesday, August 16th, 1938, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 309653.

Thereupon, on motion of Councilman Housh, the 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 the Alley in Block 166, University Heights, under Resolution of Intention No. 67402, 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, and all interested persons having been heard, RESOLUTION NO. 68073, recorded in Book 61 of Resolutions, confirming and approving the Engineer's assessment for said work and improvement, was on motion of Councilman Crandall, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance which would provide architectural control for La Jolla and Vicinity, 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, ORDINANCE NO. 1445, new series, recorded in Book 47 of Ordinances, amending Ordinance No. 13375, by adding thereto a new section to be known and numbered Section 201-L, which would provide for architectural control for La Jolla and vicinity, was presented and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance which would provide architectural control for Gilcher Tract and vicinity, 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, ORDINANCE NO. 1446, new series, recorded in Book 47 of Ordinances, amending Ordinance No. 13375, by adding thereto a new section to be known and numbered as section 201-m, which would provide for architectural control for Gilcher Tract and vicinity, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from Senator Ed. Fletcher requesting the Council to place on the November ballot a proposition to grant certain tidelands to the State of California for the purpose of erecting a building thereon for use of the Motor Vehicle Department branch office in San Diego, was presented and read.

RESOLUTION NO. 68074, recorded in Book 61 of Resolutions, referring to the City Attorney the communication from Senator Ed Fletcher relative to locating the Motor Vehicle Department building on tidelands, to prepare proper papers to place a proposition on the November ballot, if it can be done without cost to the City, was on motion of Councilman Crandall, adopted.

7
RESOLUTION ORDERING WORK NO. 68075, recorded in Book 61 of Resolutions, for furnishing electric current for Sunset Cliffs Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68076, recorded in Book 61 of Resolutions, determining that the proposed assessment for the improvement of a portion of Guy Street will not exceed the limitations of the special assessment investigation, limitation and majority protest act of 1931 and amendments thereto, was on motion of Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 68077, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block A, Sterlingworth, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68078, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving the Alley in Block A, Sterlingworth, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68079, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving and otherwise improving the Alley in Block A, Sterlingworth, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68080, recorded in Book 61 of Resolutions, ordering the paving and otherwise improving of SORIA DRIVE, under resolution of Intention No. 67896, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68081, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving Soria Drive, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68082, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving Soria Drive, was on motion of Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 68083, recorded in Book 61 of Resolutions, for furnishing electric current for La Playa Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68084, recorded in Book 61 of Resolutions, directing notice of filing assessment for paving Plum Street between Dumas Street and Browning Street, under resolution of intention No. 67451, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68085, recorded in Book 61 of Resolutions, accepting the deed of Union Trust Company of San Diego for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68086, recorded in Book 61 of Resolutions, accepting the deed of Ozel F. Herreman and Myrtle Herreman for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68087, recorded in Book 61 of Resolutions, accepting the deed of John M. Perry and Fay V. Perry for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68088, recorded in Book 61 of Resolutions, accepting the subordination agreement signed by the Security Trust and Savings Bank of San Diego, covering the easement executed by John M. Perry and Fay V. Perry, for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68089, recorded in Book 61 of Resolutions, accepting the deed of Chapman Grant and Mabel Grant for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68090, recorded in Book 61 of Resolutions, authorizing the Mayor and City Clerk to execute and acknowledge for and on behalf of, and as the act and deed of, The City of San Diego, a quitclaim deed granting and conveying to Chapman Grant and Mabel Grant the city's interest in and to that certain easement for a right of way for a storm drain through, over and across a portion of the northwesterly quarter of Pueblo Lot 176, was on motion of Councilman Fish, adopted.

Thereupon, the Mayor and City Clerk signed said quitclaim deed.

RESOLUTION NO. 68091, recorded in Book 61 of Resolutions, accepting the deed of Chapman Grant and Mabel Grant for right of way for drainage purposes, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68092, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a description of the district or lands to be assessed for grading, sidewalk and curbing the easterly side of Pacific Highway, between A Street and Harasthy Street, was on motion of Councilman Crandall, adopted.

On motion of Councilman Fish, the three resolutions pertaining to leases with the Ryan Aeronautical Company were tabled for one week.

RESOLUTION NO. 68093, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for the purchase of one pump direct connected to motor; and repealing resolution No. 68063, was on motion of Councilman Crandall, adopted.

Petition of Donald Fagett for a dine and dance license to operate in the San Diego Hotel, was presented; together with recommendations of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68094, recorded in Book 61 of Resolutions, granting the application for license to conduct Public Dance on premises where intoxicating liquor is sold at 339 West Broadway, filed by Donald Fagett for the Hotel San Diego, under the provisions of Ordinance No. 898, new series, was on motion of Councilman Housh, adopted.

Petition of Anne L. Caenen for yard variance permit on Archer Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68095, recorded in Book 61 of Resolutions, granting permission to Anne L. Caenen to erect a private garage with no side yard in Zone R-1, on Lots 19 to 22, inclusive, Block 10, Monte Villa Tract; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Mrs. Esther Miller for a zone variance permit on 68th Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68096, recorded in Book 61 of Resolutions, granting permission to Mrs. Esther Miller to erect and operate a second single family dwelling in Zone R-1 on the north 189 feet of the south 310 feet of the west 226 feet of Lot J, La Mesa Colony; and suspending the provisions of Ordinance No. 13558, insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Lottie J. Works for yard variance permit on Utah Street, was presented; together with recommendation of denial from Planning Commission.

RESOLUTION NO. 68097, recorded in Book 61 of Resolutions, denying the petition of Lottie J. Works for permission to erect and operate a two-story garage and recreation room in Zone R-4, on Lots 30 and 31, Block G, University Heights, with no side yard, was on motion of Councilman Fish, adopted.

Petition of J. C. White for zone variance permit on L Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68098, recorded in Book 61 of Resolutions, granting permission to J. C. White to erect and operate a store building in Zone R-4, on Lots 43 and 44, Block 79, Powers Sub. of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Pueblo Lot 1153; and suspending the provisions of Ordinance No. 13216 insofar as the provisions relate to the property mentioned, was on motion of Councilman Stannard, adopted.

Petition of Bertha L. Curry for zone variance permit on Pennsylvania Avenue, was presented; together with recommendation of Planning Commission.

RESOLUTION NO. 68099, recorded in Book 61 of Resolutions, granting permission to Bertha L. Curry, for a period of three years from the date of this resolution, to operate a convalescent home in Zone R-2, on Lots 1 and 2, Block 12, Cleveland Heights, providing that no mental cases are admitted; and suspending the provisions of Ordinance No. 12988 insofar as the provisions relate to the property mentioned; and also granting permission to erect a sign on the property, providing said sign is acceptable to the Planning Commission, was on motion of Councilman Crandall, adopted.

Petition for changing the name of Pickford Street to Silverado Place, was presented; together with recommendation of approval from City Engineer and City Manager, and City Planning Commission.

Councilman Crandall moved to change the name to Silverado Street, which motion received the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish. Nays--Councilmen Wansley, Stannard, Siebert and Mayor Benbough. Absent--None.

Thereupon, on motion of Councilman Siebert, seconded by Councilman Fish, the matter was referred back to the Planning Commission.

Petition for changing the name of Pepita Street to Pepita Way, was presented; together with recommendation of approval from City Planning Commission and City Engineer.

RESOLUTION NO. 68100, recorded in Book 61 of Resolutions, granting the petition for changing the name of Pepita Street to Pepita Way; and authorizing the City Attorney to draft an ordinance to make this change of name effective, was on motion of Councilman Housh, adopted.

Petition of property owners for paving a portion of the Alley in Block 148, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68101, recorded in Book 61 of Resolutions, granting the petition for paving the southerly five hundred and fifty feet of the Alley in Block 148, University Heights; and directing the City Engineer to furnish a plat of the district, was on motion of Councilman Wansley, adopted.

Petition of San Diego Post #6, American Legion for permission to use temporary electric wiring and lighting equipment, and free inspection for same, in connection with Golden State Shows, at the foot of Market Street, from September 1st to 11th, 1938, was presented.

RESOLUTION NO. 68102, recorded in Book 61 of Resolutions, granting permission to San Diego Post #6, American Legion to use and install open type temporary electric wiring and lighting equipment in connection with Golden State Shows, at the foot of Market Street, from September 1st to 11th, 1938, inclusive, subject to approval of the City Electrical Inspector; also granting free electrical permit and free inspection in connection with the same, was on motion of Councilman Wansley, adopted.

Petition of Hillcrest Business Association for permission to temporarily close University Avenue between 1st Avenue and Albatross Street and Front Street between Robinson Avenue and University Avenue on September 3rd, 1938, from noon to midnight, in order to celebrate the opening of University Avenue and completion of that project and to give away an automobile, was presented.

RESOLUTION NO. 68103, recorded in Book 61 of Resolutions, granting the petition for temporary closing of University Avenue, between First Avenue and Albatross Street, and Front Street, between Robinson Avenue and University Avenue, on September 3rd, 1938, from noon to midnight, to celebrate the opening of University Avenue, and completion of that project, was presented and on motion of Councilman Wansley, adopted.

On motion of Councilman Crandall, the proposed ordinance creating a special fund to be known as the "Advertising and Publicity Fund of the City of San Diego", was continued over for one week.

ORDINANCE NO. 1447, new series, recorded in Book 47 of Ordinances, fixing the rate and levying taxes for the fiscal year 1938-39, 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. 1415, new series, of the ordinances of the City of San Diego, 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, as amended, and for the redemption of certain of the bonds of said special improvement district, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1448, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$550.00 out of the Acquisition and Investigation Water Bond Fund of the City of San Diego for the purpose of purchasing interest of Mrs. Linnie Thing in certain lands required for the development of the Marron Reservoir, was presented, and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

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

Sidewalk license bond of E. D. Barrett; Contract for University Avenue Lighting District No. 1; Contract for San Diego Lighting District No. 1; and Contract for Five Points Lighting District No. 1

On motion of Councilman Crandall certain easements for street purposes were referred to the City Engineer and Attorney to draw resolutions accepting certain deeds for streets in La Jolla.

Communication from Funds Commission reporting on offers received for certain delinquent street bonds held by the City of San Diego for the account of Mount Hope Cemetery Trust Fund, was presented and read.

RESOLUTION NO. 68104, recorded in Book 61 of Resolutions, accepting the offer of Frank Faust to purchase Bonds 17 and 18, Series 610, on Lots 1 and 2, Block 52, Sherman's Addition, for 50% of Principal or \$71.61, as recommended by the Funds Commission; and referring back to the City Treasurer the other recommendations of said commission regarding offers to purchase city-owned bonds, was on motion of Councilman Wansley, adopted.

Communication from City Treasurer recommending the city funds on an inactive basis be deposited with city depositories, was presented, read and on motion of Councilman Wansley referred to the City Attorney for preparation of the necessary resolution.

Communication from V. F. W. relative to use of the O'Rourke Institute Building in Balboa Park, was read and on motion of Councilman Crandall tabled with other papers on the subject.

A copy of a letter from C. Leon de Aryan to the City Manager relative to charges against the Chief of Police and other police officers, was read and on motion of Councilman Wansley ordered filed.

Communication from The National Club of America for Americans, Inc. urging the adoption of an ordinance relative to aliens, was presented, read and on motion of Councilman Fish, seconded by Councilman Housh, referred to the City Attorney for a report on the matter.

Communication from Director of Public Works, F. A. Rhodes, reporting on the protest of property owners against the excavation of a portion of Armada Place, also petition to have the grade of said street established; and recommending that the Engineer be instructed to prepare an ordinance in accordance with the request, and that Charles Fletcher be granted permission to grade the center 20 feet of Armada Place to the official grade, was read and filed.

RESOLUTION NO. 68105, recorded in Book 61 of Resolutions, directing the City Engineer to take the necessary steps for the establishment of the official grade on Armada Place, between Rosecrans Street and Armada Terrace, in accordance with the recommendation of the Director of Public Works, was on motion of Councilman Wansley, adopted.

An invitation to the Mayor and Councilmen to attend the annual meeting of the City Managers' Association, was presented, read and on motion of Councilman Crandall, ordered filed.

Communication from Planning Engineer relative to widening of Euclid Avenue north of El Cajon Boulevard, was presented and read.

RESOLUTION NO. 68106, recorded in Book 61 of Resolutions, directing the City Engineer to make a preliminary debt limitation investigation regarding the proposed improvement of Euclid Avenue, full width, between El Cajon Boulevard and Monroe Avenue,

was on motion of Councilman Housh, adopted.

Communication from San Diego Junior Chamber of Commerce requesting \$300.00 from the Advertising Fund of the City was presented and read.

RESOLUTION NO. 68107, recorded in Book 61 of Resolutions, authorizing the expenditure of \$300.00 from the Promotional Advertising Fund to help send to the Cleveland National Air Races, September 3rd to 5th, 1938, a miniature plane designed locally; as requested by the San Diego Junior Chamber of Commerce under Document No. 309642, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68108, recorded in Book 61 of Resolutions, referring to the City Manager, with power to act, the matter of an appropriation from the Promotional Advertising Fund for entertainment of participants in the Star Boat Races, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68109, recorded in Book 61 of Resolutions, referring to Councilman John S. Siebert the matter of installing a microphone at the Clerk's desk in the Civic Center Council Chamber, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68110, recorded in Book 61 of Resolutions, authorizing an appropriation of \$300.00 from the Promotional Advertising Fund toward permissible expenses for the American Legion Post #6 baseball team, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68111, recorded in Book 61 of Resolutions, authorizing the City Manager to notify the Chairman of the Board of Supervisors that the County's share of expenses in connection with the President's visit was \$671.48, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68112, recorded in Book 61 of Resolutions, authorizing Councilman Bruce R. Stannard to attend the League of California Municipalities' convention in Santa Barbara, and to incur the necessary expense in connection therewith, was on motion of Councilman Fish, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY _____
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, August 31, 1938.

A meeting of the Council of the City of San Diego, California, was held this date, instead of Tuesday on account of State and County elections, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M.Ashley.

Absent---None.

On motion of Councilman Fish, the minutes of the regular meeting of Tuesday, August 23rd, 1938, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current and maintenance of appliances for Mission Beach Lighting District No. 2, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 309795.

Thereupon, on motion of Councilman Wansley, said bid was referred to the City Manager for report and recommendation.

Communication from City Manager recommending approval of bills in the sum of \$1793.60, as presented by the San Diego Convention and Tourist Bureau, was read and filed.

RESOLUTION NO. 68113, recorded in Book 61 of Resolutions, approving payment of bills submitted by the San Diego Convention & Tourist Bureau, aggregating \$1793.60, as recommended by the City Manager; and authorizing the drawing of a requisition for said sum on the Promotional Advertising Fund, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68114, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for La Playa Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68115, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Logan Avenue Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid for furnishing electric current for Ocean Beach Lighting District No. 1, was read and filed.

RESOLUTION OF AWARD NO. 68116, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Ocean Beach Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68117, recorded in Book 61 of Resolutions, closing a portion of Robinson Avenue, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68118, recorded in Book 61 of Resolutions, directing the City Engineer to report on the estimated cost for paving and otherwise improving the North and South Alley in Block 38, Normal Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68119, recorded in Book 61 of Resolutions, for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was presented and on motion of Councilman Stannard, adopted.

At this time a majority of the members of the Council signed the official bond of Ira Dennis Miller, as Dam-Keeper.

RESOLUTION NO. 68120, recorded in Book 61 of Resolutions, abolishing the loading and unloading zone at 730 F Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68121, recorded in Book 61 of Resolutions, accepting the deed of Fred R. Blecksmith and Margaret S. Blecksmith for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68122, recorded in Book 61 of Resolutions, accepting the deed of W. F. Koehler and Nettie M. Koehler for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68123, recorded in Book 61 of Resolutions, accepting the deed of Earl Peck Finney and Georgiana M. Finney for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68124, recorded in Book 61 of Resolutions, accepting the deed of Fidelia Conard Hanna for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68125, recorded in Book 61 of Resolutions, accepting the deed of Mildred Conard for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68126, recorded in Book 61 of Resolutions, accepting the deed of Harold S. Conard and Ruth I. Conard for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68127, recorded in Book 61 of Resolutions, accepting the deed of Dewey J. Morrow, Alice Lane Morrow and Veterans' Welfare Board of the State of California, for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68128, recorded in Book 61 of Resolutions, accepting the deed of Germaine Challet for right of way for sewer purposes, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68129, recorded in Book 61 of Resolutions, accepting the subordination agreement signed by The First National Trust and Savings Bank of San Diego, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68130, recorded in Book 61 of Resolutions, accepting the subordination agreement signed by Corporation of America, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68131, recorded in Book 61 of Resolutions, accepting the subordination agreement signed by the Bank of America National Trust & Savings Association was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68132, recorded in Book 61 of Resolutions, accepting the deed of Blanche E. Rose, Jennie McP. Talcott, Marguerite B. Rose, Cornelia D. Gentry, Ruth White Lowry, Arabell Hemingway Shepard, Franklin White Hemingway, Margaret B. Richert, Lyda Pearce Rasmussen, Sallye P. Parker and Ethel McBee Collins, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68133, recorded in Book 61 of Resolutions, accepting the deed of Blanche E. Rose, Jane Rose Threlkeld, Marguerite B. Rose, Esther B. Watts, Alice Day Boyesen, Eddy J. Littlefield and Jessie C. Littlefield, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68134, recorded in Book 61 of Resolutions, accepting the deed of Blanche E. Rose, Marguerite B. Rose and George Clarke Rose, for portion of Avenida Alamar, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68135, recorded in Book 61 of Resolutions, accepting the deed of Ruth White Lowry, Esther B. Watts, Blanche E. Rose, Jane Rose Threlkeld, Marguerite B. Rose and Margaret B. Richert, for a portion of Roseland Drive, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68136, recorded in Book 61 of Resolutions, accepting the deed of Josephine H. Green for portion of Hypatia Drive, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68137, recorded in Book 61 of Resolutions, ratifying, confirming and approving a tideland lease between the Harbor Commission and the RYAN AERONAUTICAL COMPANY, a corporation, for a period of thirty-five years, beginning September 1, 1938 and ending August 31st, 1973, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68138, recorded in Book 61 of Resolutions, ratifying, confirming and approving a tideland lease between Harbor Commission and RYAN AERONAUTICAL COMPANY FOR a period of years beginning September 1, 1938 and ending on the 30th day of June, 1957, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68139, recorded in Book 61 of Resolutions, ratifying, confirming and approving a lease between Ryan Aeronautical Company and the Harbor Commission, for certain portions of and space in that certain building as now constructed and as about to be enlarged by the Ryan Aeronautical Company, for a period of five years from the September 1st, 1938, was presented and on motion of Councilman Fish, adopted.

Petition of Hillcrest Business Association for a free permit to conduct a street carnival, was presented and read.

RESOLUTION NO. 68140, recorded in Book 61 of Resolutions, granting free permits and inspections to the Hillcrest Business Association for a street Carnival to be held on Saturday, September 3rd, 1938, near the intersection of University Avenue and Front Street, was on motion of Councilman Fish, adopted.

The resignation of the Veterans Anti-Racketeering Committee, was presented; together with a communication from the Better Business Bureau of San Diego urging the Council to make arrangements for the continuation of said committee.

A Communication from H. V. Keefer on the subject was also presented.

Councilman Wansley moved, that the resignation be accepted with expression of thanks to the members of the committee for their very good services, but the motion received no second.

Councilman Stannard moved, seconded by Councilman Wansley, that the Council decline to accept the resignation at this time, which motion carried.

Thereupon, on motion of Councilman Wansley the communications were ordered filed.

RESOLUTION NO. 68141, recorded in Book 61 of Resolutions, authorizing Councilmen Bruce R. Stannard and Herbert E. Fish to cooperate with the City Attorney in the matter of preparing an ordinance regarding the consideration of various matters affecting veterans and veterans' organizations, was on motion of Councilman Wansley, seconded by councilman Housh, adopted.

RESOLUTION NO. 68142, recorded in Book 61 of Resolutions, authorizing the City Treasurer to place on inactive deposit city funds in a total maximum amount of One Million, Two Hundred Fifty Thousand Dollars, 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, and to enter into agreements with the bank or banks in which said inactive deposits are made for the payment to the City of interest thereon at the rate of one per cent per annum, and to accept separate certificates of deposit for said funds so deposited, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68143, recorded in Book 61 of Resolutions, ratifying and approving the acts done and performed by the City Manager in connection with the Pickering lease on the Mission Beach Amusement center; and authorizing and instructing the City Manager to do all things necessary and legal to secure jurisdiction and control of said Mission Beach Amusement Center for the City of San Diego, in accordance with the terms and conditions of the above described written agreements, and with the opinion of the Attorney-General of the State of California, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68144, recorded in Book 61 of Resolutions, authorizing the City Manager to expend not to exceed \$150.00 from the promotional Advertising Fund in connection with the entertainment of participants in the Star Boat Races, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68145, recorded in Book 61 of Resolutions, expressly ratifying and confirming the execution of that certain indenture and deed of exchange made the 13th day of July, 1938 between The City of San Diego, and the United States of America by P.J. Benbough, as Mayor and as ex-officio Chairman of the City Council, and attested by J. M. Ashley, as City Clerk, was on motion of Councilman Wansley, seconded by Councilman Housh, adopted.

Petition for paving the Alley in Block 143, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68146, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 143, University Heights; and authorizing the City Engineer to a plat of the district to be assessed for said improvement, was on motion of Councilman Housh, adopted.

Petition for paving the Alley in Block 1, North Highland Park, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68147, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 1, North Highland Park, from Boundary Street to the east

line of Lot 20 in said block; and directing the City Engineer to furnish a plat of the district to be assessed, was on motion of Councilman Fish, adopted.

Petition of Concordia Turnverein for a free bazaar permit, was presented. RESOLUTION NO. 68148, recorded in Book 61 of Resolutions, granting a free permit to the Concordia Turnverein to hold a bazaar on October 29th and 30th, 1938, in the club rooms of the Germania Hall; under the provisions of Ordinance No. 111, new series, was on motion of Councilman Housh, adopted.

Petition of Jack Berman for a setback suspension on Pine Street near Witherby Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68149, recorded in Book 61 of Resolutions, granting permission to Jack Berman to erect a private garage, which is part of a new house, not closer to the property line on Pine Street than 17.5 feet on a portion of Lot 8, Mission Hills No. 2; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Hagenbeck-Wallace Circus for permission to use its own electric plant and equipment in connection with its showing in San Diego on September 24th and 25th, 1938, was presented; together with recommendation of approval from Chief Inspector.

RESOLUTION NO. 68150, recorded in Book 61 of Resolutions, granting permission to Hagenbeck-Wallace Circus to utilize their own electrical equipment in connection with their showing in San Diego at the foot of Market Street on Saturday and Sunday, September 24th and 25th, 1938; providing standard safe equipment, approved and checked when installed is used, was on motion of Councilman Wansley, adopted.

ORDINANCE NO. 1449, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 1, Center Addition to La Jolla Park, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1450, new series, recorded in Book 47 of Ordinances, establishing the grade of Armada Place, was presented, and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley the proposed ordinance creating a special fund to be known as "Advertising and Publicity Fund of the City of San Diego", was continued over for one week, and copies ordered sent to each councilman.

ORDINANCE NO. 1451, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$10,000.00 from the Acquisition and Investigation Water Bond Fund of the City of San Diego, for the purpose of providing funds for engineering, investigations and other expenses in connection with the San Vicente River Project, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from Will H. Cameron relative to congestion of traffic on portions of Washington Street and Douglass Street, was presented; together with recommendation from Traffic Commission that same be filed, and on motion of Councilman Wansley the matter was ordered filed.

RESOLUTION NO. 68151, recorded in Book 61 of Resolutions, authorizing the City Clerk to draw a requisition on the Promotional Advertising Fund in the sum of \$120.00 for one full page of advertising space in the History program (inside back cover) of CHONITA, which play is being presented in the Ford Bowl, Balboa Park, August 24th to September 3rd, 1938, as recommended by the City Manager, was on motion of Councilman Wansley, adopted.

Communication from H. H. Culver urging the adoption of an up to date Anti-Noise Ordinance was read and on motion of Councilman Crandall, ordered filed.

Communication from Senator Ed. Fletcher submitting data relative to traffic accidents on County Highways, was presented; together with recommendation from Traffic Commission that same be referred to Captain Otto Langer, and on motion of Councilman Wansley the recommendation was adopted.

Communication from City Engineer, approved by the City Manager, relative to construction of sidewalks on Pacific Highway, was presented and read.

RESOLUTION NO. 68152, recorded in Book 61 of Resolutions, repealing resolution No. 68092, adopted August 23rd, 1938; and directing the City Engineer to furnish a description of the lands to be assessed for construction of sidewalks and curbs on PACIFIC HIGHWAY, between A Street and Harasthy Street, was on motion of Councilman Fish, adopted.

Communication from Purchasing Department reporting on bids received for two motor patrol graders and one truck chassis, and recommending acceptance of the bid of Smith Booth Usher Company for furnishing the graders and the bid of J. R. Townsend Company for furnishing the Truck chassis, was read and filed.

RESOLUTION NO. 68153, recorded in Book 61 of Resolutions, accepting the bid of Smith Booth Usher Company to furnish the City with two motor patrol graders for the sum of \$6412.78; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68154, recorded in Book 61 of Resolutions, accepting the bid of J. R. Townsend Company to furnish the City with a 2-3-ton truck chassis for the sum of \$1433.17 ; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

Communication from City Planning Engineer requesting permission to attend annual meeting of the League of California Municipalities at Santa Barbara with expenses paid by the City, was presented and read.

RESOLUTION NO. 68155, recorded in Book 61 of Resolutions, granting permission to the City Planning Engineer, Glenn A. Rick, to attend the League of California Municipalities meeting at Santa Barbara at his own expense, was on motion of Councilman Wansley, adopted.

Copy of letter from Board of Supervisors addressed to the Director of Health regarding attendance at the annual meeting of the League of California Municipalities, and stating that he was authorized to attend with the expectation that the City of San Diego would bear one-half of the expense, was read and on motion of Councilman Wansley, ordered filed.

RESOLUTION NO. 68156, recorded in Book 61 of Resolutions, requesting the City Attorney to present to the Council an Ordinance defining under what circumstances a City employee may be sent on a trip, traveling expenses paid; and requiring that all requests shall be made in writing to the Council, stating the portion of the ordinance under which the application qualifies; having the approval of the City Manager; and requesting the City Manager to make a recommendation for an annual appropriation from which such expenses should be defrayed, was on motion of Councilman Wansley, seconded by Councilman Housh, adopted.

Communication from Director of Public Works reporting on the request of the State College for refund on water bills, and stating that the Water Department would be willing to cooperate with the State College henceforth and combine the readings of the meters and render but one bill; however, he did not feel that any refund could be made for past service as the charge made was not unlawful and no request had been made to make any change in the billing, was read and on motion of Councilman Wansley, ordered filed.

Communication from Director of Public Works reporting on the feasibility of opening and oiling Lisbon Street, and stating that he recommended that Lisbon Street be substituted for the Jamacha Road, in the grading and oiling job ordered by the Council in Resolution No. 67233, was read and filed.

RESOLUTION NO. 68157, recorded in Book 61 of Resolutions, substituting Lisbon Street for the Jamacha Road, in the grading and oiling job ordered by the Council in Resolution No. 67233, as recommended by the Director of Public Works and City Manager, under Document No. 309754 on file in the office of the City Clerk, was on motion of Councilman Stannard, adopted.

Communication from San Diego Post #6, American Legion relative to request for funds from the Promotional Advertising account, was read and on motion of Councilman Siebert, ordered filed.

Petition of Fraternal Order of Eagles for permission to maintain ticket booths on the streets, was presented and read.

RESOLUTION NO. 68158, recorded in Book 61 of Resolutions, referring to the City Manager the request of the Fraternal Order of Eagles for permission to maintain ticket booths on the street from September 12th to 17th, inclusive, 1938, for the sale of tickets for a Carnival and Barn Dance, with power to act, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68159, recorded in Book 61 of Resolutions, declaring that it was the sense of the Council that no more booths shall be permitted on the streets for the sale of tickets; effective as of October 1st, 1938, was on motion of Councilman Housh, adopted.

Communication from Mayor P. J. Benbough announcing that he had appointed, subject to Council confirmation, Mr. Benjamin J. Greenlund, to serve as a member of the Civil Service Commission of the City of San Diego, to fill the vacancy created by the resignation of Mr. Edward Hall, was read and filed.

RESOLUTION NO. 68160, recorded in Book 61 of Resolutions, confirming the appointment, by Mayor P. J. Benbough, of Mr. Benjamin J. Greenlund, to serve as a member of the Civil Service Commission for the unexpired term of Mr. Edward Hall, resigned, was on motion of Councilman Crandall, adopted.

Communication from The Mayor reporting that he had appointed, subject to Council confirmation, Mr. Louis J. Rice, Jr., to serve as a member of the City Funds Commission to fill the vacancy created by the resignation of Louis Perna, was presented and read.

RESOLUTION NO. 68161, recorded in Book 61 of Resolutions, confirming the appointment of Mr. Louis J. Rice Jr., by Mayor P. J. Benbough, to serve as a member of the City Funds Commission, for the unexpired term of Mr. Louis Perna, resigned, was on motion of Councilman Wansley, adopted.

Communication from City Attorney reporting on the matter of placing a proposition on the November ballot to transfer certain tidelands to the State of California for use of the Motor Vehicle Department, and stating that a consolidated election could be accomplished with the State and County General Election, but that the Council would have to ascertain from the Board of Supervisors of San Diego County the portion of the expenses of such election to be borne by The City of San Diego, was presented and read.

RESOLUTION NO. 68162, recorded in Book 61 of Resolutions, requesting the City Attorney to prepare a letter to be signed by the Mayor, asking the County Supervisors for a report on the cost of presenting a City proposition on the ballot to be consolidated with the County in November, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68163, recorded in Book 61 of Resolutions, authorizing an expenditure of \$500.00 to come from the Civic Center Construction Fund for materials to be used in the painting of murals in the Council Chamber, Civic Center Administration Building, was on motion of Councilman Siebert, adopted. Mayor Benbough voted Nay.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, City Clerk

By 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, September 6th, 1938.

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

Present--Councilmen Crandall, Wansley, Fish, Siebert and Mayor Benbough.
Clerk----J. M. Ashley.
Absent---Councilmen Housh and Stannard.

On motion of Councilman Wansley, the minutes of the regular meeting of Wednesday August 31st, 1938, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 309887.

Thereupon, on motion of Councilman Wansley, said bid was referred to the City Manager.

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, City Heights Annex No. 2, 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:

No. 309888. B. G. Carroll, accompanied by a Bond in the sum of \$400.00. Document

No. 309889. Griffith Company, accompanied by a bond in the sum of \$400.00. Document

V. R. Dennis Construction Company, accompanied by a bond in the sum of \$1000.00. Document No. 309890.

No. 309891. Harry L. Foster, accompanied by a bond in the sum of \$400.00. Document

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 hearing protests against the furnishing of electric current for Roseville Lighting District No. 1, 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, RESOLUTION NO. 68164, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work and improvement, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68165, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Sunset Cliffs Lighting District No. 1, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Department reporting on bids for furnishing two fire engines, and recommending acceptance of the bid of Seagrave Corporation, was read and filed.

RESOLUTION NO. 68166, recorded in Book 61 of Resolutions, accepting the bid of Seagrave Corporation to furnish two 45 degree "V" type 12-cylinder fire engines for the sum of \$27,887.25; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68167, recorded in Book 61 of Resolutions, accepting the deed of Clara Zuanich for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68168, recorded in Book 61 of Resolutions, accepting the deed of Isabella C. Fritz for a portion of Robinson Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68169, recorded in Book 61 of Resolutions, accepting the subordination agreement executed by The First National Trust and Savings Bank of San Diego, for street purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68170, recorded in Book 61 of Resolutions, accepting the deed of W. Franklyn Shields and Sara B. Shields for portion of Home Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68171, recorded in Book 61 of Resolutions, accepting the deed of George E. Bird and S. Margaret Bird for a portion of Home Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68172, recorded in Book 61 of Resolutions, accepting the deed of G. E. Westberg and Anna T. Westberg for portion of Home Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68173, recorded in Book 61 of Resolutions, accepting the deed of Herman Vollmer and Florence Maud Vollmer for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68174, recorded in Book 61 of Resolutions, accepting the subordination agreement executed by the San Diego Trust & Savings Bank for sewer right of way, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68175, recorded in Book 61 of Resolutions, releasing the bond of George M. Sears, dated August 7, 1937, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68176, recorded in Book 61 of Resolutions, releasing the bond of Lloyd W. Ham, executed August 9, 1937, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68177, recorded in Book 61 of Resolutions, releasing the bond of E. H. Brooks, executed August 9th, 1937, was on motion of Councilman Wansley, adopted.

Petition for changing the name of Pickford Street to Silverado Place, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68178, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare an ordinance changing the name of Pickford Place to SILVERADO Street, was on motion of Councilman Crandall, adopted.

Petition of Catherine B. Richard for zone variance at 4875 Felton Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68179, recorded in Book 61 of Resolutions, granting permission to Mrs. Catherine B. Richard to operate for a period of three years from the date of this resolution a sanitarium and rest home in Zone R-2, on Lot 3, Block 16, Normal Heights, providing no mental cases are admitted, no alcoholic patients are treated and no signs are displayed; and suspending the provisions of Ordinance No. 12989, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of J. R. Delatour for zone variance at 35th Street and Mountain View Drive, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68180, recorded in Book 61 of Resolutions, granting permission to J. R. Delatour to erect four houses on one lot in Zone R-1, on Villa Lot 105, Normal Heights, at Mountain View Drive and 35th Street; and suspending the provisions of Ordinance No. 13594, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of H. S. Searle for setback suspension at 6019 Avenida Cresta, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68181, recorded in Book 61 of Resolutions, granting permission to H. S. Searle to construct an addition to an existing dwelling at 6019 Avenida Cresta not closer to the property line on Avenida Cresta than Seven (7) feet, on Lots 1 and 2, Block 8, La Jolla Hermosa; and suspending the provisions of Ordinance No. 12321, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Grant Purdy and William T. C. Morgan for a yard variance permit on Dolphin Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68182, recorded in Book 61 of Resolutions, granting permission to Grant Purdy and William T. C. Morgan to erect and operate a single-family dwelling and garage with six-inch front yard in Zone R-1, with a side yard of 0 feet, with a rear yard of 4 feet and with a lot coverage of 51 per cent, on Lot 2, Block J, Bird Rock City By The Sea; and suspending the provisions of Section 8a of Ordinance No. 8924 insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of J. C. Anders for a yard variance permit at Loma Pass & Arden Way, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 68183, recorded in book 61 of Resolutions, denying the petition of J. C. Anders for a variance to the building restrictions for constructing a garage on Lot 1, Block A, Resubdivision of Inspiration Heights, with a side yard of three feet, was on motion of Councilman Crandall, adopted.

Petition of City Heights Prayer Temple for permission to erect a tent at 38th and Thorn Streets, was presented; together with recommendation of approval from Chief Inspector and Electrical Inspector, and Social Welfare Director.

RESOLUTION NO. 68184, recorded in Book 61 of Resolutions, granting permission to L. W. Pollard, Overseer, The Church of God, to erect and operate a tent for religious services at 38th and Thorn Streets, from September 15th to November 1st, 1938; subject to subsequent checking and approval, and providing the closing hours shall be 11:00 P.M., wind instruments will not be used, and no solicitation of public funds in the neighborhood or city, was on motion of Councilman Wansley, adopted.

Petition of Cora L. Griffig for special sewer connection permit at 2080 First Avenue, was presented; together with recommendation of approval from Health Department.

RESOLUTION NO. 68185, recorded in Book 61 of Resolutions, granting permission to Cora L. Griffig and H. Griffig to connect laundry trays in the basement of a house at 2080 First Avenue with a sewer line serving 125 Hawthorn Street, was on motion of Councilman Wansley, adopted.

At this time Councilman Wansley was excused from the meeting.

Petition of Ethel Burke for a special sewer connection permit, was presented; together with report from the Health Department, stating that if there would be no liability on the part of the City in any way for any damage that might accrue, it would offer no objection to the one house in question being connected to the present line.

On motion of Councilman Crandall, the matter was referred to the City Attorney for an opinion.

At this time Councilman Wansley entered and took his seat.

Petition of Marine Corps for permit to camp in Torrey Pines Park for two months for conducting the annual field training, was presented; together with recommendation of approval from Park Commission.

RESOLUTION NO. 68186, recorded in Book 61 of Resolutions, denying the request of J. L. Perkins, Major, U. S. Marine Corps, for permission to conduct field training and service practice from October 15th to December 15th, 1938, on Pueblo Lots 1324 and 1325, in Torrey Pines Park, was on motion of Councilman Crandall, adopted.

Petition of San Diego Unified School District for closing two alleys in block 41, City Heights; was presented; together with recommendation of approval from Planning Commission and City Engineer.

RESOLUTION NO. 68187, recorded in Book 61 of Resolutions, granting the petition of Board of Education of the San Diego Unified School District for closing portions of Alleys in Block 41, City Heights; and authorizing the City Engineer to furnish description of the lands to be affected, was on motion of Councilman Wansley, adopted.

Petition of Investment Securities Corporation for closing a portion of Riley Street, was presented; together with recommendation of approval from City Engineer and City Planning Commission.

RESOLUTION NO. 68188, recorded in Book 61 of Resolutions, granting the petition of Investment Securities Corporation for closing that portion of Riley Street, lying northerly of a line drawn parallel to and distant 40 feet northerly from the center line of Ingraham Street, in Pueblo Lot 239; and directing the City Engineer to furnish a description of the lands affected, was on motion of Councilman Wansley, adopted.

On motion of Councilman Crandall the proposed ordinance creating a special fund to be known as the "Advertising and Publicity Fund of the City of San Diego", was continued over for one more week.

ORDINANCE NO. 1452, new series, recorded in Book 47 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 Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Stannard.

ORDINANCE NO. 1453, new series, recorded in Book 47 of Ordinances, changing the name of Pepita Street in the City of San Diego to PEPITA WAY, was presented and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Stannard.

ORDINANCE NO. 1454, new series, recorded in Book 47 of Ordinances, establishing the grade of Santa Rita Place between Mission Boulevard and Ocean Front Walk, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Housh, and Stannard.

ORDINANCE NO. 1455, new series, recorded in Book 47 of Ordinances, establishing the grades of Frankfort Street, Erie Street, Denver Street, Goldfield Street, Chicago Street, Mayo Street, Napier Street, Ashton Street and Littlefield Street, was presented; and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Stannard.

Communication from City Auditor reporting on the claim of Kathryn Howard and recommending payment of same was read and filed.

RESOLUTION NO. 68189, recorded in Book 61 of Resolutions, granting the claim of Kathryn Howard, filed on August 25, 1938, against the City of San Diego, in the amount of \$25.00, demanding a refund on account of payment under protest for the installation of a water meter, on account of the fact that one meter was already on the premises, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68190, recorded in Book 61 of Resolutions, authorizing the refund of \$25.00 to Kathryn Howard, on account of cancellation of an order for the installation of a water meter, was presented and on motion of Councilman Fish, adopted.

Communication from City Auditor reporting on the claim of Stanley J. Nash Company, and recommending payment of same, was read and filed.

RESOLUTION NO. 68191, recorded in Book 61 of Resolutions, granting the claim of Stanley J. Nash Company, filed on August 23, 1938, in the amount of \$25.00, on account of having cancelled an order for the installation of a water meter, after having paid the fee in advance, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68192, recorded in Book 61 of Resolutions, authorizing the refund of \$25.00 to Stanley J. Nash Company on account of cancellation of an order for the installation of a water meter, was presented and on motion of Councilman Fish, adopted.

Communication from Harry B. Schultheiss relative to the need of playground facilities in the Old Town District was read and on motion of Councilman Crandall, referred to the City Manager for action.

Communication from City Engineer reporting on the estimated cost for the proposed improvement of EUCLID AVENUE between El Cajon Boulevard and the south line of Talmadge Park Estates, and stating that the proposed assessment against 31 of the 41 parcels in the district would exceed the limit, was read and filed.

RESOLUTION NO. 68193, recorded in Book 61 of Resolutions, authorizing and directing the City Engineer and City Attorney to proceed, by condemnation proceedings or otherwise, with the proposed improvement on Euclid Avenue, between El Cajon Boulevard and the south line of Talmadge Park Estates, as said proposed improvements affect property on the west side of Euclid Avenue, was on motion of Councilman Crandall, adopted.

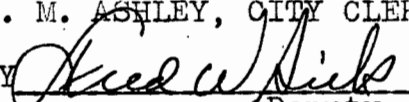
At this time a majority of the members of the Council signed the bonds of Hans W. Jorgensen, as City Engineer; and Mark M. Saunders as assistant cashier in the Treasurer's office.

An invitation from the Automobile Club of Southern California to attend a conference to be held at the San Diego Club on Thursday, September 15th, at 2:30 P.M., at which time Mrs C.E. McStay and Mr. Ivan Kelso would present two measures that will appear on the November ballot, numbers three and four, which the Automobile Club of Southern California and the California State Automobile Association were sponsoring, was read and on motion of Councilman Wansley ordered filed and acknowledged.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, September 13th, 1938.

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 Crandall, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilmen Wansley, Housh and Siebert.

On motion of Councilman Fish, the minutes of the regular meeting of Tuesday, September 6th, 1938 were approved without reading.

At this time Councilmen Wansley, Housh and Siebert entered and took their seats.

Communication from San Diego Voiture #732, Forty and Eight, American Legion requesting an appropriation of \$300.00 for the purpose of Advertising the City of San Diego at the American Legion convention to be held in Los Angeles, California, was presented and read.

RESOLUTION NO. 68194, recorded in Book 61 of Resolutions, referring to the Anti-Racketeering Committee for a report at the next meeting of the Council, the Document No. 309961, a communication from S. D. Voiture #732, 40 and 8, American Legion requesting an appropriation of \$300.00, was on motion of Councilman Housh, seconded by Councilman Wansley, adopted.

RESOLUTION NO. 68195, recorded in Book 61 of Resolutions, referring to the City Manager with power to act, the communication from S. D. Voiture #732, 40 and 8, American Legion requesting an appropriation of \$300.00; subject to recommendation to be made by the Anti-Racketeering Committee, was on motion of Councilman Wansley, seconded by Councilman Fish, 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 A, Sterlingworth, he had received three bids, which bids were on motion, duly and regularly in open session, opened, examined and publicly declared.

Bid of B. G. Carroll, accompanied by a bond executed by Maryland Casualty Company, was given Document No. 309982.

Bid of V. R. Dennis Construction Company, accompanied by a bond executed by Glens Falls Indemnity Company, was given Document No. 309981.

Bid of Griffith Company, accompanied by a bond executed by National Surety Corporation, was given Document No. 309980.

Thereupon, on motion of Councilman Wansley, 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 SORIA DRIVE, he had received four bids, which bids were on motion, duly and regularly in open session, opened, examined and publicly declared.

The bid of R. E. Hazard & Sons, accompanied by a bond executed by Pacific Indemnity Company, was given Document No. 309985.

The bid of Daley Corporation, accompanied by a bond executed by Maryland Casualty Company, was given Document No. 309984.

The bid of Griffith Company, accompanied by a bond executed by National Surety Corporation, was given Document No. 309983.

The bid of V. R. Dennis Construction Company, accompanied by a bond executed by Glens Falls Indemnity Company, was given Document No. 309986.

Thereupon, on motion of Councilman Wansley, 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 protests against the paving and otherwise improving of the Alley in Block 4, Wilshire 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, on motion of Councilman Housh the proceedings was referred to the City Attorney for the preparation of the resolution ordering the work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of DWIGHT STREET, between Cherokee Avenue and a point west, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Housh, the proceedings was referred to the City Attorney for preparation of the resolution ordering the work.

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, 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, RESOLUTION NO. 68196, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work, was on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the Engineer's assessment for the paving and otherwise improving of Plum Street, between Dumas Street and Browning Street, 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, and all interested persons having been heard, on motion of Councilman Stannard, RESOLUTION NO. 68197, recorded in Book 61 of Resolutions, confirming the Engineer's report and assessment for said improvement, was adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids received for paving the Alley in Block 8, City Heights Annex No. 2, and recommending acceptance of the bid of Griffith Company, was read and filed.

RESOLUTION OF AWARD NO. 68198, recorded in Book 61 of Resolutions, awarding to Griffith Company the contract for paving the Alley in Block 8, City Heights, Annex No. 2, was on motion of Councilman Stannard, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of San Diego Consolidated Gas and Electric Company for furnishing electric current for Mission Beach Lighting District No. 2, was read and filed.

RESOLUTION OF AWARD NO. 68199, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Mission Beach Lighting District No. 2, was on motion of Councilman Crandall, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of San Diego Consolidated Gas and Electric Company for furnishing electric current for Adams Avenue Lighting District No. 1, was read and filed.

RESOLUTION NO. 68200, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Adams Avenue Lighting District No. 1, was on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING IMPROVEMENT No. 68201, recorded in Book 61 of Resolutions, for furnishing electric current for Roseville Lighting District No. 1, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68202, recorded in Book 61 of Resolutions, directing the City Clerk to mail post card notices relating to proposed assessment for paving a portion of the Alley in Block 148, University Heights, was on motion of Councilman Housh, adopted.

Communication from Harbor Commission transmitting form of resolution confirming a tideland lease with Shell Oil Company, and recommending its adoption, was presented and read.

RESOLUTION NO. 68203, recorded in Book 61 of Resolutions, ratifying, confirming and approving a tideland lease with Shell Oil Company, a corporation, for a period of years ending on the 30th day of September, 1948, was on motion of Councilman Wansley, adopted.

Resolution No. 68204, recorded in Book 61 of Resolutions, accepting the

deed of Bank of America National Trust and Savings Association for alley purposes in Block 141 of Mannasse and Schiller's Subdivision of Pueblo Lot 1157, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68205, recorded in Book 61 of Resolutions, accepting the quitclaim deed of San Diego Consolidated Gas and Electric Company to the southwesterly half of the alley in Block 141, Mannasse and Schiller's Subdivision of Pueblo Lot 1157, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68206, recorded in Book 61 of Resolutions, authorizing the City Attorney to start condemnation proceedings for securing rights of way for the widening of Camino del Rio, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68207, recorded in Book 61 of Resolutions, accepting and approving the map showing the additional rights of way required for the enlarged reservoir at San Vicente, together with field notes, filed in the office of the City Clerk bearing Document No. 309979, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68208, recorded in Book 61 of Resolutions, authorizing the City Attorney, if in his judgment and discretion it would further the interests of the City in the matter of a petition for a writ of mandate against the City of San Diego and members of the City Council, to force the submission at a referendum election of Resolution No. 67868, directing the advertising for bids for the construction of Police Headquarters, Jail, etc., and a hearing thereon being set for the 20th day of September, 1938, before the District Court of Appeal of the State of California, Fourth Appellate District, to arrange with such attorney or attorneys as he may select to attend said hearing and participate therein as friends of the court on behalf of The City of San Diego, and to incur the necessary expenses incident thereto, was on motion of Councilman Wansley, adopted.

Petition of San Diego Lodge 168, B.P.O. Elks for permission to maintain ticket booths on the street, was presented and read.

RESOLUTION NO. 68209, recorded in Book 61 of Resolutions, denying the petition of San Diego Lodge 168, B.P.O. Elks, for permission to maintain ticket booths on the street from November 15th to December 1st, 1938, inclusive, was on motion of Councilman Wansley, adopted.

Petition for paving the east half of Columbia Street between Chalmers Street and Walnut Avenue, was presented together with report from City Engineer stating that he could not recommend approval of the petition as presented, for the reason that the improvement of Columbia Street called for a divided roadway with the lanes at different levels, and the half width could not be graded without extending the work beyond the center line; and that state street, Columbia Street and Walnut Avenue should be improved to their full widths under one contract, so that the excess yardage on the other streets could be used for the needed fill on Columbia Street.

RESOLUTION NO. 68210, recorded in Book 61 of Resolutions, denying the petition for grading, paving, sidewalk and curbing the east one-half of Columbia Street, between Walnut Avenue and Chalmers Street, was on motion of Councilman Housh, adopted.

Petition for paving Beardsley Street between Kearny Avenue and Logan Avenue, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68211, recorded in Book 61 of Resolutions, granting the petition for paving Beardsley Street between Kearny Avenue and Logan Avenue; and directing the City Engineer to furnish a plat of the district, was on motion of Councilman Housh, adopted.

Petition of T. Maude Ramer for setback suspension at 3115 Fourth Avenue, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68212, recorded in Book 61 of Resolutions, granting permission to T. Maude Ramer to construct an addition to an existing residence at 3115 Fourth Avenue, on Lot E, Block 357, Horton's Addition, not closer to the property line on Fourth Avenue than four feet; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of L. J. Foley for setback suspension at Robinson Avenue and Vermont Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68213, recorded in Book 61 of Resolutions, granting permission to Lorimer J. Foley to construct a residence on the south fifty feet of Lots 18 and 19, Block 214, University Heights, not closer to the property line on Robinson Avenue than 8.7 feet; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Rose B. Kaplan for zone variance at Landis Street and Nile Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68214, recorded in Book 61 of Resolutions, granting permission to Rose B. Kaplan to erect and operate three residential units in Zone R-2, on Lots 23 and 24, Block 188, City Heights, at the corner of Landis and Nile Streets; and suspending the provisions of Ordinance No. 12820 insofar as the provisions relate to the property mentioned, above, was on motion of Councilman Housh, adopted.

Petition of Ralph E. Hurlburt for zone variance at Catalina and Dudley Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68215, recorded in Book 61 of Resolutions, granting permission to Hurlburt, Frank & Slaughter, Inc. to erect and operate three dwellings on two lots in Zone R-1, on Lots 1 and 2, Block 2, Warner Villa Tract; and suspending the provisions of Ordinance No. 32, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

ORDINANCE NO. 1456, new series, recorded in Book 47 of Ordinances, creating a special fund of the City of San Diego, to be known as the "Advertising and publicity fund of the City of San Diego," and setting forth the uses and purposes for which the moneys in said fund may be expended; and repealing Ordinance No. 11450, approved December 5, 1927, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted; by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1457, new series, recorded in Book 47 of Ordinances, changing the name of Pickford Street in the City of San Diego, California, formerly Irving place, to SILVERADO STREET, was on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from City Auditor reporting on the claim of Anna Carlson and recommending denial of same, was read and filed.

RESOLUTION NO. 68216, recorded in Book 61 of Resolutions, denying the claim of Anna Carlson filed on August 31, 1938, against the City of San Diego, in the amount of \$1850.00, alleged to be due on account of personal injuries and expenses for hospitalization, caused by tripping and falling on the sidewalk in front of the Chamber of Commerce Building on Broadway, was on motion of Councilman Housh, adopted.

At this time Mayor Benbough was excused from the meeting, and Vice-Mayor Siebert took the chair.

Communication from City Auditor reporting on the claim of John Schreiber and recommending payment of same, was read and filed.

RESOLUTION NO. 68217, recorded in Book 61 of Resolutions, granting the claim of John Schreiber filed on September 1, 1938 against the City of San Diego in the sum of \$14.75 alleged to be due on account of property damage caused when claimant's automobile was struck by a city-owned truck; and authorizing the City Auditor to pay to John Schreiber the sum of \$14.75 from the Small Claims Payment Fund in full settlement of said claim, was on motion of Councilman Housh, adopted.

At this time Mayor Benbough returned and took his seat.

Communication from City Attorney transmitting communication from the Souvenir Book Committee of the Admission Day Celebration of the City of Vallejo, California, was read and on motion of Councilman Wansley, ordered filed.

Communication from Harbor Commission requesting Special Election be called to authorize issuance of non-interest bearing securities for certain improvements for the Harbor of San Diego, was presented and on motion of Councilman Wansley, ordered filed.

Communication from Citizens' Nolen Plan Committee requesting that the matter of the referendum regarding the location of the Police Headquarters be placed on the ballot for the contemplated special election being considered for certain harbor improvements, was read and on motion of Councilman Crandall, ordered filed. Mayor Benbough voted Nay.

Communication from Harbor Commission regarding proposed grant of tidelands to the State of California for use of the Motor Vehicle Department, and stating that it was opposed to such a grant, was read and on motion of Councilman Wansley, ordered filed.

Communication from Senator Ed Fletcher relative to proposed grant of tidelands for State Motor Vehicle Building and objections raised by the Harbor Commission was presented, and on motion of Councilman Crandall, referred to the Harbor Commission.

Communication from B.P.O. Elks stating that they had made arrangements for its annual charity football game to be held at Lane Field on Thursday evening, December 1st, 1938, and therefor would not need the stadium, was read and on motion of Councilman Wansley, filed.

Communication from La Jolla Conservation Society opposing use of Torrey Pines Park for camping purposes, was read and on motion of Councilman Housh, ordered filed.

Communication from Civic Center Art Committee offering to assist in selecting murals for the Civic Center building, was read and filed.

RESOLUTION NO. 68218, recorded in Book 61 of Resolutions, accepting, with thanks, the offer of the Civic Center Art Committee to assist the Council in the selection of murals for the Civic Center building; and authorizing Councilman John S. Siebert to consult with anyone else thought advisable, was on motion of Councilman Wansley, adopted.

Communication from Leighton McMurtrie relative to sale or disposal of the present City Hall site after removal of offices to the Civic Center, was read.

RESOLUTION NO. 68219, recorded in Book 61 of Resolutions, appointing Mayor P. J. Benbough, Councilman Bruce R. Stannard, Councilman Herbert E. Fish and City Attorney Dayton L. Ault as a committee to make a study and recommendation as to a suitable disposition of the present City Hall property; and referring the communication of Leighton McMurtrie relative to sale of the property to said committee, was on motion of Councilman Housh, adopted.

Communication from San Diego Convention & Tourist Bureau transmitting bills for the month of August, 1938, in the sum of \$865.92 and requesting the Council to authorize payment of same, was presented and read; together with recommendation of approval from City Manager.

RESOLUTION NO. 68220, recorded in Book 61 of Resolutions, approving for payment, the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$865.92, being for the month of August, 1938, as recommended by the City Manager in Document No. 309959; and authorizing a requisition to be drawn on the Promotional Advertising Fund for said amount, was on motion of Councilman Wansley, adopted.

Communication from the Mayor reporting the appointment of Miss Marie L. Herney and Mr. James A. Robbins to serve as members of the Civil Service Commission, Miss Herney to fill the vacancy created by the resignation of Mrs. Madeline McClellan and Mr. Robbins to fill the vacancy created by the resignation of Mr. John L. Bacon, was read and filed.

RESOLUTION NO. 68221, recorded in Book 61 of Resolutions, confirming the appointment of Miss Marie L. Herney, by Mayor P. J. Benbough, to serve as a member of the Civil Service Commission, to fill the vacancy created by the resignation of Mrs. Madeline McClellan, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68222, recorded in Book 61 of Resolutions, confirming the appointment by Mayor P. J. Benbough of James A. Robbins to serve as a member of the Civil Service Commission, to fill the vacancy created by the resignation of John L. Bacon, was on motion of Councilman Fish, adopted.

Communication from City Manager reporting on the appointment of members of the Board of Examiners and Appeals, and submitting same to the Council for confirmation, was read and filed.

RESOLUTION NO. 68223, recorded in Book 61 of Resolutions, confirming the following appointments by the City Manager of members of the Board of Examiners and Appeals, in accordance with Ordinance No. 1426, new series;

Licensed Architect, John S. Siebert, term, 4 years;

Licensed Structural Engineer, Stanley Burne, term 4 years;

Licensed Civil Engineer, F. F. Evenson, Term, 3 years;

Licensed Building Contractor, Walter Trepte, Term, 3 years,

was presented and on motion of Councilman Crandall, adopted.

Communication from City Manager reporting that in accordance with Section 42 of the City Charter he had appointed Miss Lottie L. Crawford as a member of the City Planning Commission for the remainder of an unexpired term ending September 17, 1940, was on motion of Councilman Wansley, read and ordered filed.

Communication from Hydraulic Engineer recommending cancellation of a lease with Howard E. Betts on certain land in the San Vicente Reservoir Basin, was presented and read.


RESOLUTION NO. 68224, recorded in Book 61 of Resolutions, referring to the City Attorney, the communication from the Hydraulic Engineer, recommending cancellation of lease with Howard E. Betts on land in San Vicente Reservoir basin, for the preparation of a resolution authorizing and directing the City Manager to serve notice of termination on Mr. Betts as provided for in the lease, was on motion of Councilman Fish, adopted.

On motion of Councilman Wansley the papers pertaining offers to buy certain street bonds held by the Mount Hope Cemetery Fund were ordered filed, pending a further recommendation from the Funds Commission.

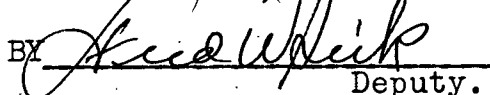
Communication from San Diego Highway Development Association requesting the Council to send representatives to the meeting of the Four States International Highway Association to be held at Twin Falls, Idaho, Saturday, September 24th, 1938, was presented and on motion of Councilman Housh, tabled for one week.

RESOLUTION NO. 68225, recorded in Book 61 of Resolutions, requesting Councilman Bruce R. Stannard to make a written report on the recent League of California Municipalities Convention, and furnish members of the Council with copies thereof, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, September 20th, 1938.

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

Present--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M.Ashley.

Absent---Councilman Crandall.

On motion of Councilman Siebert the minutes of the regular meeting of Tuesday, September 13th, 1938, were approved without reading.

Communication from Bureau of Mines of San Diego County calling the Council's attention to the fact that the Department of Natural Resources, Division of State Parks, State of California, has filed an application for patent for 135,000 more or less acres of land in the Eastern part of San Diego County, under the provisions of a law passed in 1936 by Congress, known as 49 Statute 2026; and stating that the law was enacted through the instrumentality of Congressman Burnham at the behest of Robert Hays, Secretary of the El Centro Chamber of Commerce and prominent in the Imperial County Highway Association; and that it was obvious that the sole intent on the part of Imperial County in fostering this bill was for the purpose of placing the title to the present road extending from the Imperial County line, just East of Carrizo, through Vallecitos and thence Westward along the Butterfield Trail to Warners Hot Springs, the purpose being to have the State of California, through the State Park Board, pave such road so that a shorter and more direct connection can be made for their trucking via Warners Hot Springs, thence to Los Angeles, eliminating the City of San Diego entirely, was read.

Mr. Charles H. Reed and Fred Hanson were present and were heard.

On motion of Councilman Siebert the matter was referred to the City Manager for investigation and report.

RESOLUTION NO. 68226, recorded in Book 61 of Resolutions, authorizing the Mayor, and two Councilmen to be selected by him, to act as a committee to consider the diverting of funds now allocated for work in the Civic Center basement to the construction of a service building north of the Administration Building, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68227, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers for the submission of a proposition to transfer tidelands to the State for a Motor Vehicle Building, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68228, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare the necessary papers for the submission of a proposition to transfer the Armory Building site to the State for the use of a State Office Building, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68229, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare the necessary papers for the submission of a proposition to transfer certain land near the Chollas Creek to the United States Government, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68230, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers for the submission of a proposition to transfer certain lands in Balboa Park to the United States Government, for use in connection with the present Naval Hospital, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68231, recorded in Book 61 of Resolutions, amending and adding to the Contract Documents with Specifications for Police Headquarters, City Jail and Court Rooms, certain classifications and wage rates, was presented, read and on motion of Councilman Fish, seconded by Councilman Housh, adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Crandall.

RESOLUTION NO. 68232, recorded in Book 61 of Resolutions, directing the City Clerk to mail post card notices of proposed assessment for the paving of the Alley in Block 146, University Heights, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68233, recorded in Book 61 of Resolutions, fixing time for hearing protests against the furnishing of electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68234, recorded in Book 61 of Resolutions, approving the Engineer's report on the estimated cost for paving the Alley in Block 38, Normal Heights, and fixing time for hearing thereon, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68235, recorded in Book 61 of Resolutions, closing Lark Street between a line parallel to and distant 125.00 feet north of the north line of Montecito Way and the original center line of Hunter Street, now closed to public use, including the intersection of Arbor Drive with said Lark Street, and a portion of the intersection of said Hunter Street with said Lark Street lying within the above described limits, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68236, recorded in Book 61 of Resolutions, for paving the Alley in Block 4, Wilshire Place, under Resolution of Intention No. 68044, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68237, recorded in Book 61 of Resolutions, directing the work be done under the direction of the City Engineer for paving the Alley in Block 4, Wilshire Place, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68238, recorded in Book 61 of Resolutions, directing the assessment for paving the Alley in Block 4, Wilshire Place be signed by the City Engineer, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68239, recorded in Book 61 of Resolutions, for paving Dwight Street, under Resolution of Intention No. 68042, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68240, recorded in Book 61 of Resolutions, directing the work be done under the City Engineer for paving and otherwise improving Dwight Street, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68241, recorded in Book 61 of Resolutions, directing the assessment be signed by the City Engineer for paving Dwight Street, was on motion of Councilman Fish, adopted.

RESOLUTION ORDERING IMPROVEMENT No. 68242, recorded in Book 61 of Resolutions, for furnishing electric current for Pacific Highway Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68243, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Roseville Lighting District No. 1, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids for paving Soria Drive, and recommending acceptance of the bid of Daley Corporation, was read and filed.

RESOLUTION OF Award No. 68244, recorded in Book 61 of Resolutions, awarding to Daley Corporation the contract for paving and otherwise improving SORIA DRIVE, under resolution of Intention No. 67896, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68245, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving 17th Street and A Street, under Resolution of Intention No. 67449, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68246, recorded in Book 61 of Resolutions, releasing the bond of Hans W. Jorgensen executed by the Metropolitan Casualty Insurance Company, dated September 6, 1937, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68247, recorded in Book 61 of Resolutions, authorizing and directing the City Manager to serve upon Howard E. Betts a notice of cancellation and termination of Lease between The City of San Diego, as Lessor, and Howard E. Betts, as Lessee, which lease was made and entered into on the 18th day of December, 1935, and contained in Document No. 295717, on file in the office of the City Clerk, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68248, recorded in Book 61 of Resolutions, authorizing and directing the City Manager to enter into a lease with George W. Marston, for leasing to the City of San Diego for a term of one year Lots G, H and I, and portion of Lot J, according to Amended Map of Hinton Subdivision No. 1507; and portions of Lots 3 and 4, Block 423, Old San Diego, to be used by the City as a community playground and recreation center, at a rental of \$25.00 per month during said term, was on motion of Councilman Wansley, adopted.

Petition of The First National Trust & Savings Bank for acceptance of certain easements for street purposes in La Jolla Hermosa, was presented and on motion of Councilman Housh, tabled for one week.

On motion of Councilman Wansley the petition for closing a portion of Spruce Street west of Pacific Highway, was tabled for one week.

On motion of Councilman Wansley the petition for closing a portion of Redwood Street west of Pacific Highway, was tabled for one week.

Petition of Foster & Kleiser Company for setback suspension on University Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68249, recorded in Book 61 of Resolutions, granting permission to Foster and Kleiser Company to erect an illuminated poster panel to the property line on University Avenue, on Lot 4, Block D, Estudillo and Capron's Addition; subject to a signed agreement to remove the sign at no expense to the City when the street is widened; and suspending the provisions of Setback Ordinance No. 1212, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the petition of Jacob Shore for zone variance at 3737-45th Street was tabled for one week.

Petition of DeWitt N. Williams for zone variance at 3743 Front Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68250, recorded in Book 61 of Resolutions, granting permission to DeWitt N. Williams to operate a boarding school for not to exceed six children, ages 2 to 7, in Zone R-2, on Lots 5 to 8, Block 5, Cleveland Heights, street address 3743 Front Street; and suspending the provisions of Ordinance No. 12988, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of John C. Ek for yard variance permit in Valencia Park, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 68251, recorded in Book 61 of Resolutions, denying the petition of John C. Ek for permission to erect and operate a single family dwelling on Lot 19 Block 25, Valencia Park Unit #3, with a garage having a side yard of three feet, was on

motion of Councilman Wansley, adopted.

At this time a majority of the members of the Council signed the sidewalk bond of A. E. Riley and the official bond of Joseph Warren Brennan, as Port Director.

Petition of Ocean Beach Chamber of Commerce requesting to be heard on the matter of moving old street cars into the Ocean Beach district was presented.

After allowing interested persons present to be heard, on motion of Councilman Housh the matter was referred to the City Planning Commission and City Attorney to cooperate with the Ocean Beach Chamber of Commerce with a view towards prompt action.

Thereupon, on motion of Councilman Wansley a recess was taken until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:

Present--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilman Crandall.

Petition of John R. Englehart for setback suspension on West California Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68252, recorded in Book 61 of Resolutions, granting permission to John R. Englehart to erect a residence and garage not closer to the property line on West California Street than one foot, on Lot 8, Block 217, Middletown; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 68253, recorded in Book 61 of Resolutions, giving tentative approval for the transfer of tidelands acreage to the United States Navy in the 28th Street area, for submission on the November 8th ballot; when and if an official application is filed showing the lands to be the same as those described verbally by the Commander of the Destroyer Base, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68254, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to place the matter of Park property transfer to the United States for an addition to the Naval Hospital site, on the November 8th ballot, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 68255, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare a resolution declaring the necessity for a bond issue of \$2,000,000.00 to construct a reservoir at the San Vicente Site was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68256, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to place the matter of a \$2,000,000.00 bond issue on the November 8th ballot; the proceeds to be used for the construction of a reservoir at the San Vicente site, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68257, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary resolution declaring the necessity for a bond issue of \$250,000.00 for additions and improvements to the Water Distribution System, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68258, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to place the matter of a \$250,000.00 bond issue on the November 8th ballot; the proceeds to be used for constructing additions and improvements to the Water Distribution System, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68259, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare a resolution declaring the necessity for the ratification of the All-American Canal contract, was on motion of Councilman Stannard, adopted.

RESOLUTION NO. 68260, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to place on the November 8th ballot the matter of ratification of the All-American Canal contract, was on motion of Councilman Stannard, adopted.

Petition of L. M. Brewer for yard variance permit at 524 Kalmia Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68261, recorded in Book 61 of Resolutions, granting permission to L. M. Brewer to construct an addition to an apartment building in Zone C, on Lot F, Block 282, Horton's Addition, with no side yard and with no rear yard, and with a lot coverage of 57 per cent; subject to approval by the Building Inspector as to local and State requirements; and suspending the provisions of Section 8a of Ordinance No. 8924, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of B. M. Torgerson for setback suspension at 30th and Laurel Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68262, recorded in Book 61 of Resolutions, granting permission to B. M. Torgerson to erect a 20-unit Bungalow Court not closer to the property line on Laurel Street than fifteen feet on Lots 1 to 8, Block 5, Park Addition; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

On motion the petition of M. J. Ehring protesting the closing of a portion of Riley Street, was tabled.

On motion of Councilman Wansley the petition of San Diego Clock Company for permission to install chimes in a clock at 3019 El Cajon Boulevard, was referred to the Planning Commission.

ORDINANCE NO. 1458, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7,500.00 from the Street Improvement Fund for the purpose of providing funds for hiring labor and purchasing material for the repair of streets, bridges and culverts in said city, was on motion of Councilman Wansley placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent-- Councilman Crandall.

ORDINANCE NO. 1459, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$4,633.02 out of the Department of Public Works Fund, Division of Shops (Outlay, Item 551-2) for the purpose of providing funds for payments due and to become due to Quayle Bros. and A.O. Treganza, for architectural services in connection with the construction of Police Headquarters, City Jail and Court Rooms, was on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Crandall.

ORDINANCE NO. 1460, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$9,163.00 out of the Unappropriated Balance of the City of San Diego for the purpose of paying city's share of cost of W.P.A. project, sponsor's proposal No. 152, for improvements to city recreational facilities, was on motion of Councilman Fish placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Crandall.

Communication from San Diego Highway Development Association relative to meeting of Four States International Highway Association to be held at Twin Falls, Idaho, Saturday, September 24, 1938, was read and on motion of Councilman Wansley, ordered filed.

Communication from League of California Municipalities announcing that the San Diego City Planning Department had won an exhibit award at the Annual Meeting of said league, at Santa Barbara, California, was read and on motion of Councilman Wansley, ordered filed.

Communication from Harbor Department relative to granting a site for motor vehicle department building, was read and on motion ordered filed.

Communication from City Manager reporting that he had approved the granting of \$300.00 from the Promotional Advertising Fund for use of the San Diego Voiture #732, Forty and Eight, American Legion, to advertise the City of San Diego at the American Legion Convention being held in Los Angeles, California, was on motion of Councilman Wansley, ordered filed.

Communication from City Manager reporting on the petition requesting the adoption of an ordinance regulating the sale of Rock, Sand and Gravel, and recommending that a hearing be held on the matter as requested, was read and on motion of Councilman Wansley, referred to the Board of Examiners and Appeals.

Communication from City Engineer, approved by the City Manager, reporting that a preliminary investigation showed that the assessment for the proposed improvement of Beardsley Street would exceed the assessed value of all the property fronting on the street to be improved, was read and on motion of Councilman Wansley, ordered filed.

Communication from San Diego County Fair requesting the decoration of the streets during the coming County Fair, was read and on motion of Councilman Wansley, referred to the City Manager for recommendation.

Communication from Park Commission recommending the granting of an occupancy permit to the Veterans of Foreign Wars was presented and read; together with recommendation of approval from City Manager.

RESOLUTION NO. 68263, recorded in Book 61 of Resolutions, authorizing the Park Director to execute a preferential, non-exclusive use and occupancy permit to the Veterans of Foreign Wars for the central portion and west wing of the Medical Science building, as a War Memorial and assembly hall for their organization, with the understanding that the cost of maintenance, operation and insurance shall be borne entirely by the Veterans of Foreign Wars, was on motion of Councilman Housh, adopted.

Thereupon, on motion of Councilman Wansley, seconded by Councilman Stannard, the meeting was adjourned until the hour of 4:00 o'clock P.M., September 21st, 1938.

(ATTEST): J. M. ASHLEY, City Clerk

By *[Signature]*
Deputy.

[Signature]
Mayor of the City of San Diego,
California.

REGULAR ADJOURNED MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, September 21st, 1938.

Pursuant to adjournment a meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 4:00 P.M.

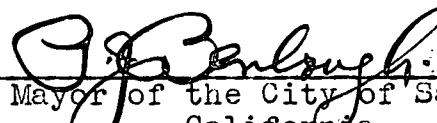
Present---Councilmen Wansley, Housh, Fish, Stannard and Mayor Benbough.
Clerk-----J. M. Ashley
Absent-----Councilmen Crandall and Siebert.

A Communication from Rear Admiral, Sinclair Gannon, Commandant, Eleventh Naval District, requesting the Council to submit a proposition to the voters whereby certain land in the vicinity of the Destroyer Base would be transferred to the Navy Department, was read and filed.

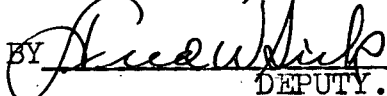
Communication from City Attorney reporting on the matter of placing certain propositions on the State and County November 8th ballot, and stating that the time was now too short and that the time was also too short to call a special city election for that date, was read and filed.

RESOLUTION NO. 68264, recorded in Book 61 of Resolutions, instructing the City Attorney to proceed to prepare the seven propositions referred to him on September 20th, 1938, for an election to be held on Tuesday, January 31st, 1939, was on motion of Councilman Wansley, adopted. Councilman Stannard voted Nay.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, September 27th, 1938.

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

Present--Councilmen Housh, Fish, Siebert and Mayor Benbough.
Clerk----J. M. Ashley.
Absent---Councilmen Crandall, Wansley and Stannard.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, September, 20th, 1938, and of the regular adjourned meeting of Wednesday, September 21st, 1938, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 310209.

Thereupon, on motion of Councilman Siebert 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 protests against the furnishing of electric current for La Playa Lighting District No. 1, 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, RESOLUTION NO. 68265, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work, was on motion of 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 Logan Avenue Lighting District No. 1, 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, RESOLUTION NO. 68266, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68267, recorded in Book 61 of Resolutions, directing the Clerk to give notice of proposed assessment for construction of sidewalk and curb on Pacific Highway between B Street and Harasthy Street, was on motion of Councilman Housh, adopted.

At this time Councilman Wansley entered and took his seat.

RESOLUTION NO. 68268, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Pacific Highway Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68269, recorded in Book 61 of Resolutions, being the intention for furnishing electric current for La Jolla Lighting District No. 1, was on motion of Councilman Housh, adopted.

At this time Councilman Stannard entered and took his seat.

RESOLUTION NO. 68270, recorded in Book 61 of Resolutions, agreeing, that if title to a strip of land fronting on Rosecrans Street, along the entire length of the United States Naval Training Station, was vested in the City for street purposes, the City would keep the existing curbs, sidewalks and gutters in good condition and repair at all times, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68271, recorded in Book 61 of Resolutions, accepting the quitclaim deed of W. H. Nichols and Geneva M. Nichols for a portion of Home Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68272, recorded in Book 61 of Resolutions, accepting the deed of W. H. Nichols and Geneva M. Nichols for a portion of Home Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68273, recorded in Book 61 of Resolutions, accepting the quitclaim deed of Union Trust Company of San Diego for a portion of Home Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68274, recorded in Book 61 of Resolutions, accepting the deed of Clara Sturges Johnson for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68275, recorded in Book 61 of Resolutions, accepting the deed of Virginia M. Manley for a right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68276, recorded in Book 61 of Resolutions, accepting the subordination agreement between American Investors Inc., Ltd, and The City of San Diego, for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68277, recorded in Book 61 of Resolutions, accepting the deed of M. F. Cobleight and Elizabeth Cobleight for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68278, recorded in Book 61 of Resolutions, accepting the deed of Alfred B. Thorsen and Elizabeth E. Thorsen for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68279, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a fifteen-minute parking zone on the west side of Front Street, between Broadway and the alley south of the County Jail, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68280, recorded in Book 61 of Resolutions, releasing any liability under the bond of Mark M. Saunders executed by Glens Falls Indemnity Company, dated August 25th, 1937, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68281, recorded in Book 61 of Resolutions, authorizing and empowering the City Manager to enter into an agreement with the firm of Quinton, Code & Hill-Leeda and Barnard, providing for their services as Consulting Engineers for a review and report on designs and specifications for San Vicente Dam, as furnished by the Hydraulic Engineer of the City, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68282, recorded in Book 61 of Resolutions, authorizing and empowering the City Manager to enter into an agreement with Dr. J. P. Buwalda providing for his services as a Consulting Geologist to examine and report on the foundation of the proposed San Vicente Dam on the San Diego River, was on motion of Councilman Housh, adopted.

On motion of Councilman Siebert the petition for closing Spruce Street between California Street and the mean high tide line of the Bay of San Diego, was placed on the table. Councilman Wansley voted Nay.

On motion of Councilman Stannard the petition for closing Redwood Street west of California Street, was placed on the table. Councilman Wansley voted Nay.

On motion of Councilman Fish the petition of Jacob Snore for zone variance at 3737--45th Street was placed on the table until the lot is cleaned up and the truck removed.

Petition of San Diego Clock Company for permit to install chimes in a clock at 3019 El Cajon Boulevard, was presented; together with recommendation of approval for a period of thirty days from the Planning Commission.

RESOLUTION NO. 68283, recorded in Book 61 of Resolutions, granting permission to The San Diego Clock Company, for a period of thirty days from the date of this resolution, to operate a Neon illuminated clock at 3019 El Cajon Boulevard, sounding chimes every fifteen minutes with a volume radius of between 150 and 200 feet, was on motion of Councilman Housh, adopted.

Petition for fifteen-minute parking zone on the south side of E Street, between 9th and 10th Avenues, was presented; together with recommendation of denial from Traffic Commission.

RESOLUTION NO. 68284, recorded in Book 61 of Resolutions, denying the petition for establishing a fifteen-minute parking zone on the south side of E Street, between 9th and 10th Avenues, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the application of the San Diego Electric Railway Company for bus franchise, was placed on the table.

On motion of Councilman Wansley the application of the San Diego Electric Railway Company for an amendment to its street railway franchise, was placed on the table.

Petition of Margaret A. Curley for zone variance on Saranac Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION No. 68285, recorded in Book 61 of Resolutions, granting permission to Margaret A. Curley to erect and operate four single family residences in Zone R-1, on the west half of Lot 36, La Mesa Colony, on condition provision is made for a 50-foot roadway for the extension of 68th Street; and suspending the provisions of Ordinance No. 13558 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of E. F. Leon for zone variance at 49th Street and University Avenue, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68286, recorded in Book 61 of Resolutions, granting permission to E. F. Leon to construct a building for contractors storage in Zone C, on the west half of Lots 25 and 26, Block 23, Fairmount Addition, providing the storage of equipment and material is confined within the building; and suspending the provisions of Ordinance No. 184, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

On motion of Councilman Wansley the papers pertaining to request of Robert A. Smith for permit to construct a 19-unit Auto Court on portions of Pueblo Lots 329 and 330, in Old San Diego, lying westerly of Pacific Highway, was tabled for one week.

ORDINANCE NO. 1461, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 from the Unappropriated Balance fund and transferring same to "Salaries," City Attorney's Fund, for the purpose of providing funds for the temporary employment of an additional clerk in the City Prosecutor's office, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stanhard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Crandall.

Communication from City Auditor reporting on the claim of Dennstedt Company, and recommending the granting of same, was read and filed.

RESOLUTION NO. 68287, recorded in Book 61 of Resolutions, granting the claim of Dennstedt Company filed on September 10th, 1938, against the City of San Diego in the amount of \$25.00 alleged to be due as a refund for overpayment on a sewer connection fee, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68288, recorded in Book 61 of Resolutions, authorizing the City Auditor to refund to The Dennstedt Company the sum of \$25.00, being overcharge on installation of sewer connection, was on motion of Councilman Wansley, adopted.

Communication from Traffic Commission recommending installation of manual controlled traffic signals at First Avenue and University Avenue, when funds are available, was read and on motion of Councilman Housh, referred to the City Manager.

Communication from City Planning Commission relative to the rest home at 4004 Vermont Street, and stating that after several public hearings and investigations over the past several months, the Planning Commission was satisfied that there was no violation of the terms of Resolution No. 62137, passed October 2nd, 1934, at this time; and recommending that the protests be denied and all papers filed, was presented and read.

Communication from Benjamin Franklin Tyler stating that he had been informed that on September 22nd, 1938 that two psychopathic cases were admitted to the Hillcrest Home, was read.

On motion of Councilman Wansley the matter was tabled, and the Tyler letter referred to the City Attorney for checking the records regarding his allegations.

Communication from City Attorney requesting the Council to grant him a short conference immediately following the regular meeting of this date, relative to the Mission Beach Amusement Center, was read, accepted and on motion of Councilman Wansley, ordered filed.

Communication from Funds Commission recommending sale of certain street improvement bonds held in the Cemetery Fund, was presented and read.

RESOLUTION NO. 68289, recorded in Book 61 of Resolutions, accepting the offer of Frank F. Faust to pay par net (\$15.00) for Bond #751, Series 506, against Lot F, Block 200, Mission Beach, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68290, recorded in Book 61 of Resolutions, accepting the offer of Samuel Bernstein to pay 75% of the principal (\$48.71) for Bond 67, Series 814, against Lot 19, Block 225, Pacific Beach, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68291, recorded in Book 61 of Resolutions, accepting the offer of K.L. Mark to pay 75% of the principal (\$153.10) for Bond 178, Series 1278, against Lot 22, Block E, Los Lomas, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68292, recorded in Book 61 of Resolutions, accepting the offer of Miss Gertrude Cornell to pay 75% of principal plus interest and penalty (\$235.42)

for Bonds 37 and 38, Series 1224, against lots 20 and 21, Ludington Heights, was on motion of Councilman Wansley, adopted.

Communication from City Engineer recommending installation of a 1000 c.p. sodium vapor lamp on Ingraham Street at Rosecrans Street, was presented and read; together with approval of City Manager.

RESOLUTION NO. 68293, recorded in Book 61 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install a 1000 c.p. sodium vapor lamp on Ingraham Street at Rosecrans Street; and to discontinue the existing 400 c.p. lamp in a standard at said location, was on motion of Councilman Wansley, adopted.

Communication from J. A. Alberts commending the American Legion Post No. 6 and the 40 and 8, for the splendid advertising they gave San Diego at the American Legion Convention held in Los Angeles, was read and on motion of Councilman Wansley, ordered filed.

RESOLUTION NO. 68294, recorded in Book 61 of Resolutions, requesting the City Attorney to redraft Subsection (b), Section 2, Ordinance No. 13322, regarding the granting of taxicab drivers' licenses following convictions of the applicants; reference being made to a letter from the Traffic Commission dated September 23rd, 1938, outlining the changes desired, was on motion of Councilman Wansley, adopted.

Communication from City Engineer reporting on bids for paving the Alley in Block "A" Sterlingworth, and stating that the Griffith Company and the Dennis Construction Company had submitted identical bids for said work, and that B. G. Carroll had submitted a higher bid than the other two, was read and filed.

Communication from City Manager stating that the Dennis Construction Company had indicated in writing its desire to withdraw its bid, which he recommended be done; and the contract awarded to the Griffith Company, was read and filed.

RESOLUTION NO. 68295, recorded in Book 61 of Resolutions, granting permission to V. R. Dennis Construction Company to withdraw its bid for the paving of the Alley in Block A, Sterlingworth, was on motion of Councilman Wansley, adopted.

RESOLUTION OF AWARD NO. 68296, recorded in Book 61 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block A, Sterlingworth, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the premature protest against the closing of a portion of Riley Street northeast of Ingraham Street, was placed on the table until the time of hearing.

Communication from City Manager reporting that to open and improve Euclid Avenue between El Cajon Boulevard and the south line of Talmadge Park Estates, it would cost approximately \$7500.00 to acquire the land and the paving would cost \$12,660, which includes curbing and sidewalking not already constructed on the east side of the street and all curbing and sidewalking on the west side of the street, was presented and read.

RESOLUTION NO. 68297, recorded in Book 61 of Resolutions, authorizing the interested City Departments to proceed with the acquisition and paving of Euclid Avenue, in front of the Smith property, north of El Cajon Boulevard; and to condemn the other property needed to open Euclid Avenue full width, at a total cost of not to exceed \$7200.00, was on motion of Councilman Stannard, adopted.

An invitation from the President of the Soft Ball Association to attend the annual banquet of said association on Monday October 3rd, 1938 in the San Diego Hotel at 7:00 P.M., was presented and on motion of Councilman Housh, the Clerk was instructed to acknowledged same and file it.

Communication from Purchasing Agent, approved by the City Manager, reporting on bids received for furnishing one pump and motor for the Point Loma Pumping Station; and recommending rejection of all bids, due to the fact the Hydraulic Engineer wished to change specifications, was read and filed.

RESOLUTION NO. 68298, recorded in Book 61 of Resolutions, rejecting all bids received on September 7th, 1938 for pump and motor for the Point Loma Pumping Station; and directing the return of all checks submitted by the bidders, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, a hearing was set for the hour of 11:00 o'clock A.M., Tuesday, October 4th, 1938 for considering the request of H. G. Fenton Material Company, and others for the adoption of an ordinance regulating dealers in Sand, Rock and Gravel.

At this time a majority of the members of the Council signed the bond of G. F. Waterbury as City Auditor and Comptroller.

RESOLUTION NO. 68299, recorded in Book 61 of Resolutions, approving Change Orders Nos. 2 and 3, in connection with the contract for constructing Police Headquarters, City Jail and Court Rooms on the Market Street site (Federal Works Project No. 1596-F), as recommended by the Supervising Architect and the City Manager, was read and on motion of Councilman Housh, adopted. Mayor Benbough voted Nay.

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

John S. Sibley
Vice Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY *Frank W. Smith*
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, October 4th, 1938.

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

Present--Councilmen Wansley, Housh, Fish, Stannard and Siebert.
Clerk----J. M. Ashley.
Absent---Councilman Crandall and Mayor Benbough.

In the absence of Mayor Benbough, Vice-Mayor Siebert took the chair.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, September 27th, 1938, were approved without reading.

RESOLUTION NO. 68300, recorded in Book 61 of Resolutions, inviting the San Diego Division of The League of California Municipalities to hold its meeting for the month of November, 1938, in the City of San Diego, was presented by Councilman Stannard, and on motion of Councilman Siebert, adopted.

RESOLUTION NO. 68301, recorded in Book 61 of Resolutions, authorizing the City Clerk to deliver five copies of the Codified Ordinance Book to the District Attorney without charge, was on motion of Councilman Housh; adopted.

Communication from City Engineer, approved by the City Manager, reporting on the bid for furnishing electric current for Sunset Cliffs Lighting District No. 1, and recommending acceptance of the bid of San Diego Consolidated Gas and Electric Company, was read and filed.

RESOLUTION OF AWARD NO. 68302, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Sunset Cliffs Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 68303, recorded in Book 61 of Resolutions, for furnishing electric current for Logan Avenue Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 68304, recorded in Book 61 of Resolutions, for furnishing electric current for La Playa Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 68305, recorded in Book 61 of Resolutions, for closing portions of Coast Boulevard South, Coast Boulevard and Cuvier Street, was on motion of Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 68306, recorded in Book 61 of Resolutions, for furnishing electric current for Seventh Avenue Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68307, recorded in Book 61 of Resolutions, for furnishing electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68308, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for La Jolla Lighting District No. 1, was on motion of Councilman Wansley, adopted.

At this time Mayor Benbough entered and took his seat.

RESOLUTION NO. 68309, recorded in Book 61 of Resolutions, declaring and ascertaining the prevailing wage for the paving of Guy Street, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68310, recorded in Book 61 of Resolutions, accepting the work performed under contract for construction of cottage at Lower Otay Reservoir, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68311, recorded in Book 61 of Resolutions, joining with the County of San Diego in sponsoring a WPA Federal Art Project for the execution by artists Arthur Ames and Jean Goodwin, of Southern California, of three mural panels in fresco, to be located in the Board of Supervisors Chamber, and three mural panels in fresco, to be located in the City Council Chamber, in the Civic Center Building, was on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

RESOLUTION NO. 68312, recorded in Book 61 of Resolutions, accepting the deed of S. S. Donohoe and Linnie L. Thing for certain land in Township 18 South, Range 2, East., S.B., was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68313, recorded in Book 61 of Resolutions, accepting the deed of Daniel H. Cervený and Virginia Cervený for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

At this time a majority of the members of the Council signed the Sidewalk License Bond of Joe Banaga and Edward Moreno; and the official bond of Crowell D. Eddy.

Petition of First National Trust and Savings Bank requesting the acceptance of certain easements for streets in La Jolla Hermosa, was presented; together with recommendation of approval from City Planning Commission and City Engineer.

On motion of Councilman Wansley, the recommendation was adopted, and the papers referred to the City Attorney for preparation of the necessary resolutions.

Petition of Harry S. Nelson Chapter D.A.V. of the World War for permission to sell Forget-Me-Nots on the streets from November 7th to 10th, 1938, was presented; together with recommendation of approval from Director of Social Welfare and Veterans Committee.

RESOLUTION NO. 68314, recorded in Book 61 of Resolutions, granting permission to Harry S. Nelson Chapter No. 2, Disabled American Veterans, and allied organizations, to hold a forget-me-not sale on November 7th, 8th, 9th and 10th, 1938; for the purpose of raising funds to be used in carrying on the work of rehabilitation among Disabled Veterans, their wives and other dependants, was on motion of Councilman Wansley, adopted.

Petition of Heller Investment Company for setback suspension on Lytton Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68315, recorded in Book 61 of Resolutions, granting permission to Heller Investment Company to erect a light standard not closer to the property line on Lytton Street than two feet, on Lot 4, Block 20, Montemar Ridge #1, subject to an agreement to move the light standard when requested, without expense to the City; and suspending the provisions of Setback Ordinance No. 355, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Ida J. Matthews for zone variance at 3521 Louisiana Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68316, recorded in Book 61 of Resolutions, granting permission to Ida J. Matthews to erect and operate a duplex in addition to the existing one-family residence in Zone R-2, on Lots 29 and 30, Block 15, Pauley's Addition; and suspending the provisions of Ordinance No. 12889, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Bertha M. Clark for zone variance at 3855 Sixth Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68317, recorded in Book 61 of Resolutions, granting permission to Mrs. Bertha M. Clark to operate a Rug and Upholstery Cleaning Plant in Zone "C", on Lots 13 and 14, Block 5, Crittenden's Addition, for a period of two years from the date of this resolution; and suspending the provisions of Ordinance No. 12987 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of The Retail Division of the Merchants Central Credit Association for permission to install brackets on light standards on Broadway and on Fifth Avenue for the purpose of decorating for the Christmas season, was presented and read.

RESOLUTION NO. 68318, recorded in Book 61 of Resolutions, granting permission to the Retail Division of the Merchants Central Credit Association to install brackets on light standards on Broadway from Third to Seventh Avenue, and on Fifth Avenue, from "B" Street to "E" Street; for the purpose of attaching lighted Christmas Trees, was on motion of Councilman Siebert, adopted.

Petition for changing the name of Commerce Avenue to Lindo Paseo; and the name of Lindo Paseo to Campanile Drive, was presented and on motion of Councilman Fish, referred to the Planning Commission, City Engineer, Fire Chief, Chief of Police and Traffic Commission, for recommendation.

Petition of Residents protesting against the operation of an industrial shop by W. B. Melhorn in the 700 block on West Montecito Way, was read and on motion of Councilman Wansley, referred to the Planning Commission and City Attorney.

Petition of Roy Clifford Messer for afloor show license to operate at 1925 Bacon Street, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68319, recorded in Book 61 of Resolutions, granting permission to Roy Clifford Messer to operate a floor show at his place of business known as "The Dog House", located on the ground floor at 1925 Bacon Street, in accordance with the provisions of Ordinance No. 507, New Series, was on motion of Councilman Wansley, adopted.

Communication from H. E. Moore recommending the making of an application for the installation of transformers by the San Diego Consolidated Gas and Electric Company for the Civic Center Administration Building, was presented, read and on motion of Councilman Wansley, referred to the Civic Center Building Committee.

Communication from J. W. Wilson relative to sewage disposal was presented and on motion of Councilman Wansley, referred to the City Manager.

Communication from Mrs. E. McCormick protesting against the noise emanating from the Dog Pound, was presented and read.

Communication from A. J. Sutherland stating that tenants were moving from his Auto Court due to the noise from said Dog Pound, was read.

Communication from J. B. Coker also stating that his tenants were moving from his place at 2051 W. California Street on account of the noise made by the dogs at the Pound, was presented and read.

A Mrs. Feet and Mr. McCormick were present and spoke on the matter.

On motion of Councilman Housh the matter was referred to the City Manager and City Attorney for recommendation.

Communication from H. H. Fawcett requesting the council to authorize a one page ad in the Better Homes issue of Pictorial Life magazine, October 15th issue, for the sum of \$150.00, was presented and read.

RESOLUTION NO. 68320, recorded in Book 61 of Resolutions, authorizing the expenditure of \$150.00 from the Promotional Advertising Fund for a one page advertisement in the "Better Homes" issue of the Southern California Pictorial Life, H. H. Fawcett, editor; and requesting the City Manager to furnish proper advertising copy for the publication, was on motion of Councilman Housh, adopted.

Communication from City Planning Commission suggesting improvements at the intersection of Barnett Avenue and Pacific Highway, as a traffic safety measure, was read and on motion of Councilman Wansley, referred to the City Manager and City Attorney for recommendation.

Communication from Councilman Bruce R. Stannard reporting on the annual meeting of the League of California Municipalities held in Santa Barbara, California, in September, 1938, was presented and on motion of Councilman Fish, ordered filed.

The hour of 11:00 o'clock A.M. having arrived, the Council proceeded with the hearing of petitioners requesting the adoption of an ordinance which would regulate dealers in Rock, Sand and Gravel, and after hearing all interested persons, on motion of Councilman Housh the City Attorney was directed to prepare an ordinance for consideration.

RESOLUTION NO. 68321, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare a form of ordinance to regulate the sale and transportation of rock, gravel and sand within the limits of the City of San Diego; which ordinance shall provide for a certificate of weight to accompany each load; except where persons sell such materials from a bank or other place in its natural state, was on motion of Councilman Housh, adopted.

Communication from Director of Public Works submitting recommendation relative to driveways at Pearl Street and La Jolla Boulevard, was read and filed.

RESOLUTION NO. 68322, recorded in Book 61 of Resolutions, granting permission to the Gilmore Oil Company, in connection with its property at the northeast corner of Pearl Street and La Jolla Boulevard, to reduce the existing 45-foot driveway on the east side of La Jolla Boulevard to 35 feet--10 feet to be taken off the north end of the driveway; and also granting permission to construct an additional driveway 30 feet in length at least 18 feet north of the driveway first mentioned; and granting permission to retain the existing driveway on Pearl Street as it has existed in the past, was on motion of Councilman Wansley, adopted.

On motion of Councilman Siebert unanimous consent was given to bring up a petition signed by Ethel H. Stillman and others relative to the condition of the stairs leading from F Street up the hill on 17th Street, and requesting that something be done before someone gets hurt.

After reading the petition, on further motion of Councilman Siebert the matter was referred to the City Manager for report and recommendation.

Communication from Phil D. Swing, member of the San Diego Chamber of Commerce Water Committee, urging the Councilmen to accompany the motorcade that was being arranged to leave from the Chamber of Commerce building at 4:30 P.M. Monday, October 17th, for the purpose of taking part in the ceremonies that will turn the waters of the Colorado River into the All-American Canal, was presented and read.

RESOLUTION NO. 68323, recorded in Book 61 of Resolutions, referring to the Mayor with power to act, the communication from Phil D. Swing relative to the turning of the waters of the Colorado River into the All-American Canal, was on motion of Councilman Wansley, adopted.

Communication from San Diego Post No. 6, American Legion requesting that it be reimbursed in the sum of \$800.00 for advertising the City of San Diego at the National Convention of the Legion held in Los Angeles, during September, 1938, was presented; together with the approval of the City Manager.

RESOLUTION NO. 68324, recorded in Book 61 of Resolutions, authorizing the City Clerk to draw a requisition for \$800.00 from the Promotional Advertising Fund, in favor of the American Legion Post No. 6, to reimburse monies advanced in sending 34 members and manager of Drum and Bugle Corps, et al., to the American Legion National Convention at Los Angeles, September 18th to 22nd, 1938, for the purpose of advertising the City of San Diego, was on motion of Councilman Housh, adopted.

Communication from San Diego Post #6, American Legion stating that it would not need the \$300.00 asked for from the Advertising Fund in connection with the advertising of the City of San Diego by the Junior Baseball Team, was presented, read and on motion of Councilman Fish, ordered filed.

Communication from the Special Committee, consisting of Mayor Benbough, and Councilmen Stannard and Fish, reporting on the matter of disposition of the present City Hall building; and recommending that the committee deemed it to be to the best interests of the City to dispose of said property by the sale thereof, was read, and after some discussion, on motion of Councilman Stannard, the matter was ordered filed.

Communication from Purchasing Agent, approved by the City Manager, recommending the advertising for bids for 1000 feet of 3" Fire Hose, was read and filed.

RESOLUTION NO. 68325, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the City with 1000 feet of 3" Fire Hose, was presented and on motion of Councilman Wansley, adopted.

Communication from City Manager reporting on the offer of Mrs. Mary K. Bryant to sell certain land to the City for opening Bancroft Street between Orange Avenue and El Cajon Boulevard; and stating that the estimated amount required to open and improve said street would be \$20,000.00, and recommending that nothing be done at this time, due to the limited amount of money in the Unappropriated Balance Fund, was read.

Mrs. Bryant and Mr. Haskell were allowed to be heard on the matter.

On motion of Councilman Wansley the matter was tabled for one week, and Councilmen Housh and Fish requested to act as a committee to inspect the project and make a recommendation on same.

Communication from City Attorney reporting on the matter of the Rest Home being operated at 4004 Vermont Street by Mrs. Oury, and that after a thorough investigation had been made by him, he was recommending the denial of the protests against the operation of said home, was presented and read.

RESOLUTION NO. 68326, recorded in Book 61 of Resolutions, denying the petition filed by Benjamin Harrison Tyler and others for the revocation of Resolution No. 62127, as recommended by the City Attorney under Document No. 310282, concerning the operation of the "Hillcrest Home" at 4004 Vermont Street, conducted as a sanatorium for convalescent and aged persons, was on motion of Councilman Wansley, adopted.

At this time Councilman Siebert was excused from the meeting.

Communication from City Manager requesting permission to employ the services of Richard Pomeroy of Harbor City, California, at a rate of \$20.00 per day plus transportation at 5 cents per mile, total estimated cost \$100.00, for the purpose of using ferric chloride in the Mission Beach sewage disposal plant in order to obviate odors, was presented and read.

RESOLUTION NO. 68327, recorded in Book 61 of Resolutions, authorizing the City Manager to employ the services of Richard Pomeroy, Harbor City, California, at a rate of \$20.00 per day plus transportation at 5 cents per mile; total estimated cost \$100.00; to use ferric chloride in the Mission Beach sewage disposal plant, was on motion of Councilman Housh, adopted.

Communication from City Manager reporting that he had authorized the installation of a traffic signal at First Avenue and University Avenue, as requested by the Traffic Commission, and others interested, was presented and read.

RESOLUTION NO. 68328, recorded in Book 61 of Resolutions, approving the order for the installation, by the City Manager, of traffic signals at the intersection of First Avenue and University Avenue, as requested by the Traffic Commission, the Superintendent of Schools, principals and interested parent-teachers associations, was on motion of Councilman Housh, adopted by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Stannard and Mayor Benbough. Nays--Councilman Fish. Absent--Councilmen Crandall and Siebert.

Communication from City Manager transmitting copy of a proposed ordinance submitted by the Better Business Bureau of San Diego relative to alleged abuses of house-to-house solicitation; and recommending that a hearing time be fixed for a public hearing prior to adoption of such an ordinance, was presented and read.

On motion of Councilman Wansley a hearing on the matter was set for the hour of 11:00 A.M., Tuesday, October 11th, 1938.

Communication from City Attorney reporting on the petition of Ethel Burke requesting a permit for a special sewer connection under the provisions of Section 32 of Ordinance No. 11648; and stating that in his opinion the petition and recommendation of the Plumbing Inspector for said permit, did not meet the requirements of said section 32, and therefore the Council had no power to act on the petition, was read and filed.

RESOLUTION NO. 68329, recorded in Book 61 of Resolutions, denying the petition of Ethel Burke for permission to connect another house to a 4" line now serving a two story house and a single family dwelling, was on motion of Councilman Wansley, adopted.

Communication from Chief of Police, approved by the City Manager, stating that the Eighteenth Annual Convention of the Peace Officers' Association of the State of California would be held in San Diego on October 6th, 7th and 8th and at the same time the Women Peace Officers' Association of California would hold its annual convention; and asking that if in the event funds on hand were not sufficient to handle the convention whether or not the Council would assist with an appropriation, was presented and read.

RESOLUTION NO. 68330, recorded in Book 61 of Resolutions, stating that it was the sentiment of the Council that it would favorably consider a reasonable request for funds to assist the Chief of Police, in connection with the 18th Annual Convention of the Peace Officers' Association of the State of California, to be held in San Diego on October 6th, 7th and 8th, 1938, was on motion of Councilman Wansley, adopted.

A proposed ordinance appropriating the sum of \$500.00 out of the Public Works Department Fund, Division of Shops for the purpose of providing funds for advertising for bids, testing materials, inspection, etc., in connection with the construction of Police Headquarters, City Jail and Court Rooms at the foot of Market Street, was read and on motion to place same on its final passage, at its first reading, the roll call showed the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish and Stannard. Nays--Mayor Benbough. Absent--Councilmen Crandall and Siebert.

Whereupon, the Mayor announced that said proposed ordinance would have to come up for its second reading at the next meeting, owing to the fact that it received only four favorable votes.

At this time the City Manager announced that a conference with the Park Department would be held on October 5th, 1938 at 1:30 P.M., to discuss fire equipment in the Park, and requesting the members of the Council to attend said meeting.

RESOLUTION NO. 68331, recorded in Book 61 of Resolutions, referring to the City Attorney the matter of funds to be used for moving offices to the Civic Center, with the suggestion that money might be released from the Civic Center Construction Fund balance of approximately \$70,000.00 for use in purchasing equipment and furniture, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68332, recorded in Book 61 of Resolutions, authorizing the City Manager to have a boat owned by John Colquhoun transported to Otay Reservoir, or other City-owned reservoirs, using City equipment; said boat to be used in bluestoning experiments, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68333, recorded in Book 61 of Resolutions, authorizing Councilman Bruce R. Stannard to attend a committee meeting of the League of California Municipalities in Los Angeles, on Thursday, October 6th, 1938, at the City's expense, was on motion of Councilman Wansley, adopted.

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

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY *Frank W. Kirk*
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, October 11th, 1938.

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

Present--Councilmen Housh, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilmen Crandall, Wansley and Siebert.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, October 4th, 1938, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 310431.

Thereupon, on motion of 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 paving and otherwise improving the Alley in Block 4, Wilshire Place, 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:

B. G. Carroll, accompanied by a bond executed by Maryland Casualty Company. Document No. 310434.

Griffith Company, accompanied by a bond executed by National Surety Company. Document No. 310433.

V. R. Dennis Construction Company, accompanied by a bond executed by Hartford Accident and Indemnity Company. Document No. 310432.

Thereupon, on motion of Councilman Housh, said bids were referred to the City Manager and Attorney 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 Dwight Street, under Resolution of Intention No. 68042, 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:

V. R. Dennis Construction Company, accompanied by a bond executed by Hartford Accident and Indemnity Company. Document No. 310438

Griffith Company, accompanied by a bond executed by National Surety Company. Document No. 310437.

Daley Corporation, accompanied by a bond executed by Maryland Casualty Company. Document No. 310436.

R. E. Hazard & Sons, accompanied by a bond executed by Pacific Indemnity Company. Document No. 310435.

Thereupon, on motion of Councilman Housh, said bids were referred to the City Manager and Attorney 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 17th Street and A Street, under Resolution of Intention No. 67449, the Clerk reported that he had received one appeal, which 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. 68334, recorded in Book 61 of Resolutions, overruling and denying the appeal of Mary Melekov and all other appeals; and confirming and approving the City Engineer's assessment for said work and improvement, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68335, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Eighth Avenue Lighting District No. 1, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68336, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Seventh Avenue Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68337, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block 109, University Heights, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68338, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving Landis Street, under Resolution of Intention No. 67681, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68339, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block 145, University Heights, under resolution of Intention No. 67685, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68340, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving SORIA DRIVE, under Resolution of Intention No. 67896, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68341, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the alley in block 8, City Heights Annex No. 2, under Resolution of Intention No. 67855, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68342, recorded in Book 61 of Resolutions, accepting the Subordination agreement executed by the Union Trust Company of San Diego for sewer right of way, was on motion of Councilman Stannard, adopted.

RESOLUTION NO. 68343, recorded in Book 61 of Resolutions, accepting the Subordination agreement executed by the Union Trust Company of San Diego for sewer right of way, was on motion of Councilman Stannard, adopted.

RESOLUTION NO. 68344, recorded in Book 61 of Resolutions, accepting the deed of George F. McDermott and Virginia M. McDermott for sewer purposes, was presented and on motion of Councilman Stannard, adopted.

RESOLUTION NO. 68345, recorded in Book 61 of Resolutions, accepting the deed of Weston M. Hicks and Minnie H. Hicks for right of way for sewer purposes, was presented and on motion of Councilman Stannard, adopted.

At this time Councilman Siebert entered and took his seat.

RESOLUTION NO. 68346, recorded in Book 61 of Resolutions, regulating the shooting of water fowl on all city reservoirs where recreational facilities are located, from October 15th to November 28th, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68347, recorded in Book 61 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$1593.67, being for the period from September 1st to October 7th, 1938, as recommended by the City Manager in Document No. 310400; and authorizing the drawing of a requisition on the Promotional Advertising Fund for said amount, was on motion of Councilman Housh, adopted.

On motion of Councilman Housh the applications of the San Diego Electric Railway Company for a Bus Franchise and an amendment to its street railway franchise; together with all letters relative thereto, were tabled for one week.

Petition of L. R. Baker for yard variance permit at 3443 Main Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68348, recorded in Book 61 of Resolutions, granting permission to L. R. Baker to erect and operate a Dwelling in connection with a manufacturing building in Zone M-1, with a side yard of 13 feet, with a rear yard of 20 feet, and with a lot coverage of 72 per cent, on Lots 37 and 38, Block 213, West Arlington Addition; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, was presented and on motion of Councilman Housh, adopted.

Petition of Mrs. Elma R. Page for a refund on a Laundry License fee, was presented and on motion of Councilman Stannard, referred to the City Attorney.

On motion of Councilman Fish, the petition of San Diego County Fair for permit to hang a banner at the foot of Broadway, was referred to the Harbor Commission.

On motion of Councilman Stannard the petition requesting the construction of a new and modern bridge across Mission Bay between Ocean Beach and Mission Beach, was referred to the City Manager for a report on the safety of the existing bridge and suggestions for improvements.

On motion of Councilman Fish the proposed ordinance appropriating \$500.00 from Public Works Dept. for testing materials, etc. at the Police Headquarters construction project, was tabled for one week.

On motion of Councilman Fish the proposed ordinance transferring \$1500.00 from Promotional Advertising Fund to Public Works Dept. for Police Headquarters,

was tabled for one week.

ORDINANCE NO. 1462, new series, recorded in Book 47 of Ordinances, regulating traffic on the west side of Front Street between Broadway and "C" Street in the City of San Diego, and providing a penalty for the violation thereof, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Crandall and Wansley.

On motion of Councilman Housh the proposed ordinance amending Section 2, of Ordinance 13322, relative to taxicabs, was tabled.

ORDINANCE NO. 1463, new series, recorded in Book 47 of Ordinances transferring \$4000.00 from the College Reservoir and Pipeline Fund to the Lockwood Mesa-Torrey Pines Pipeline reconstruction fund, for the purpose of providing funds with which to make the final payment on the Lockwood Mesa-Torrey Pines Pipeline reconstruction work, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Cranall and Wansley.

On motion of Councilman Stannard the proposed ordinance transferring \$1000.00 from Promotional Advertising Fund to the Electrical Division of the Public Works Department, for installation of traffic signals, was presented and placed on the table.

Communication from City Engineer, approved by the City Manager, presenting a form of ordinance establishing the grade of the Alley in Block 1, North Highland Park, was read and filed.

ORDINANCE NO. 1464, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 1, North Highland Park, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Crandall and Wansley.

On motion of Councilman Fish the communication from City Manager relative to opening Bancroft Street between Orange Avenue and El Cajon Boulevard, was placed on the table; together with all papers pertaining thereto.

Communication from C. Leon de Aryan relative to the Community Chest and the Police Department, was read and on motion of Councilman Housh, ordered filed. Mrs. Estelle Henderson was present and was allowed to speak on the matter. Dr. James Bell, Director of Social Welfare also was heard on the matter. C. Leon de Aryan was present and spoke.

RESOLUTION NO. 68349, recorded in Book 61 of Resolutions, requesting the City Manager to inform the Chief of Police that the clause, "return of cards will be expected", in his letter accompanying pledge cards for the Community Chest campaign shall in no wise be mandatory, was on motion of Councilman Siebert, adopted.

The hour of 11:00 o'clock A.M. having arrived, the time set for considering the request of the Better Business Bureau of San Diego for the adoption of an ordinance regulating house to house solicitors, the Council proceeded with said hearing. Mr. Gurley of the Better Business Bureau was present and spoke. A. Mr. Echo of Long Beach was also present and was allowed to be heard. Whereupon, on motion of Councilman Stannard, the matter was placed on the table.

Communication from La Jolla Chamber of Commerce commending the Council for its action taken regarding camping in Torrey Pines Park, was read and on motion of Councilman Housh, ordered filed.

Communication from Floyd S. Sisk seeking employment with the City, to be in charge of the Workmen's Compensation Department of the City of San Diego, was read and on motion of Councilman Fish, referred to the City Manager.

Communication from City Manager relative to suggestion of J. W. Wilson regarding sewage disposal, and stating that when the matter again became active he would confer with Mr. Wilson, was read and on motion of Councilman Housh, ordered filed; together with Mr. Wilson's letter.

Communication from La Jolla Chamber of Commerce relative to the location of the stop sign at the intersection of Girard Avenue and Torrey Pines Road, and stating that the sign was improperly located, and requested that the sign be changed from the present location diagonally across the street, was read and on motion of Councilman Fish, referred to the Traffic Commission.

Communication from City Auditor reporting on the claim of the Southern California Telephone Company, and recommending the payment of same, was read and filed.

RESOLUTION NO. 68350, recorded in Book 61 of Resolutions, granting the claim of Southern California Telephone Company against the City of San Diego in the amount of \$19.40, alleged to be due on account of property damage caused when a City-owned truck struck and damaged an automobile owned by the claimant; and authorizing the City Auditor to pay \$19.40 to the Southern California Telephone Company from the Small Claims Payment Fund, in full settlement of said claim, was on motion of Councilman Housh, adopted.

Communication from Shore Line Planning Commission of California relative to proposition No. 10 of the November ballot, and requesting the Council to help defeat said proposition, was read and on motion of Councilman Fish, ordered filed.

Communication from Mission Beach Woman's Club calling attention to conditions existing at the Mission Beach Amusement Center; and stating that present conditions were conducive of immoral conduct and juvenile delinquency, was read and on motion of

of Councilman Housh, ordered filed.

Communication from Walker's calling the Council's attention to the fact that an exact replica of the Civic Center Administration building, made entirely of sugar and filled with real cake, made by the Conkling Bakery, was on display in the window at 5th and Broadway, and requesting all members to make a point of seeing same, was read and on motion ordered filed.

Communication from Truman M. Godfrey relative to proposed change in the inner fire limits of La Jolla, and objecting to said proposed change, was read and on motion of Councilman Housh, referred to Councilman W. C. Crandall.

Communication from the Commandant of the Eleventh Naval District, Rear Admiral, Sinclair Gannon, relative to construction of Harbor Drive, was read. RESOLUTION NO. 68351, recorded in Book 61 of Resolutions, requesting the United States Army Engineers to provide, in the proposed dredging program for San Diego Bay, for the proper filling for adequate bridge approaches for Harbor Drive on each side of the channel leading to the U. S. Naval Training Station, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68352, recorded in Book 61 of Resolutions, referring to the Planning Commission and the Harbor Commission, Document No. 310386, being a communication from the Commandant of the 11th Naval District relative to the construction of Harbor Drive, to proceed with the submission of necessary drawings to locate Harbor Drive, was on motion of Councilman Housh, adopted.

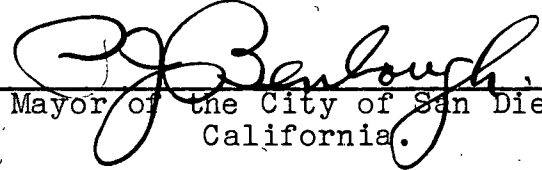
Communication from J. W. Wilson relative to the amount of water stored in El Capitan Reservoir, and urging the drawing of water from said reservoir in order to make provision for catching the runoff during the coming rainy season, was read and on motion of Councilman Fish, ordered filed.

Communication from Purchasing Agent recommending that bids be called for for the furnishing of copper tubing, was read and filed. RESOLUTION NO. 68353, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the City with 20,000 feet of 3/4" copper pipe or tubing, and 2000 feet of 1" copper pipe or tubing, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68354, recorded in Book 61 of Resolutions, instructing the Legal Department to draft a resolution authorizing the City Manager and the Chairman of the Board of Supervisors to enter into a contract with the San Diego Consolidated Gas and Electric Company for supplying electric current at the Civic Center Building, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 68355, recorded in Book 61 of Resolutions, authorizing the expenditure of the necessary funds in connection with the dedication exercises for the All-American Canal project in Imperial Valley on October 17th and 18th, including expenses of City officials in connection with the trip; and authorizing said expenditure to be made from the Promotional Advertising Fund, was on motion of Councilman Housh, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, October 18th, 1938.


The meeting of the Council of the City of San Diego, California, was called to order by Vice Mayor Siebert at 10:00 o'clock A.M.

Present--Councilman Siebert.

Clerk----J.M.Ashley.

Absent---Councilmen Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Owing to lack of a quorum, Vice Mayor Siebert declared the meeting adjourned until the hour of 10:00 o'clock A.M., Wednesday, October 19th, 1938.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, October 19th, 1938

A meeting of the Council was held this date, on account of lack of a quorum on Tuesday, October 18th, 1938, and was called to order by Mayor Benbough at 10:00 o'clock A.M.

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Siebert.

On motion of Councilman Housh, the minutes of the regular meeting of Tuesday, October 11th, 1938, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 310519.

Thereupon, on motion of Councilman Wansley 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 protests against the furnishing of electric current for El Cajon Boulevard Lighting District No. 1, the Clerk reported that he had received a written protest against the district from Emma L. Hille, which protest was presented and read.

RESOLUTION NO. 68356, recorded in Book 61 of Resolutions, overruling and denying the protest of Emma L. Hille, against the district for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68357, recorded in Book 61 of Resolutions, confirming the Engineer's report and assessment for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Housh, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids for paving Dwight Street, and recommending acceptance of the bid of R. E. Hazard and Sons, was read and filed.

RESOLUTION OF AWARD NO. 68358, recorded in Book 61 of Resolutions, awarding to R. E. Hazard and Sons the contract for paving Dwight Street, under Resolution of Intention No. 68042, was presented and on motion of Councilman Housh, adopted.

At this time Councilman Siebert entered and took his seat.

Communication from City Engineer, approved by the City Manager, reporting on bids for paving the Alley in Block 4, Wilshire Place, and recommending acceptance of the bid of V. R. Dennis Construction Company, was read and filed.

RESOLUTION OF AWARD NO. 68359, recorded in Book 61 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving the Alley in Block 4, Wilshire Place, under Resolution of Intention No. 68044, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING WORK NO. 68360, recorded in Book 61 of Resolutions, for the closing of Albert Street, for its full width, between the north line of Myrtle Avenue and the easterly prolongation of the south line of the Alley in Block 232, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68361, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for La Playa Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68362, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Logan Avenue Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68363, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of the proposed assessment for paving the Alley in Block 1, North Highland Park, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68364, recorded in Book 61 of Resolutions, being a resolution of intention to discontinue the use of land for park purposes, and to call a special election to submit to the qualified electors the question of the discontinuance of the use of such land as a public Park (Balboa Park), and fixing the hour of 10:00 o'clock A.M., Tuesday, November 22nd, 1938, as the time for hearing thereon, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68365, recorded in Book 61 of Resolutions, authorizing the City Clerk to deliver, without charge, one copy of the Book of Codified Ordinances to the State Board of Equalization, c/o Louis C. Maire, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68366, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving the Alley in Block 109, University Heights, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68367, recorded in Book 61 of Resolutions, approving the Diagram of assessment district for paving the Alley in Block 145, University Heights, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68368, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving Landis Street, under resolution of intention No. 67681, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68369, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block A, Sterlingworth, under resolution of intention No. 67894, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68370, recorded in Book 61 of Resolutions, accepting the deed of H. G. Fenton Material Company for a portion of Home Avenue, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68371, recorded in Book 61 of Resolutions, accepting the deed of Investment Securities Corporation for a portion of Home Avenue, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68372, recorded in Book 61 of Resolutions, accepting the deed of O. D. Arnold and Ethel Arnold for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68373, recorded in Book 61 of Resolutions, authorizing the Park Director to issue an occupancy permit to Mr. N. E. Salisbury for use of the north wing of the Food and Beverage Building as a work room in which to construct exhibits for the San Francisco World's Fair, was on motion of Councilman Wansley, adopted.

Petition for architectural control for Ocean Beach was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68374, recorded in Book 61 of Resolutions, requesting the City Attorney to prepare an ordinance requiring the approval of the Planning Commission upon the exterior design of all new buildings to be located in portions of Ocean Beach, was on motion of Councilman Wansley, adopted.

Petitions for paving the Alleys in Block 111, University Heights, were presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68375, recorded in Book 61 of Resolutions, granting the petitions for paving the alleys in Block 111, University Heights; and directing the City Engineer to furnish a plat of the district for said work, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, the petition of Jacob Snore for action on his request for Zone Variance, was placed on the table for one week, and the Planning Engineer directed to investigate as to whether or not the premises had been cleaned up as directed by the Council.

Petition of S. D. Post #6, American Legion for a free electrical permit for Crafts 20 Big Shows, was presented; together with recommendation of approval from the Chief Inspector.

RESOLUTION NO. 68376, recorded in Book 61 of Resolutions, granting permission to San Diego Post #6, American Legion to use and install open type temporary electric wiring and lighting equipment in connection with Crafts 20 Big Shows, in the 1900 block on National Avenue, from October 18th to 23rd, inclusive; illumination electrical permit free; inspection free and all subject to the following: That all electrical equipment and electrical wiring is installed in a safe and substantial manner; That all equipment and electrical wiring be subject to inspection and approval by the City Inspection Department and that all equipment and electrical wiring be approved and designed for the purpose used, was on motion of Councilman Wansley, adopted.

Petition of Lee G. Coutts for setback suspension on Ibis Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68377, recorded in Book 61 of Resolutions, granting permission to Lee G. Coutts to erect a residence and garage not less than five feet from the property line on Ibis Street, provided a setback of fifteen feet is maintained along Walnut Avenue, on the westerly fifty feet of Lots 1 to 3, Block 406, Resubdivision of Pueblo Lot 1122; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Harry R. Faulkner for setback suspension at Kingsley and Rosecrans Streets, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68378, recorded in Book 61 of Resolutions, granting permission to Harry R. Faulkner to erect a single family residence not closer to the property line on Rosecrans Street than fifteen feet, on Lot 8 and a portion of Lot 7, Block 303, Mannasse and Schiller Addition; providing the building is kept fifteen feet from the property line on Kingsley Street; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition for architectural control in Old San Diego and vicinity was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68379, recorded in Book 61 of Resolutions, requesting the City Attorney to prepare an ordinance requiring the approval of the Planning Commission upon the exterior design of all new buildings to be located in portions of Old San Diego, was on motion of Councilman Crandall, adopted.

Petition of Foster and Kleiser Company for setback suspension on University Avenue near 8th Avenue, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68380, recorded in Book 61 of Resolutions, granting a revocable permit to Foster & Kleiser Company to erect a Poster Panel not closer to the property line on University Avenue than 13 feet, on Lot 5, Block "C", Estudillo & Capron's Subdivision; subject to an agreement by the owner to remove the structure when requested to do so by the Council; and suspending the provisions of setback ordinance No. 1212 insofar as the provisions relate to the property mentioned, was on motion of Councilman Fish, adopted.

Petition of Amy Difley for zone variance at 3118 Dale Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68381, recorded in Book 61 of Resolutions, granting permission to Amy Difley to erect an apartment over a garage in Zone R-1, on the north 40 feet of Lots 21 to 24, Block A, Wallace Heights; subject to the Planning Commission passing upon the exterior design of the structure; and suspending the provisions of Ordinance No. 13175, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley a hearing was set for the hour of 11:00 o'clock A.M., November 1st, 1938 on the applications of the San Diego Electric Railway Company for a bus franchise to operate in Ocean Beach and for an amendment to its street railway franchise.

Petition of Ocean Beach Coordinating Council for permission to temporarily close Santa Monica Avenue and for a free license to conduct a dance on the street on the evening of October 31st, 1938, was presented; together with approval of the Director of Social Welfare.

RESOLUTION NO. 68382, recorded in Book 61 of Resolutions, granting permission to Ocean Beach Coordinating Council to temporarily close Santa Monica Avenue, between Abbott and Bacon Streets, on the evening of October 31st, 1938, for the purpose of holding a dance; and granting said organization a free license for said dance, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68383, recorded in Book 61 of Resolutions, referring to the City Manager, the situation that exists regarding Washington Street and Rosecrans Street contracts, for checking, was on motion of Councilman Wansley, adopted.

Petition of Bernard Lipinsky for permit to place posters on the lamp posts advertising a benefit dance to be held Sunday night, November 27th, 1938, at the Broadway pier, was on motion of Councilman Wansley, referred to the City Manager for a recommendation.

ORDINANCE NO. 1465, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$171.24 from the Unappropriated Balance fund of the City of San Diego in full settlement of the judgment against the City of San Diego in the case of Walter D. Wilson and Vera Wilson, etc., v. the City of San Diego, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from City Auditor recommending the refunding of \$5.00 to K. N. and W. C. Munson, which was collected through error in connection with a sidewalk license, was presented and read.

ORDINANCE NO. 1466, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$5.00 out of the General Fund of the City of San Diego for the relief and benefit of K. N. and W. C. Munson, was presented and on motion of Councilman Crandall placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1467, new series, recorded in Book 47 of Ordinances, transferring the sum of \$1000.00 from the Promotional Advertising Fund of the City of San Diego to "outlay," electrical division, public works fund of said city, for the purpose of providing funds for the construction of traffic signals, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--Mayor Benbough. Absent--None.

ORDINANCE NO. 1468, new series, recorded in Book 47 of Ordinances, transferring the sum of \$1500.00 from the Promotional Advertising Fund of the City of San Diego to item GE-551-2, Department of Public Works Fund of said City, for the purpose of providing funds for incidental expenses in connection with the construction of Police Headquarters, City Jail and Court Rooms, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--Mayor Benbough. Absent--None.

On motion of Councilman Wansley, the proposed ordinance amending section 2 of Ordinance No. 13322, Taxicab Ordinance, was placed on the table for one week.

RESOLUTION NO. 68384, recorded in Book 61 of Resolutions, appointing Councilman John S. Siebert as the city member of a committee on Civic Center Buildings and Grounds, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Jack Trousdale, Sr., for and on behalf of himself, also for and on behalf of his son, Jack Trousdale, Jr., and recommending denial of same, was read and filed.

RESOLUTION NO. 68385, recorded in Book 61 of Resolutions, denying the claim of Jack Trousdale, Sr., filed on September 15th, 1938, against the City of San Diego in the amount of \$1153.50 for and on behalf of himself, also for and on behalf of his son, Jack Trousdale, Jr.; said amount alleged to be due him on account of his automobile skidding and over-turning on Eleventh Avenue in Balboa Park, was presented and on motion of Councilman Wansley, adopted.

Communication from J. W. Sefton, Jr., transmitting ideas on how to "Sell San Diego", was presented and on motion of Councilman Wansley, placed on the table; and the Clerk requested to furnish copies to each member of the Council.

Communication from San Diego County Council Against Single Tax opposing proposition #20 on the November Ballot, was presented and on motion of Councilman Wansley, ordered filed.

An invitation from the House of Hospitality to attend open house on Saturday, October 22nd, from two until five, and from seven until midnight, in celebration of the second anniversary of the opening of the institution, was presented and on motion of Councilman Housh, ordered filed, and the Clerk requested to acknowledge same.

An invitation from the San Diego Highway Development Association inviting the Mayor and Council to attend the ground breaking, which will be the starting of the work on the contract for the first section of Mountain Springs grade at the Imperial County line, on October 29th, 1938, at the hour of 10:30 A.M., was presented and on motion of Councilman Fish, ordered filed, and the Clerk requested to acknowledge same.

Communication from C. Leon de Aryan relative to stickers on automobiles, and requesting the Council to set a hearing on the matter so that he may be heard, was presented, read and on motion of Councilman Siebert, placed on the table until the return of the City Manager.

A request from the City Manager for a leave of absence of 15 days with permission to leave the State, was presented and read.

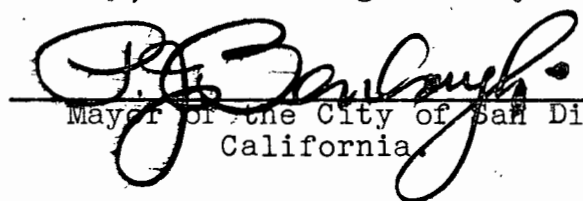
RESOLUTION NO. 68386, recorded in Book 61 of Resolutions, granting City Manager R. W. Flack a leave of absence of fifteen days, starting October 18th, 1938, with permission to leave the State, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68387, recorded in Book 61 of Resolutions, authorizing and directing the City Manager to join with the Chairman of the Board of Supervisors of the County of San Diego, in entering into a contract with the San Diego Consolidated Gas & Electric Company for supplying electric current at the Civic Center Building, was on motion of Councilman Wansley, adopted.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY  DEPUTY.


Mayor of the City of San Diego,
California.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, October 25th, 1938.

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

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.
Absent---Councilman Siebert.

On motion of Councilman Housh the minutes of the regular meeting held Wednesday, October 19th, 1938, were approved without reading.

At this time Councilman Siebert entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the City Engineer's estimated cost for paving and otherwise improving the Alley in Block 38, Normal Heights, the Clerk reported that written protests had been received from James A. Pyle, et al; E. C. Collier, and E. E. Bolin, representing George Van Zandt, which protests were presented and read.

Thereupon, on motion of Councilman Wansley the hearing was continued for one week, and the protests referred to the City Engineer for checking.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of S. D. Consolidated Gas and Electric Company for Roseville Lighting District No. 1, was read and filed.

RESOLUTION NO. 68388, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Roseville Lighting District No. 1, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending the acceptance of the bid of San Diego Consolidated Gas and Electric Company for furnishing electric current for Pacific Highway Lighting District No. 1, was read and filed.

RESOLUTION NO. 68389, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Pacific Highway Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 68390, recorded in Book 61 of Resolutions, for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68391, recorded in Book 61 of Resolutions, adopting the plans and specifications for paving and otherwise improving GUY STREET, between Pringle Street and Mission Hills Boulevard, was presented and on motion of Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 68392, recorded in Book 61 of Resolutions, for paving and otherwise improving Guy Street, between Pringle Street and Mission Hills Boulevard, was presented and on motion of Councilman Housh, adopted.

At this time a majority of the members of the Council signed:
 The Bond of John G. Morley as Park Director
 The Bond of Homer Guthrie as Harbor Master
 The bond of L. M. Hickley as City Boiler Inspector
 The bond of Oscar G. Knecht as Chief Inspector
 The contract for Sunset Cliffs Lighting District No. 1
 The bond of V. R. Dennis Construction Company as Sidewalk contractor.

RESOLUTION NO. 68393, recorded in Book 61 of Resolutions, directing the City Attorney to file a petition with the Board of Supervisors of the County of San Diego requesting that the taxes against Pueblo Lots 1338 and 1339, which land was bequeathed to the City of San Diego by Miss Ellen Browning Scripps, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68394, recorded in Book 61 of Resolutions, directing the City Engineer to prepare plans and specifications for paving the Alley in Block 148, University Heights, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68395, recorded in Book 61 of Resolutions, approving the Engineer's report on the estimated cost of paving the Alley in Block B, Sterlingworth, and fixing a time for hearing thereon, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68396, recorded in Book 61 of Resolutions, directing notice of assessment for paving the Alley in Block 145, University Heights, under resolution of intention No. 67685, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68397, recorded in Book 61 of Resolutions, directing notice of assessment for paving Landis Street, under resolution of intention No. 67681, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68398, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving DWIGHT STREET, under resolution of intention No. 68042, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68399, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block 4, Wilshire Place, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68400, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving the Alley in Block 8, City Heights Annex No. 2, was presented and on motion of Councilman Wansley, adopted.

Petition of residents protesting against the industrial shop operated by W. B. Melhorn in the 700 block on Montecito Way, was presented; together with report from City Planning Commission stating that since the protest had been filed Mr. Melhorn had the premises cleaned up.

RESOLUTION NO. 68401, recorded in Book 61 of Resolutions, denying the protest of residents contained in Document No. 310277, against an industrial shop operated by W. B. Melhorn in the vicinity of West Montecito Way and Falcon Street, was on motion of Councilman Stannard, adopted.

Petition of Armistice Day Association of The American Legion, for free use of the Stadium, for a football game to be held on Armistice Day, between the San Diego Marines and the State College, was presented; together with recommendation of Approval from Director of Social Welfare and the Veterans Committee,

RESOLUTION NO. 68402, recorded in Book 61 of Resolutions, granting permission to the Armistice Day Association of the American Legion for free use of the Stadium for a football game to be held on Armistice Day, between the San Diego Marines and the State College; the net proceeds of the game to be given to the P.T.A. Milk Fund; and providing 1% of the gross gate receipts shall be paid to the City for cleaning the Stadium, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 68403, recorded in Book 61 of Resolutions, approving Change Order No. 51 Memo 73, on the City Center Administration Building, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68404, recorded in Book 61 of Resolutions, approving Change Order No. 52 Memo 75, on the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68405, recorded in Book 61 of Resolutions, approving change Order No. 53 Memo 76, on the Civic Center Administration Building, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68406, recorded in Book 61 of Resolutions, authorizing Mayor P. J. Benbough and Councilman John S. Siebert to appear before the Supervisors at the next meeting and state that the Council desires to divide the remaining civic center fund, and request the consent of the Board of Supervisors, was on motion of Councilman Wansley, adopted.

Petition for changing the name of Commerce Avenue to Lindo Paseo and Lindo Paseo to Campanile Drive, was presented; together with approval of the City Engineer and Planning Commission.

RESOLUTION NO. 68407, recorded in Book 61 of Resolutions, granting the petition contained in Document No. 310283, for changing the name of Commerce Avenue to Lindo Paseo; and the name of Lindo Paseo to Campanile Drive; and requesting the City Attorney to prepare an ordinance to effect the changes, was on motion of Councilman Wansley, adopted.

Petition for paving the Alley in Block 9, Wilshire Place, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68408, recorded in Book 61 of Resolutions, granting the petition for paving the north half of the Alley in Block 9, Wilshire Place; and directing the City Engineer to furnish a plat of the district to be assessed for said work, was on motion of Councilman Wansley, adopted.

Petition for paving the north and south alley in Block 113, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68409, recorded in Book 61 of Resolutions, granting the petition for paving the north and south Alley in Block 113, University Heights; and directing the City Engineer to furnish a plat of the district to be assessed for said work, was on motion of Councilman Housh, adopted.

Petition of Jacob Snore for zone variance at 3737 -45th Street, was presented; together with report from Planning Commission stating that the premises were inspected and found that Mr. Snore had complied with the request of the City to clean the property of trash and remove the trucks, but he had not removed the quantity of field stone, leaf mould, fertilizer, and advertising sign.

RESOLUTION NO. 68410, recorded in Book 61 of Resolutions, granting permission to Jacob Snore and Edwin J. Snore to erect and operate a third residence unit in Zone R-2 on Lots 15 and 16, Block 9 $\frac{1}{2}$, City Heights Annex No. 1, providing the business is removed from the premises within six months from the date of this resolution; and suspending the provisions of Ordinance No. 13057, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Hugh D. Nicholson requesting that the alley in Block 164, Pacific Beach be named Academy Place, was presented; together with recommendation of disapproval from Planning Commission.

RESOLUTION NO. 68411, recorded in Book 61 of Resolutions, denying the request to name the alley in Block 164, Pacific Beach, Academy Place, was on motion of Councilman Wansley, adopted.

Petition of Charles Klappert for setback suspension on Hillside Drive, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68412, recorded in Book 61 of Resolutions, granting permission to Charles Klappert to erect a private garage not closer to the property line on Hillside Drive than five feet on arbitrary Parcel #3, Lot "A", La Jolla Hills #2; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions of said ordinance relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Bernard Lipinsky for permit to place posters on Light Poles in the down town areas, and in outlying sections advertising a benefit dance to be held Sunday night, November 27th, at the Broadway Pier, which was being sponsored by the United Youth Appeal, was presented; together with recommendation of disapproval from the Acting City Manager.

RESOLUTION NO. 68413, recorded in Book 61 of Resolutions, denying the petition of Bernard Lipinsky for permission to place and maintain 12" x 24" posters upon light poles in the down town area, and in outlying sections, advertising a benefit dance to be held on Sunday, November 27th, was on motion of Councilman Housh, adopted.

Petition of H. T. Parkinson for an auto court permit in Old San Diego, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68414, recorded in Book 61 of Resolutions, granting permission to H. T. Parkinson to construct and operate ten units of an automobile court in connection with his auto trailer camp, on Lots 1 to 4, Block 345, Old San Diego; and amending Resolution No. 67165, adopted February 8th, 1938 to allow said construction; all subject to architectural control by the Planning Commission, was on motion of Councilman Fish, adopted.

Petition of San Diego High School requesting decoration of Twelfth Avenue from Broadway to the High School for the annual homecoming, was presented and read.

RESOLUTION NO. 68415, recorded in Book 61 of Resolutions, granting the request of the San Diego High School Associated Student Body for street decorations in celebration of their Annual Homecoming, Friday and Saturday, November 4th and 5th, 1938; and directing the Street Department to install said decorations, was on motion of Councilman Siebert, adopted.

The proposed ordinance appropriating the sum of \$500.00 out of the public works department fund, Division of Shops, for the purpose of providing funds for advertising for bids, testing materials, inspection, etc., in connection with the construction of Police Headquarters, City Jail and Court Rooms at the foot of Market Street, was presented and read for its second time, and on motion of Councilman Wansley to adopt, the roll call showed the following, to-wit: Yeas--None. Nays--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Absent--None.

ORDINANCE NO. 1469, new series, recorded in Book 47 of Ordinances, amending Section 2 of Ordinance No. 13322 (Taxicab Ordinance), approved September 30, 1931, and repealing ordinance No. 176 (new Series), adopted March 1, 1933, was presented, read and on motion of Councilman Wansley placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1470, new series, recorded in Book 47 of Ordinances, transferring the sum of \$500.00 from "Maintenance and Support", City Manager's Fund, to "Maintenance and Support", purchasing Agent's fund, to provide additional funds for travel expense account, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

A telegram from City Manager R. W. Flack tendering his resignation to be effective on a date determined by the Council was presented, and read.

RESOLUTION NO. 68416, recorded in Book 61 of Resolutions, accepting the resignation of City Manager R. W. Flack, as contained in Document No. 310576; to be effective as of November 30th, 1938

Communication from City Auditor transmitting request for redemption of certain lighting certificates, was presented and read.

RESOLUTION NO. 68417, recorded in Book 61 of Resolutions, authorizing the City Auditor and the City Treasurer to accept payment from G. J. Egan, as owner of Lot 7, Block G, Azure Vista, the proper amounts for the redemption of the following street lighting certificates:

Sold December 18th, 1930- Certificate No. 1020;
Sold January 7th, 1932, Certificate No. 1989,
Sold November 24th, 1933 -Certificate No. 3856,
Sold November 2nd, 1934 - Certificate No. 4526,

was on motion of Councilman Fish, adopted.

Communication from Acting City Manager stating that a conference was held with the interested City departments and the highway officials; and as a result of said conference it was the recommendation that a Councilman, together with such other person or persons as may be deemed necessary, be sent to San Francisco as soon as possible to take the matter of improving Washington Street and Rosecrans Street up with PWA officials, was presented and read.

RESOLUTION NO. 68418, recorded in Book 61 of Resolutions, authorizing Councilman Raymond M. Wansley and Director of Public Works Fred Rhodes to go to San Francisco, at the City's expense, to take up the matter of proposed work on Washington Street and Rosecrans Street with PWA officials, was presented and on motion of Councilman Housh, adopted.

Communication from City Engineer relative to improving Rosecrans Street in front of Government property, was presented and read.

RESOLUTION NO. 68419, recorded in Book 61 of Resolutions, authorizing the Acting City Manager to make a request to the Commandant of the 11th Naval District for a revocable permit to do certain street work on and near Rosecrans Street, as recommended by the City Engineer under Document No. 310577, was presented and on motion of Councilman Wansley, adopted.

Communication from 11th Naval District Headquarters relative to maintenance and title to the 16" fresh water line now being installed within the limits of the City of San Diego to furnish water to the Naval Air Station, North Island, California, was presented, read and on motion of Councilman Wansley, referred to the City Manager and City Attorney for recommendation.

Communication from U. S. District Engineer relative to the proposed Harbor Drive in front of the Marine Base and Naval Training Station, was presented, read and on motion referred to the City Manager, Planning Commission and Harbor Commission for recommendation.

Communication from Bert L. Price and Merrill F. Robbins relative to Owl Street Car Service for East San Diego, was presented, read and on motion of Councilman Wansley referred to the City Attorney to contact the Electric Railway Company.

The tentative map of Acre Lot 63, Pacific Beach, was presented; together with recommendation of approval from City Planning Commission, subject to the laying of a 6" Cast Iron water main in Oliver Avenue connecting with the mains in Ingraham Street and Jewell Street and 6" sewers constructed in dedicated easements to serve Lots 2, 21 and 22, RESOLUTION NO. 68420, recorded in Book 61 of Resolutions, approving the tentative map of Acre Lot 63, Pacific Beach, as revised; subject to installation, prior to the acceptance of the final map, of a 6" cast iron water main in Oliver Avenue; 6" sewers in dedicated easements to serve Lots 2, 21 and 22; and the grading of Oliver Avenue, was on motion of Councilman Wansley, adopted.

Communication from City Planning Engineer relative to proposition No. 8 on the November ballot, was presented and on motion of Councilman Wansley, tabled for one week.

Communication from The Memorial Day Parade Committee, by Harry C. Clark, inviting the Mayor and members of the Council and heads of City departments to attend a dinner in honor of the members of the veterans of the Civil War residing in San Diego County, on October 31st at 6:30 P.M. in the Allied Veterans Hall, Third and E Streets, was presented, read and on motion filed; and the Clerk requested to acknowledge the invitation with thanks.

Communication from Director of Public Works requesting permission to attend the session of the American Water Works Association to be held in Riverside on October 26th to 29th, as he was especially interested in new developments in meter and service installation, water purification and consumers' complaints, which subjects are to be discussed at said meeting, was presented and read.

RESOLUTION NO. 68421, recorded in Book 61 of Resolutions, authorizing the Director of Public Works, Fred A. Rhodes, to attend the October 26th to 29th session of the American Water Works Association, to be held in Riverside, at the City's expense; subject to a ruling on legality by the City Attorney, was on motion of Councilman Fish, adopted.

Communication from Purchasing Agent reporting on bids for furnishing 1000 feet of 3" fire hose, and recommending acceptance of the bid of Eureka Fire Hose Division of the United States Rubber Products, Inc., was presented and read.

RESOLUTION NO. 68422, recorded in Book 61 of Resolutions, accepting the bid of Eureka Fire Hose Division of United States Rubber Products, Inc., to furnish The City of San Diego with 1000 feet of 3" fire hose for the sum of \$716.67; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the letter of Mrs. Mary L. Runkey, regarding the claim of Muriel Cleary, was placed on the table for one week.

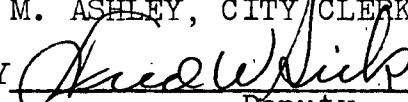
Communication from The San Diego Union, by L. G. Bradley, General Manager, announcing the publication of a special edition that will cover the history of San Diego for the past seventy years, and requesting the Council to participate in a page in this special edition at a cost of \$500.00, was presented and read.

RESOLUTION NO. 68423, recorded in Book 61 of Resolutions, authorizing the participation by the City of San Diego in a special edition of The San Diego Union on December 4th, 1938, by the insertion of a one page advertisement at a cost of \$500.00; and authorizing the City Manager to contract for said advertising and to furnish the copy to be used, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, November 1st, 1938

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 Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.
Absent---Councilman Siebert.

On motion of Councilman Fish, the minutes of the regular meeting of Tuesday, October 25th, 1938, were approved without reading.

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, 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, RESOLUTION NO. 68424, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work and improvement, was presented and on motion of Councilman Wansley, adopted.

At this time Councilman Siebert entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing of protests against the Engineer's estimated cost of paving and otherwise improving the alley in Block 38, Normal Heights, ^{had been continued to} the Clerk presented and read a report from the City Engineer, stating that protests amounting to 34.6% had been filed against the proposed cost of the work.

On motion of Councilman Wansley, seconded by Councilman Fish, the hearing was continued for one more week.

RESOLUTION NO. 68425, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68426, recorded in Book 61 of Resolutions, directing the City Engineer to make a report on the estimated cost of paving and otherwise improving The Alley in Block 146, University Heights, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68427, recorded in Book 61 of Resolutions, approving Change Order No. 4 in connection with the contract for constructing the Police Headquarters, City Jail and Court Rooms on the Market Street site (Federal Works Project No. 1596-F), as recommended by the Supervising Architect and City Manager, amounting to a net addition of \$609.42, was presented and on motion of Councilman Housh, adopted. Mayor Benbough voted Nay.

RESOLUTION NO. 68428, recorded in Book 61 of Resolutions, abolishing the No Parking Zone on the west side of Second Avenue, just south of Broadway, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68429, recorded in Book 61 of Resolutions, authorizing a requisition to be drawn against the Advertising and Publicity Fund of San Diego to cover the cost and expenses of entertaining the San Diego Division of the League of California Municipalities, at the San Diego Club, Friday, November 4th, 1938, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68430, recorded in Book 61 of Resolutions, accepting the deed of John Q. Vermillion and Priscilla May Vermillion for right of way for sewer, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68431, recorded in Book 61 of Resolutions, accepting the deed of James G. Frost and Mildred Frost for right of way for sewer, was presented and on motion of Councilman Housh, adopted.

Application of Leo Benedict Fundaro for a dine and dance license at 942 Columbia Street, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68432, recorded in Book 61 of Resolutions, granting the application for license to conduct Public Dance on premises where intoxicating liquor is sold at 942 Columbia Street, filed by Leo Benedict Fundaro, under the provisions of Ordinance No. 898, new series, was on motion of Councilman Housh, adopted.

Petition of Leo. B. Fundaro for a floor show license to operate at 942 Columbia Street, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68433, recorded in Book 61 of Resolutions, granting the application of Leo. Benedict Fundaro for permission to conduct a floor show of paid entertainment for the period from October 1938 to March 31, 1939, at 942 Columbia Street, was on motion of Councilman Wansley, adopted.

Application of James K. Matheson for a dance license to operate at 4691 University Avenue, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68434, recorded in Book 61 of Resolutions, granting the application for license to conduct public dance on premises where intoxicating liquor is sold at 4691 University Avenue, filed by James K. Matheson, under the provisions of Ordinance No. 898, new series, was on motion of Councilman Wansley, adopted.

On motion of Councilman Housh the petition for street lights on Montalvo Street, was tabled for one week.

Petition of Ethel H. Stillman, et al relative to the condition of the steps at 17th and F Streets, was presented; together with report from Director of Public Works stating that the balustrade had been repaired and the tunnel dug by the children had been broken down and closed. On motion of Councilman Wansley the matter was ordered filed.

Petition of Williams and Sargent for zone variance on Sterne Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68435, recorded in Book 61 of Resolutions, granting permission to Fred K. Williams and Alex H. Sargent to erect four single family dwellings in Zone R-1 on Lots 21, 22 and 23, Block 5, Point Loma Heights; each building site to contain over 5000 square feet of ground; and suspending the provisions of Ordinance No. 31, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of San Diego School District for zone variance at Denver and Kane Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68436, recorded in Book 61 of Resolutions, granting permission to San Diego Unified School District to erect and operate a public school and facilities in Zone R-1, on Blocks 54 and 55, Morena, in Zone R-1; and suspending the provisions of Ordinance No. 100, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Guy Lichty for yard variance on Middlesex Drive, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68437, recorded in Book 61 of Resolutions, granting permission to Guy C. Lichty to erect a residence in Zone R-1 with a rear yard of ten feet on Lot 91, Kensington Heights No. 2; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of M. L. Vatnsdal for a yard variance on Jefferson Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68438, recorded in Book 61 of Resolutions, granting permission to Matthias L. Vatnsdal to erect a single family residence in Zone R-1 with a rear yard of sixteen feet on Lot 366, Talmadge Park No. 2, on Jefferson Street near Alder Place; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Harry Radin for auction sale permit, was presented and on motion of Councilman Wansley referred to the City Manager with power to act.

RESOLUTION NO. 68439, recorded in Book 61 of Resolutions, referring the petition of Harry Radin for permission to conduct an auction sale of plumbing supplies from the stock of Kelly Supply Company, 3649 India Street, to the City Manager with power to act, was on motion of Councilman Wansley, adopted.

Petition of Mission Bell Market ~~Street~~ for loading zone at 802 B Street, was presented; together with recommendation of denial from Traffic Commission.

RESOLUTION NO. 68440, recorded in Book 61 of Resolutions, denying the petition of Mission Bell Market for a loading and unloading zone of eighteen feet in front of 802 B Street, was on motion of Councilman Wansley, adopted.

Petition of The San Diego Clock Company for extension of time within which to maintain a clock with chimes at 3019 El Cajon Boulevard, was presented; together with recommendation of approval from City Manager.

RESOLUTION NO. 68441, recorded in Book 61 of Resolutions, granting an extension of time, for a period of thirty days from the date of this resolution, to the San Diego Clock Company to operate a Neon illuminated clock at 3019 El Cajon Boulevard, sounding chimes every fifteen minutes with a volume radius of between 150 and 200 feet, was on motion of Councilman Fish, adopted.

ORDINANCE NO. 1471, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$30.00 out of the General Fund of the City of San Diego for the purpose of refunding an overpayment of a laundry license fee to Mrs. Elma R. Page, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley the proposed ordinance appropriating \$7500.00 from the Unappropriated balance fund for acquisition of certain land for portion of Euclid Avenue, was placed on the table.

ORDINANCE NO. 1472, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 from the Street Improvement Fund of the City of San Diego, for the purpose of providing funds for the acquisition of additional rights of way necessary for the widening and realigning of Camino del Rio, otherwise known as Mission Valley Road, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1473, new series, recorded in Book 47 of Ordinances, changing the name of Commerce Avenue to LINDO PASEO, and changing the name of Lindo Paseo, to CAMPANILE DRIVE, was presented, read and on motion of Councilman Housh, placed on its final passage and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley, a hearing was set for the hour of 10:05 o'clock A.M., Wednesday, November 9th, 1938, for the purpose of considering the proposed ordinance providing for architectural control for a portion of Old San Diego.

On motion of Councilman Wansley, a hearing was set for the hour of 10:05 o'clock A.M., Wednesday, November 9th, 1938, for the purpose of considering the proposed ordinance providing for architectural control for a portion of Ocean Beach.

RESOLUTION NO. 68442, recorded in Book 61 of Resolutions, repealing resolution No. 68206, adopted on the 13th day of September, 1938, authorizing condemnation proceedings for securing rights of way for Mission Valley Road, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68443, recorded in Book 61 of Resolutions, authorizing the City Auditor to expend from the moneys heretofore appropriated by Ordinance No. 1451, the sum of \$600.00 for the purpose only and exclusively of purchasing miscellaneous rights-of-way,

and incidental expenses in connection therewith, on the proposed San Vicente Project, was on motion of Councilman Wansley, adopted.

Communication from Councilman Wansley reporting on the status of the Rosecrans Street and the Washington Street projects, under P.W.A. grants; was presented and read.

RESOLUTION NO. 68444, recorded in Book 61 of Resolutions, referring to the City Manager the report of Councilman Wansley on the status of the Rosecrans Street and the Washington Street projects, to expedite securing rights of way for abutments of two bridges on Washington Street; and to contact District Engineer E. E. Wallace of the Highway Division to facilitate plans for the bridges, was on motion of Councilman Wansley, adopted.

Communication from C. Leon de Aryan relative to enforcing the law regarding stickers on automobiles, was presented, read and Mr. deAryan allowed to be heard. Whereupon, on motion of Councilman Wansley, said communication was ordered filed by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard. Nays--Councilman Siebert and Mayor Benbough.

Communication from Mary L. Runkey relative to the claim filed by Muriel Cleary, was presented and Mrs. Runkey allowed to be heard. On motion of Councilman Wansley the matter was ordered filed.

RESOLUTION NO. 68445, recorded in Book 61 of Resolutions, requesting the City Manager secure a report from the Chief of Police as to what action has been taken in the matter of enforcement of State law regarding automobile windshield stickers, was on motion of Councilman Siebert, adopted. Councilman Wansley voted Nay.

The hour of 11:00 o'clock A.M., having arrived, the time set for taking up the matter of the applications of the San Diego Electric Railway Company for an amendment to its street railway franchise and for a bus franchise to operate in the Ocean Beach area, the Council proceeded ~~to~~ with the consideration of said applications.

Mr. McElwee stated that he would prefer the bus service on Cable Street rather than the street car service on Bacon Street.

Mr. Dumont stated he was in favor of the bus service anywhere, instead of street car service.

Mr. Clarence Swenson, principal of Point Loma Highschool, urged that the busses be routed past the Highschool.

Mr. Carl Schroeder, Cpl. Hinkle and Mr. Thomas spoke in favor of the proposed bus service.

Mrs. Jean Rittenhouse spoke against the proposed routing of the busses.

Mr. Sam E. Mason, General Manager of the San Diego Electric Railway Company, stated the company's position in the matter.

On motion of Councilman Siebert, seconded by Councilman Stannard, the applications were granted, as applied for, and the papers referred to the City Attorney for the preparation of the necessary papers.

Thereupon, on motion of Councilman Fish, a recess was taken until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:
Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---None.

Communication from Planning Engineer, Glen Rick, relative to proposition #8 on the November 8th ballot, was presented and on motion of Councilman Wansley, ordered filed.

Communication from A. Grindl requesting permission to maintain his garages in the North side of Palm Street between India and Columbia Streets until January 15th, 1939, was presented, and read.

Communication from Mearl Melencamp protesting the granting of said permission, was presented and read.

On motion of Councilman Wansley the matter was referred to the City Manager.

Communication from Entre Nous Club suggesting that its Chorus be authorized to represent San Diego at the San Francisco Exposition, was presented and on motion of Councilman Wansley, referred to the City Manager.

Communication from City Auditor reporting on the claim of J. S. Weaver and recommending its denial, was presented and read.

RESOLUTION NO. 68446, recorded in Book 61 of Resolutions, denying the claim of J. S. Weaver, filed on October 1st, 1938, against the City of San Diego, in the amount of \$27.02, on account of alleged damage done to his car where it collided with a City patrol car, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of McCormick Steamship Company, and recommending denial of same, was presented and read.

RESOLUTION NO. 68447, recorded in Book 61 of Resolutions, denying the claim of McCormick Steamship Company, filed on September 27th, 1938, against the City of San Diego in the amount of \$96.17, for a refund of taxes paid under protest, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Lucile Jardeau, and recommending denial of same, was presented and read.

RESOLUTION NO. 68448, recorded in Book 61 of Resolutions, denying the claim of Lucile Jardeau, filed June 17th, 1938, against the City of San Diego, in the amount of \$2,277.50; said amount alleged to be due for personal injuries sustained by the claimant by reason of falling into an unguarded open place in the pavement in Girard Street, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Mrs. Emily M. Metcalf, and recommending denial of same, was presented and read.

RESOLUTION NO. 68449, recorded in Book 61 of Resolutions, denying the claim of Mrs. Emily M. Metcalf, filed on September 15th, 1938, against the City of San Diego in the amount of \$4.00; said amount alleged to be due for property damage sustained by the claimant, caused by a stone snapping from under a truck tire and breaking a window in her home, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim for refund of \$10.00 by Diamond Construction Company, and recommending the granting of said claim, was presented and read.

RESOLUTION NO. 68450, recorded in Book 61 of Resolutions, authorizing the refund of \$10.00 to the Diamond Construction Company, on account of overcharge on sewer connections, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the communication from Harold W. B. Baker relative to opening a vending stand at the Civic Center, was referred to Councilman Siebert.

On motion of Councilman Wansley the communication from Disabled American Veterans of the World War, Harry S. Nelson Chapter No. 2, relative to vending concession at the Civic Center, was referred to Councilman Siebert.

Communication from San Diego California Club requesting a hearing before the Council relative to allocation of funds for said organization from the Advertising and Publicity Funds, was presented and read.

On motion of Councilman Wansley the matter was placed on the table, and the Clerk directed to reply that the communication was tabled because the Council did not know at the present time what demands would be made on the fund. Mayor Benbough voted Nay.

Communication from Purchasing Agent reporting on bids for 20,000 feet of 3/4 inch copper pipe or tubing, and 2,000 feet of 1" copper pipe or tubing, and recommending acceptance of the bid of Western Metal Supply Company, was read and filed.

RESOLUTION NO. 68451, recorded in Book 61 of Resolutions, accepting the bid of Western Metal Supply Company to furnish The City of San Diego with 20,000 feet 3/4" copper pipe or tubing and 2,000 feet 1" copper pipe or tubing for the sum of \$3102.00; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

Communication from Director of Public Works reporting on request for immediate construction of a "New Modern Safe Bridge" joining Ocean Beach with Mission Beach; and stating that the bridge was safe and was not a menace to the community, was read and on motion of Councilman Wansley, ordered filed.

Communication from City Engineer, approved by the City Manager, recommending installation of various street lights as petitioned, for, was presented and read.

RESOLUTION NO. 68452, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c. p. street lights at Biona Drive and Evelyn Place; Vista Street and Evelyn Place; Jefferson Street and Biona Drive; Jefferson Street and Vista Street; Texas Street and Landis Street; and Pennsylvania Avenue and Godsall Lane, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending installation of street lights at Upas and Louisiana Streets and others, was read and filed.

RESOLUTION NO. 68453, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. street lights at Upas Street and Louisiana Street; 5th Avenue and Nutmeg Street; 59th Street and Estelle Street; and 60th Street and Vale Way, was read and on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending various street lights, at 18th and E Streets, and others, was read and filed.

RESOLUTION NO. 68454, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. street lights at Market Street and 36th Street; Adelaide Street and 61st Street; 18th Street and E Street; Mountain View Drive and Ellison Place; Main Street and Siva Street; and Main Street and Yama Street, was presented and on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending installation of street lights in Valencia Park, as requested by petition, was read and filed.

RESOLUTION NO. 68455, recorded in Book 61 of resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. street lights at Olvera Avenue and Bonita Drive; and Miraflores Drive and Las Flores Terrace, was presented and on motion of Councilman Wansley, adopted.

Copy of communication from City Lakes Fish & Game Committee to the City Manager relative to existing fishing regulations during the hunting season and recommending certain changes, was presented and read; together with recommendation of approval of said changes by the Hydraulic Engineer.

RESOLUTION NO. 68456, recorded in Book 61 of Resolutions, changing the present regulations for fishing on city-owned reservoirs to allow anglers to fish in the morning, as follows:

Lakes on which this change is effective shall be at the discretion of the Water Department, Division of Development and Conservation.

No boats shall be released to Anglers until after 7:30 o'clock A.M. and no outboard motors shall be allowed on the lakes until 12:00 o'clock noon, was presented and on motion of Councilman Wansley, adopted.

Communication from Mrs. Emma Knudsen relative to the position of City Manager of San Diego, was presented, read and on motion of Councilman Wansley, ordered filed.

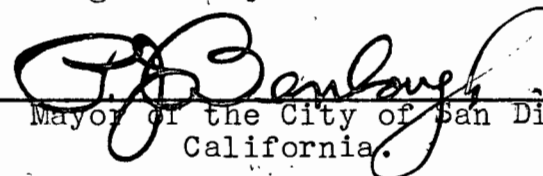
On motion of Councilman Stannard a hearing was set for the hour of 10:00 o'clock A.M., November 15th, 1938 for the purpose of considering the proposed ordinance regulating and licensing coin operated musical instruments, by amending Ordinance No. 915, the general licensing ordinance,

RESOLUTION NO. 68457, recorded in Book 61 of Resolutions, authorizing a requisition for \$180.00 to be drawn on the Advertising and Publicity Fund for advertisement in the San Diego Sun in connection with the traffic safety campaign, was on motion of Councilman Wansley, adopted.

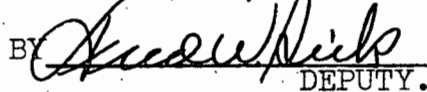
RESOLUTION NO. 68458, recorded in Book 61 of Resolutions, appointing Mayor P. J. Benbough, Councilman Addison E. Housh and Councilman John S. Siebert on a committee regarding the furnishing of the Civic Center Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68459, recorded in Book 61 of Resolutions, requesting the City Manager to confer with Councilman John S. Siebert regarding the advisability of securing an extension of time from the United States Government for the construction contract on the Police Headquarters and Jail Building, was on motion of Councilman Wansley, adopted.

On motion of Councilman Fish, the meeting was adjourned.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, November 9th, 1938.

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.

The meeting was held this date on account of Tuesday, November 8th, 1938 being the State General Election Day and a holiday.

Present--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough.

Clerk---- J. M. Ashley
Absent---Councilman Stannard.

On motion of Councilman Fish the minutes of the regular meeting of Tuesday, November 1st, 1938 were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 310796.

On motion of 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 Logan Avenue Lighting District No. 1, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 310798.

On motion of 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 time set for hearing protests against the furnishing of electric current for Eighth Avenue Lighting District No. 1, 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, RESOLUTION NO. 68460, recorded in Book 61 of Resolutions, confirming the Engineer's report and assessment for said work, was on motion of Councilman Wansley, 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, 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, RESOLUTION NO. 68461, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work, was on motion of Councilman Wansley, adopted.

The hour of 10:05 o'clock A.M. having arrived, the time set for considering the proposed ordinance providing for architectural control for Old San Diego, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, ORDINANCE NO. 1474, new series, recorded in Book 47 of Ordinances, establishing architectural control upon exterior design of buildings to be erected in a portion of OED SAN DIEGO, was presented and on motion placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Stannard Motion was made by Councilman Siebert, seconded by Councilman Housh.

The hour of 10:05 o'clock A.M. having arrived, the time set for considering the proposed ordinance establishing architectural control for portion of Ocean Beach, 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, ORDINANCE NO. 1475, new series, recorded in Book 47 of Ordinances, establishing architectural control upon exterior design of buildings to be erected in a portion of Ocean Beach and vicinity, was presented and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

RESOLUTION ORDERING WORK NO. 68462, recorded in Book 61 of Resolutions, for La Jolla Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68463, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving the north and south alley in Block 109, University Heights, under Resolution of Intention No. 67683, was on motion of Councilman Housh, adopted.

Communication from Purchasing Agent transmitting form of resolution authorizing the return of bid checks in connection with the furnishing of 1000 feet of 3" fire hose, was presented and filed.

RESOLUTION NO. 68464, recorded in Book 61 of Resolutions, authorizing the City Clerk to return all bid checks accompanying bids submitted October 21, 1938, for furnishing The City of San Diego with 1000 feet of 3" fire hose, with the exception of checks accompanying the three low bids submitted, which will be held by the City Clerk until contract is executed between the City and the low bidder, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68465, recorded in Book 61 of Resolutions, authorizing the City Clerk to return all bid checks accompanying bids submitted October 26th, 1938, for furnishing The City of San Diego with 20,000 feet of 3/4" copper pipe or tubing, and 2000 feet of 1" copper pipe or tubing, with the exception of checks accompanying the three low bids submitted, which will be held by the City Clerk until contract is executed between the City and the low bidder, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68466, recorded in Book 61 of Resolutions, authorizing the City Attorney to start condemnation proceedings for the securing of certain rights of way for Mission Valley Road, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68467, recorded in Book 61 of Resolutions, determining and proposing to grant a franchise to San Diego Electric Railway Company, for the operation of busses, and fixing the hour of 10:00 o'clock A.M., Tuesday, the 6th day of December, 1938 as the time for opening bids therefor, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68468, recorded in Book 61 of Resolutions, approving change orders Nos. 51, 52 and 53, on the Civic Center Administration Building, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68469, recorded in Book 61 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the project statement covering the expenditure of funds for the improvement of WASHINGTON STREET EXTENSION, within the limits of The City of San Diego, as set forth in Document No. 310795, on file in the office of the City Clerk was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68470, recorded in Book 61 of Resolutions, referring to the City Planning Commission the matter of exclusion from Balboa Park of the east side of Sixth Avenue, between Datehl and Upas Streets; Park Boulevard between Russ Boulevard and Upas Street; Pershing Drive; Cabrillo Canyon; Florida Street Canyon; and portions of 28th Street, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68471, recorded in Book 61 of Resolutions, referring to the City Attorney the matter of lease with the United States Department of Agriculture, regarding the portion of the land now in Torrey Pines Park; and also referring to the City Manager and City Attorney the matter of squatters in Torrey Pines Park, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68472, recorded in Book 61 of Resolutions, approving the Tentative Map of BEVERLY HEIGHTS, as recommended by the City Engineer and City Planning Commission under Document No. 310779, was on motion of Councilman Wansley, adopted.

Petition for street lights on Montalvo Street at Clovis Street and at Camulos Street, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68473, recorded in Book 61 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at Montalvo and Clovis Streets and at Montalvo Street and Camulos Street, was on motion of Councilman Wansley, adopted.

Petition for paving the Alley in Block H, Altadena, was presented; together with recommendation of approval of City Engineer and City Manager.

RESOLUTION NO. 68474, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block H, Altadena; and directing the City Engineer to furnish a plat of the district to be assessed for said work, was on motion of Councilman Wansley, adopted.

Petition of Residents requesting the Council to intercede with the San Diego Electric Railway Company towards securing better transportation service on Highland Avenue south of National Avenue, was presented and read.

RESOLUTION NO. 68475, recorded in Book 61 of Resolutions, referring to the City Attorney, the petition contained in Document No. 310744, for better transportation service on Highland Avenue, south of National Avenue, for written instructions on the rights and duties of the Council in such matters, was on motion of Councilman Wansley, adopted.

Petition of Mrs. Edna Martin for zone variance permit on Eugene Place, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68476, recorded in Book 61 of Resolutions, granting permission to Mrs. Edna Martin to erect and operate a single family dwelling in Zone R-1 on the easterly fifty feet of Villa Lot 146, Normal Heights; and suspending the provisions of Ordinance No. 12989 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

On motion of Councilman Wansley the petition of C. D. Lewis for zone variance permit at 69th and Madrone Streets was referred to the City Manager for a report regarding the water main and fire hydrants recommended by the Planning Commission.

Petition of G. W. Converse for setback suspension on Hinson Place, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68477, recorded in Book 61 of Resolutions, granting permission to G. W. Converse to erect a single family residence on Lot 21, Block I, Redland Gardens Extension, not closer to the property line on Hinson Place than four feet, with a four-foot side yard for one corner of the garage; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Siebert, adopted.

Petition of Bureau of Radio and Electrical Appliances of San Diego County for a temporary wiring permit, was presented; together with recommendation of approval from Chief Inspector; Electrical Inspector and City Manager.

RESOLUTION NO. 68478, recorded in Book 61 of Resolutions, granting permission to the Bureau of Radio & Electrical Appliances of San Diego County to install temporary wiring in the Federal Housing Building in Balboa Park for the Electrical Exposition to be held from November 29th to December 4th, 1938; said wiring to be open type under the flooring and installed under the supervision of the City Electrical Department and removed when the Exposition closes, and authorizing inspections to be made without fees, was on motion of Councilman Fish, adopted.

Application of Mrs. Ruth W. Becker for a dance license to operate at 3877 Pacific Highway, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68479, recorded in Book 61 of Resolutions, granting the application for license to conduct Public Dance on premises where intoxicating liquor is sold at South Sea's Cafe, 3877 Pacific Highway, filed by Mrs. Ruth W. Becker under the provisions of Ordinance No. 898, new series, was on motion of Councilman Housh, adopted.

Petition of Mrs. Ruth W. Becker for a floor show license to operate at 3877 Pacific Highway was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68480, recorded in Book 61 of Resolutions, granting a renewal of license to Mrs. Ruth W. Becker to operate a Floor Show at the South Sea's Cafe, 3877 Pacific Highway, under the provisions of Ordinance No. 507, new series, was on motion of Councilman Housh, adopted.

Petition of John S. Ewing for a floor show license to operate at the Tropic Cafe at 1040 Third Avenue, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 68481, recorded in Book 61 of Resolutions, granting a floor show license to John S. Ewing to operate a Floor Show at the Tropic Cafe, under the provisions of Ordinance No. 507, new series, was on motion of Councilman Housh, adopted.

ORDINANCE NO. 1476, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 out of the Street Improvement Fund for the purpose of purchasing material and hiring labor for repair of streets, bridges and culverts, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1477, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$2500.00 out of the Street Improvement Fund for the purpose of providing funds for purchase of material and supervision for drainage of La Jolla Cove, repairing general sewers and repairing streets under W.P. A. projects, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

Communication from San Diego County Fair Association presenting a plaque to the City Council in appreciation of its cooperation with the officials of the County Fair association, was presented, read and on motion of Councilman Wansley, ordered filed; and the Clerk requested to send a letter of thanks.

Communication from City Manager reporting on the suggestion of the Entre Nous Club that the Council designate The Chorus of said organization to represent the City of San Diego at the San Francisco Exposition in 1939; and stating that at the present time information was not available as to any day or days designated for San Diego and recommending that the communication be filed, was read and on motion of Councilman Wansley the recommendation was adopted.

Communication from City Manager reporting on the request of A. Griendl for an extension of time within which to remove certain garages from Palm Street, and recommending the granting of said request, was read and filed.

RESOLUTION NO. 68482, recorded in Book 61 of Resolutions, granting an extension of time to A. Griendl, to expire January 15th, 1939, within which time he promised to remove certain garages from Palm Street, was on motion of Councilman Wansley, adopted.

Communication from Legal Department reporting on the matter of preparing an ordinance regulating dealers in Sand, Rock and Gravel, and stating that in a conference held with Mr. Mathias, representing the materialmen, it was agreed that further time should be taken before a final report was made on the matter, was read and on motion of Councilman Wansley, ordered filed.

Communication from City Manager transmitting a copy of a communication dated July 23, 1938, addressed to the Commandant of the 11th Naval District, regarding Fresh Water Supply to North Island; and recommending that rates be fixed in accordance with the suggestion made in the last paragraph of said communication to the Commandant, was read.

RESOLUTION NO. 68483, recorded in Book 61 of Resolutions, referring to the City Attorney, the communication from the City Manager relative to rates for water furnished at North Island, for the preparation of a contract, along the lines outlined in said communication, was on motion of Councilman Wansley, adopted.

Communication from City Attorney reporting on the claim of Muriel Cleary and recommending denial of same, was presented and read.

RESOLUTION NO. 68484, recorded in Book 61 of Resolutions, denying the claim of Muriel Cleary against the City of San Diego for injuries alleged to have been sustained by her on July 22, 1938, on account of a defect in the street and sidewalk near thirty-first street and Imperial Avenue, was on motion of Councilman Wansley, adopted.

Communication from Theodore N. Burrell, Supervisor, Historical Records Survey of W. P. A. requesting permission to use two record books in the possession of the City Clerk, was presented and read.

RESOLUTION NO. 68485, recorded in Book 61 of Resolutions, referring the request of Theodore N. Burrell, Supervisor Historical Records Survey, San Diego Area, Works Progress Administration, to borrow the original Book #1 and Book A of the Council Minutes, to the City Clerk to use his discretion in the matter, was on motion of Councilman Wansley, adopted.

Communication from Hydraulic Engineer, approved by the City Manager, recommending acceptance of the work of reconstructing the Lockwood Mesa-Torrey Pines Pipeline, was presented and read.

RESOLUTION NO. 68486, recorded in Book 61 of Resolutions, accepting the materials furnished and work performed in the reconstruction of the Lockwood Mesa-Torrey Pines Pipeline by Fred W. Weber; and directing the City Clerk to sign a notice of completion and cause same to be filed with the County Recorder of the County of San Diego, was on motion of Councilman Wansley, adopted.

Communication from Frederick Baltzly urging the Council to adopt an ordinance requiring mufflers on gas engines, etc., in the City of San Diego, was read and on motion of Councilman Wansley referred to the City Attorney for the preparation of the necessary ordinance.

Communication from City Attorney transmitting a report of Walter W. Cooper on the earnings of the San Diego Consolidated Gas and Electric Company as of August 31st, 1938, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from City Planning Engineer recommending acceptance of the final map of BEVERLY HEIGHTS, was read and filed.

RESOLUTION NO. 68487, recorded in Book 61 of Resolutions, adopting the map of Beverley Heights and accepting the public easements therein, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68488, recorded in Book 61 of Resolutions, referring the matter of traffic regulation at 33rd Street and University Avenue to the Traffic Commission and the Public Safety Committee, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68489, recorded in Book 61 of Resolutions, referring the matter of establishing a two-hour parking limit on Prospect Street, between Girard Avenue and Fay Avenue to the Traffic Commission and the Public Safety Committee, was on motion of Councilman Crandall, adopted.

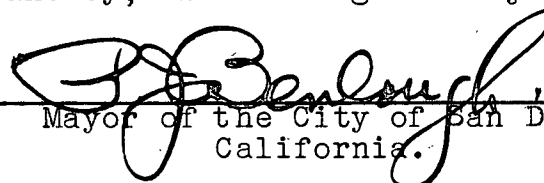
At this time a majority of the members of the Council signed:

A Contract for Roseville Lighting District No. 1.


A contract for Pacific Highway Lighting District No. 1.

The bond of Arthur C. Payne as Collector, City Treasurer's office.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, November 15th, 1938.

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

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilman Siebert.

On motion of Councilman Fish, the minutes of the regular meeting of Wednesday, November 9th, 1938, were approved without reading.

At this time Councilman Siebert entered and took his seat.

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 145, University Heights, under resolution of intention No. 67681, the Clerk reported that written appeals had been received from May A. Gilmer, Percy H. Goodwin Company, as agents for Miss Elizabeth Schinnick, and H. K. Rumbaugh, secretary of Central Liquidating Company, which appeals were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 68490, recorded in Book 61 of Resolutions, overruling and denying the appeal of Percy H. Goodwin Company, filed in the office of the City Clerk October 28, 1938; and overruling and denying the appeal of May A. Gilmer, filed in the office of the City Clerk November 5, 1938; and sustaining the appeal of Central Liquidating Company, filed in the office of the City Clerk November 1, 1938; and directing the City Engineer to modify and correct the diagram of the property affected and benefited by the work and improvement; and confirming the modified assessment for said work, was on motion of Councilman Wansley, 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 Landis Street, under Resolution of Intention No. 67685, the City Clerk reported that no written 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. 68491, recorded in Book 61 of Resolutions, confirming the City Engineer's assessment for said work and improvement, was on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing interested persons relative to the proposed ordinance regulating and licensing coin-operated musical instruments, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present, and there being no response to the inquiry, on motion of Councilman Wansley, the matter

was ordered tabled for two weeks.

Communication from City Engineer, approved by the City Manager, reporting on bid for furnishing electric current for Logan Avenue Lighting District No. 1, was read and filed.

RESOLUTION OF AWARD NO. 68492, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company, the contract for furnishing electric current for Logan Avenue Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bid for furnishing electric current for La Playa Lighting District No. 1, was read and filed.

RESOLUTION OF AWARD NO. 68493, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for La Playa Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 68494, recorded in Book 61 of Resolutions, for furnishing electric current for Eighth Avenue Lighting District No. 1, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 68495, recorded in Book 61 of Resolutions, for furnishing electric current for Seventh Avenue Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68496, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a report on the estimated cost of constructing sidewalks on Pacific Highway between Harasthy Street and B Street, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68497, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for La Jolla Lighting District No. 1, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68498, recorded in Book 61 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the paving and otherwise improving of the Alley in Block 148, University Heights, was on motion of Councilman Fish, adopted.

Communication from Hotchkiss and Anewalt, by V. Earl Roberts, addressed to City Manager Robert W. Flack, offering to exchange certain land in La Binda Park, adjoining the Memorial Junior High School, for the Rose Park playground between Eleventh and Twelfth Avenues and Island and J Streets, was presented, read.

RESOLUTION NO. 68499, recorded in Book 61 of Resolutions, referring to the City Attorney and Right-of-way Agent the proposal, under date of November 12th, 1938, submitted by Hotchkiss & Anewalt, to exchange Blocks 2,4,6,8,10 and 12, La Binda Park to the Rose Park Playground plus \$2500.00 in cash, for a report to the Council, said report to be expedited as much as possible, was on motion of Councilman Wansley, adopted.

Communication from City Manager transmitting the annual audit for the fiscal year 1937-38, prepared by Carl M. Esenoff, Certified Public Accountant, and recommending the acceptance of same, was presented and read.

RESOLUTION NO. 68500, recorded in Book 61 of Resolutions, accepting the annual audit report for the fiscal year ended June 30th, 1938, furnished by Carl M. Esenoff, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the offer of Investment Securities Company to redeem certain lighting certificates in the Roseville Lighting District No. 1, was presented and read.

RESOLUTION NO. 68501, recorded in Book 61 of Resolutions, authorizing the City Auditor and City Treasurer to accept payment from Investment Securities Company for the redemption of certain lighting certificates in Roseville Lighting District No. 1 and amounting to the total sum of \$75.01, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68502, recorded in Book 61 of Resolutions, accepting the deed of Flora V. Wadsworth, now Flora V. Atkinson, and Luna O. Wadsworth, now Luna O. Taylor, for a portion of Home Avenue, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68503, recorded in Book 61 of Resolutions, accepting the deed of Clarence Dudley and Leah R. Dudley for a portion of Home Avenue, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68504, recorded in Book 61 of Resolutions, accepting the deed of Laura M. Williamson for a portion of Home Avenue, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68505, recorded in Book 61 of Resolutions, accepting the deed of Guy McMains and Emma McMains for right of way for drainage purposes, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68506, recorded in Book 61 of Resolutions, accepting the deed of Jeanette E. Daley for right of way for drainage purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68507, recorded in Book 61 of Resolutions, accepting the subordination agreement executed by the Union Trust Company of San Diego, bearing date October 27, 1938, was on motion of Councilman Housh, adopted.

At this time Mr. Donald Hanson, newly elected President of the San Diego Chamber of Commerce, was recognized by Mayor Benbough, and Mr. Hanson made a short statement, pledging the Chamber's support of the Council's work.

RESOLUTION NO. 68508, recorded in Book 61 of Resolutions, extending a vote of thanks to Donald Hanson, the new president of the Chamber of Commerce, for his appearance and friendly comment to the Council, was on motion of Councilman Fish, adopted.

Petition of Colin McArthur requesting the re-dedication of streets and alleys in Buena Vista Tract, Map No. 515, was presented; together with report from City Planning Commission stating that the Commission favored the acceptance of street and alley easements to open the previously closed streets and alleys, provided the easements could be secured on adjoining property to provide for full width streets.

On motion of Councilman Fish, the matter was tabled for two weeks.

Petition of L. D. Lewis for zone variance at 69th and Madrone Streets, was presented; together with report and recommendation of City Planning Commission.

RESOLUTION NO. 68509, recorded in Book 61 of Resolutions, granting permission to L. D. Lewis to erect and operate five residences in Zone R-1 on a portion of Lot 12, Ex Mission Rancho, in accordance with a sketch contained in Document No. 310761, under the following conditions:

- (1) That the owner deed 30 feet additional to widen 69th Street;
 - (2) That he lay a water main to serve each lot, acceptable to the City Water Department;
 - (3) That he grade Madrone Avenue from the east line of his property to 69th Street;
 - (4) That he file a map of the subdivision as soon as possible;
 - (5) That land to be used for roadway shall be free and clear of taxes;
- and suspending the provisions of Ordinance No. 117, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Della K. Peterson for setback suspension on Mendocino Boulevard, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68510, recorded in Book 61 of Resolutions, granting permission to Della Kuhlman Petersen to erect a private garage not closer to the property line on Mendocino Boulevard than five feet, on Lot 36, Block 12, Loma Alta No. 1; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of E. B. Mattingly for setback suspension on Quince Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68511, recorded in Book 61 of Resolutions, granting permission to E. B. Mattingly to construct a residence with a 13-foot rear yard not closer to the property line on Quince Street than five feet on the south 43 feet of lot 28, and lots 29 and 30, Block 10, Frary Heights; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

ORDINANCE NO. 1478, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$575.00 out of the Unappropriated Balance fund for the purpose of providing funds to cover expenses incidental to change of grade on Rosecrans Street and streets adjoining thereto, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1479, recorded in Book 47 of Ordinances, authorizing the execution of a lease of certain pueblo lands of the City of San Diego with O. V. Sexson, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from Oglethorpe University requesting a donation of 100 Rose Bushes, was presented and read.

RESOLUTION NO. 68512, recorded in Book 61 of Resolutions, referring the request of Oglethorpe University, Georgia, for a donation of one hundred rose bushes in memory of the Gallant Men who made the supreme sacrifice in the late World War, to the City Manager and the Park Commission with power to act, was on motion of Councilman Wansley, adopted.

Communication from J. B. Morgan relative to California Pension papers to be sold on the streets, was read and on motion of Councilman Wansley, ordered filed.

Communication from G. Aubrey Davidson relative to allocation of space in the Civic Center for use of the Mayor in entertaining distinguished visitors, was read and on motion of Councilman Wansley referred to the Civic Center Building Committee.

Communication from G. Aubrey Davidson relative to placing on the ballot a proposition for granting certain tidelands at the southwest corner of Pacific Highway and Ash Street to the State of California for the erection of state buildings, was presented and read.

On motion of Councilman Wansley the Clerk was directed to thank Mr. Davidson for his suggestion and to notify him that the Council has determined to place the matter on January 31st, 1939 ballot if the election was held at that time.

Communication from the Board of Park Commissioners recommending the granting of an occupancy permit with the Door of Hope in Collier Park, was presented and read; together with approval of the City Manager.

RESOLUTION NO. 68513, recorded in Book 61 of Resolutions, authorizing the City Manager to sign an occupancy permit to the Door of Hope Home of San Diego, Inc., for use of a portion of Collier Park; as recommended by the Board of Park Commissioners under Document No. 310870, was on motion of Councilman Wansley, adopted.

Communication from Board of Park Commissioners recommending the granting of an occupancy permit with the San Diego Symphony Orchestra Association, was presented and read.

RESOLUTION NO. 68514, recorded in Book 61 of Resolutions, authorizing the City Manager to sign an exclusive use and occupancy permit with the San Diego Symphony Orchestra Association for a continued occupancy of the palace of entertainment building until July 1, 1939; as recommended by the Board of Park Commissioners under Document No. 310871, was on motion of Councilman Crandall, adopted.

Communication from City Manager recommending that when and if the San Vicente project was submitted to the voters for consideration that the sum of bonds to be authorized should be \$1,975,000.00, was read and on motion of Councilman Wansley, the recommendation was adopted.

Communication from City Manager relative to future development of Cabrillo Canyon Road in Balboa Park, was presented and read.

RESOLUTION NO. 68515, recorded in Book 61 of Resolutions, declaring the Council's permanent policy to be that Cabrillo Canyon Roadway in Balboa Park will be and remain available for traffic in accordance with the amendment to the Major Street Plan of the City of San Diego, as presented by the City Planning Commission and approved by Ordinance No. 1420, new series, adopted by the Council on July 12th, 1938, was on motion of Councilman Wansley, adopted.


Communication from The Tax-Payers Auditing Association relative to the administration of City Manager Robert W. Flack, was presented and on motion of Councilman Wansley, ordered filed.

Communication from Walter Vernon calling attention to the need of a branch office where water bills could be paid in the North Park section, was presented and read.

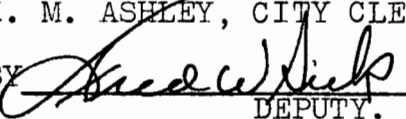
RESOLUTION NO. 68516, recorded in Book 61 of Resolutions, referring the communication from Walter Vernon, contained in Document No. 310876, regarding the need of North Park residents for a community office at which water bills might be paid, to the City Manager with power to act, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68517, recorded in Book 61 of Resolutions, authorizing the City Manager to install such additional facilities at the Balboa Park Recreational Center as are necessary to supply sufficient hot water, was on motion of Councilman Fish, adopted.

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


Mayor of the City of San Diego,
California

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, November 22nd, 1938.

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 Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilman Stannard.

On motion of Councilman Crandall, the minutes of the regular meeting of Tuesday, November 15th, 1938, were approved without reading.

At this time Councilman Siebert was excused from the meeting.

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, 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 San Diego Consolidated Gas and Electric Company, and was given Document No. 311002.

Thereupon, on motion said bid was referred to the City Manager for report and recommendation.

At this time Councilman Stannard entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed discontinuance of a portion of Balboa Park for public park purposes, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Housh, the proceedings was referred to the City Attorney for preparation of the necessary papers.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of GUY STREET, under Resolution of Intention No. 68392, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Housh the proceedings was referred to the City Attorney for the preparation of the Resolution Ordering the work.

RESOLUTION NO. 68518, recorded in Book 61 of Resolutions, adopting the plans and specifications and approving the plat of assessment district for paving the Alley in Block 148, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68519, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block 148, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68520, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68521, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Seventh Avenue Lighting District No. 1, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68522, recorded in Book 61 of Resolutions, approving the Engineer's report and fixing time for hearing thereon for paving the Alley in Block 146, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68523, recorded in Book 61 of Resolutions, directing clerk to give notice of proposed assessment for paving the north and south alley in block 111, University Heights, and the east and west alley in block 111, University Heights, was on motion of Councilman Crandall, adopted.

At this time Councilman Siebert entered and took his seat.

RESOLUTION NO. 68524, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving the alley in block 143, University Heights; Florida Street and Public Right of way, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68525, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving the alley in block 113, University Heights, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68526, recorded in Book 61 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the Memorandum of Agreement for Expenditure of 1/4 cent Gas Tax on Streets of Major Importance covering the expenditure of funds for the improvement of Washington Street Extension, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68527, recorded in Book 61 of Resolutions, authorizing the City Attorney to accept \$5.80 as being the value of certain property owned by the City and sought to be condemned for a portion of Camino Del Rio, or Mission Valley Road, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68528, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving the Alley in Block A, Sterlingworth, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68529, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving the Alley in Block 8, City Heights Annex No. 2, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68530, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving the Alley in Block A, Sterlingworth, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68531, recorded in Book 61 of Resolutions, releasing any liability under the bond of William E. Friend, Jr., executed by Standard Accident Insurance Company, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68532, recorded in Book 61 of Resolutions, accepting the deed of E. Delbert Morrison and Cora L. Morrison for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68533, recorded in Book 61 of Resolutions, accepting deed of Frances Ward Ellis for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68534, recorded in Book 61 of Resolutions, accepting the deed of William O. Gaines and Mabel D. Gaines for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68535, recorded in Book 61 of Resolutions, accepting deed of Maier Kaplan and Rose B. Kaplan for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68536, recorded in Book 61 of Resolutions, accepting the deed of Sidney G. Evans for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68537, recorded in Book 61 of Resolutions, accepting the deed of Harold Abrams for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68538, recorded in Book 61 of Resolutions, accepting the deed of George H. Stone and Gladys B. Stone for right of way for drainage purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68539, recorded in Book 61 of Resolutions, accepting the deed of Walter Trepte and Margaret T. Trepte for right of way for drainage purposes, was on motion of Councilman Housh, adopted.

Petition of Ray Clarke Rose, et al for permission to improve Roseland Drive, Avenida Alamar, Little Street and others at private contract, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68540, recorded in Book 61 of Resolutions, granting permission to Ray Clarke Rose, et al permission to improve Roseland Drive, Avenida Alamar, Little Street and others at private contract, in accordance with plans and specifications contained in Document No. 310966, under City inspection, was on motion of Councilman Wansley, adopted.

Petition of Rev. W. A. Jennings, et al for permission to hold mass meetings at Pier #1 in protest against the shipping of the scrap iron to Japan for war purposes, was presented and on motion of Councilman Housh, referred to the City Manager.

Petition of Harold Abrams for special sewer permit, was presented; together with recommendation of approval from Health Department.

RESOLUTION NO. 68541, recorded in Book 61 of Resolutions, granting permission to Harold Abrams to connect a soil line for an office at 1152 Silverado Street to an existing line from a house at 1150 Silverado Street, on Lot 22, Block 40, La Jolla Park; both places having the same owner; and suspending the provisions of Ordinance No. 11648, was on motion of Councilman Wansley, adopted.

Petition of Capital Incomes Corporation for zone variance in Encanto, was presented; together with recommendation of approval from City Planning Commission.

On motion of Councilman Wansley the matter was referred back to the Planning Commission.

Petition of Emma Griffith for zone variance at 3859--43rd Street, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 68542, recorded in Book 61 of Resolutions, denying the petition of Emma Griffith for permission to conduct the poultry business (including Slaughtering), in Zone C, on Lots 9 and 10, Block 47, City Heights, was on motion of Councilman Housh, adopted.

Petition of Mary C. Chiappe for zone variance at 2095 W. California Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68543, recorded in Book 61 of Resolutions, granting permission to Mary C. Chiappe to alter an existing building and construct a second living unit in Zone R-1, on Lot 12, Block 214, Middletown; and suspending the provisions of Ordinance No. 12990, was on motion of Councilman Housh, adopted.

Petition of C. L. Smith for a special driveway permit, was presented; together with recommendation of denial from Traffic Commission.

RESOLUTION NO. 68544, recorded in Book 61 of Resolutions, denying the petition of C. L. Smith for a 35-foot driveway on a 50-foot frontage at 1142 Seventh Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68545, recorded in Book 61 of Resolutions, granting the claim of C. W. Gray, in the sum of \$15.00, as recommended by the City Auditor was on motion adopted.

ORDINANCE NO. 1480, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$15.00 from Series JA, General Fund Surplus of the City of San Diego, for the relief of Mr. C. W. Gray, was presented, read and on motion of Councilman Stannard, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish; Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1481, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 out of the Unappropriated Balance fund for the purpose of providing funds for purchase of lands contiguous to police headquarters and jail site at foot of Market Street, was presented, read and on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

At this time a majority of the members of the Council signed the Auctioneer bond of George F. Arterburn, dba Commercial Auction House; and the Auctioneer bond of Lewis S. Hart.

Communication from C. B. Offerman relative to condition of storm drain at University Avenue and Nile Street, was presented and on motion of Councilman Wansley, referred to the City Manager.

Communication from Senator Fletcher relative to retirement of Park Director, John G. Morley, and suggesting that the Council appoint Mr. Morley, Superintendent Emeritus, without pay and allow him the free use of the home in the Park that he loves and has occupied for so many years as long as he cares to remain, was read and on motion of Councilman Housh, referred to the City Manager, Park Commission and City Attorney.

Communication from Senator Ed. Fletcher relative to gift of flowering cherry trees, was presented and read; and on motion of Councilman Crandall, the Clerk was directed to send a letter of appreciation to the Japanese Consull; and the Manager requested to receive and arrange for the planting of the trees.

Communication from Traffic Commission recommending that steps be taken to open 18th Street between Broadway and C Street, when money became available, was presented and read; and on motion of Councilman Wansley, referred to the City Manager.

On motion of Councilman Wansley the matter of the report of the City Engineer relative to protests against the proposed paving and estimated cost of same covering the Alley in Block 38, Normal Heights, was tabled for two weeks.

Communication from Traffic Commission recommending that the Public Works Department be instructed to paint "Slow" signs on the roadway east and west of the intersection of 33rd Street and University Avenue; and that pedestrian lanes be installed crossing University Avenue, was presented and read.

RESOLUTION NO. 68546, recorded in Book 61 of Resolutions, referring to the City Manager, with power to act, the communication from Traffic Commission relative to regulation of traffic at 33rd Street and University Avenue, was on motion of Councilman Wansley, adopted.

Communication from Traffic Commission reporting on the matter of two-hour parking limit on Prospect Street, between Girard Avenue and Fay Avenue; and recommending that no such parking limits be established, due to the cost of installation, and the difficulty of enforcing such a regulation after it is in effect, was presented and read.

RESOLUTION NO. 68547, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to draft an ordinance establishing one-hour parking limits on Prospect Street, for half a block on both sides of the electric railway station, was on motion of Councilman Crandall, adopted.

Communication from C. Leon de Aryan relative to vice conditions in San Diego, was presented and read.

RESOLUTION NO. 68548, recorded in Book 61 of Resolutions, referring to the City Attorney for a written opinion, the communication from C. Leon de Aryan relative to Vice conditions in San Diego, was on motion of Councilman Wansley, adopted.

Communication from Planning Commission recommending setback suspension to Edna Martin, was presented and read.

RESOLUTION NO. 68549, recorded in Book 61 of Resolutions, granting permission to Mrs. Edna Martin to construct a private garage sixty feet back from the front property line and one foot from the side lot line, on Villa Lot 146, Normal Heights; and suspending the provisions of Ordinance No. 12989, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Communication from P. F. O'Rourke thanking the Council for the resolution adopted August 24th, that instructed the City Attorney to prepare the necessary documents to present to the electors at the next General Municipal election to decide as to whether or not a Board of Freeholders should be elected for the purpose of framing a new charter to provide for a consolidated city and county government, was presented and read.

RESOLUTION NO. 68550, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary documents for placing before the electors at the time of the next Primary Election:

City-County Consolidation; Fireworks referendum; Park lands dedication for Naval Hospital; Tidelands grant for use of the Destroyer Base; Allocation of tidelands for State Buildings; San Dieguito refinancing; Tidelands contract for Crystal pier lease; and Government Experimental Station, Torrey Pines Park, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68551, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare the necessary documents for placing before the electors at the time of the next General Election:

San Vicente Bonds; Upas Street distribution system bonds; and All American Canal Bonds, was on motion of Councilman Wansley, adopted. Councilmen Crandall and Siebert voted Nay.

RESOLUTION NO. 68552, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare formal notices regarding the City's exercising it's option on the San Diego Water Company lease contract, was on motion of Councilman Wansley, adopted.

Communication from James A. Gaddis relative to traffic congestion on University Avenue between 4th and 10th Avenues, was presented, read and on motion of Councilman Wansley, referred to the Traffic Commission.

Communication from City Manager relative to departments now occupying rented property, and recommending the giving of notice to the various landlords that the premises are to be vacated upon completion of the Civic Center Administration Building, was presented and read.

RESOLUTION NO. 68553, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare legal notices of termination of tenancy, in connection with properties used by the City Departments, and listed in Document No. 310980, was on motion of Councilman Wansley, adopted.

Communication from City Manager transmitting schedule of dates when telephone service will be available to the various departments in the Civic Center Administration Building, and recommending approval of said schedule,

RESOLUTION NO. 68554, recorded in Book 61 of Resolutions, adopting the tentative program for moving City Offices to the Civic Center Administration Building, contained in Document No. 310977, was on motion of Councilman Housh, adopted.

Communication from City Manager relative to W.P.A. project for recreational facilities, was presented and read.

RESOLUTION NO. 68555, recorded in Book 61 of Resolutions, approving the priority list submitted by the Playground Commission for additions and betterments to recreational facilities, contained in Document No. 310978, which list includes 1. Dressing rooms at Municipal Gymnasium; 2. McKinley School; 3. University Heights club house and tennis courts; 4. Equipment for Grant School; 5. Cabrillo School; 6. Facilities for Garfield, Euclid, Florence and Mountain View; 7. Horace Mann; 8. North Park Recreation center; and 9. Ocean Beach, was on motion of Councilman Wansley, adopted.

Communication from City Manager relative to W.P. A. project for sewer system south of El Cajon Boulevard and east of Euclid Avenue, was presented and read.

RESOLUTION NO. 68556, recorded in Book 61 of Resolutions, authorizing the City Manager to execute a W.P.A. sewer project for work south of El Cajon Boulevard and east of Euclid Avenue, with the understanding that the sum of \$4500.00 will be necessary to defray the expense of supervision and equipment, was on motion of Councilman Wansley, adopted.

Communication from San Diego Convention and Tourist Bureau transmitting bills for approval, was presented, and read; together with approval of City Manager.

RESOLUTION NO. 68557, recorded in Book 61 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$628.78 and being for the period from October 7th to November 7th, 1938, as recommended by the City Manager under Document No. 310991; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, the matter of exchanging lands for Memorial Playgrounds, was placed on the table for one week.

RESOLUTION NO. 68558, recorded in Book 61 of Resolutions, referring to the City Attorney the matter of proper procedure to extend the effective date of the City Manager's resignation to December 31st, 1938, for advice, was on motion of Councilman Siebert, adopted. Mayor Benbough voted Nay.

Communication from City Auditor reporting on the claim of Edward V. Laney and recommending payment of same, was read and filed.

RESOLUTION NO. 68559, recorded in Book 61 of Resolutions, authorizing the refund of \$45.00 to Edward V. Laney, on account of overcharge on sewer connections, was presented and on motion of Councilman Fish, adopted.

A communication from City Auditor reporting on the claim of San Diego Consolidated Gas and Electric Company, and recommending payment of same, was read and filed.

RESOLUTION NO. 68560, recorded in Book 61 of Resolutions, granting the claim of the San Diego Consolidated Gas and Electric Company against the City of San Diego, in the amount of \$17.73, alleged to be due on account of damage caused to an electric cable while excavating for a storm drain on the east side of Fifth Avenue, between Ash and A Streets; and authorizing the City Auditor to pay said company the sum of \$17.73 in full settlement of said claim from the "Small Claims Payment Fund", was on motion of Councilman Crandall, adopted.

A Copy of a communication written by the Water Commission of the City of San Diego, and other organizations, to the Secretary of the Interior relative to the All American Canal project, was presented and on motion of Councilman Wansley, referred to the City Attorney for the preparation of a proper resolution for the council to adopt.

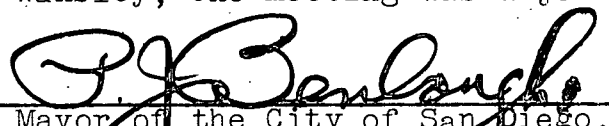
Communication from Phil D. Swing relative to services he rendered the City of San Diego from February 15th, 1934 to date, regarding legal matters in connection with the All American Canal Project, and calling attention to the fact that the Council has not remunerated him for his services, was read and on motion of Councilman Wansley, referred to the City Attorney.

Communication from T. Claude Ryan, et al and from the San Diego Board of Air Control relative to proposed erection of radio towers on the Civic Center Administration Building, and protesting against such erection as such towers would impair the safety of Lindbergh Field, was presented, read and on motion of Councilman Wansley, referred to the City Manager.

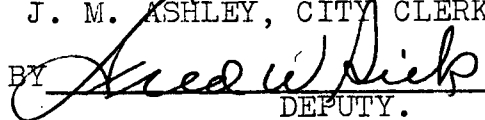
RESOLUTION NO. 68561, recorded in Book 61 of Resolutions, requesting the City Attorney to bring in a report as to what may be legally possible, regarding Civic Center buildings and grounds maintenance, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68562, recorded in Book 61 of Resolutions, adopting the recommendation of the Civic Center Building Committee for adding the City and County legal representatives' names and the name of the contractor completing the building to the Civic Center Administration Building bronze plaques, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, November 29th, 1938.

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

Present--Councilmen Crandall, Wansley, Fish, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilmen Housh, and Stannard,

On motion of Councilman Siebert the minutes of the regular meeting of Tuesday, November 22nd, 1938, were approved without reading.

At this time Councilmen Housh and Stannard entered and took their seats.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the Engineer's estimated cost of the proposed paving of the Alley in Block "B", Sterlingworth, the Clerk reported that he had received written protests from Clyde P. Martin and Margaret Pike and from C. R. Ennis, 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 Wansley the hearing was continued for one week, and the matter referred to the City Engineer for report on the per centage of protests.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for the paving of the Alley in Block 109, University Heights, under resolution of Intention No. 67683, 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, and all interested persons having been heard, RESOLUTION NO. 68563, recorded in Book 61 of Resolutions, confirming and approving the Engineer's assessment for said work, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of San Diego Consolidated Gas and Electric Company for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was read and filed.

RESOLUTION OF AWARD NO. 68564, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68565, recorded in Book 61 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 2, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING WORK NO. 68566, recorded in Book 61 of Resolutions, closing portions of Coast Boulevard South, Coast Boulevard and Cuvier Street, was on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING WORK NO. 68567, recorded in Book 61 of Resolutions, for paving and otherwise improving GUY STREET, under resolution of intention No. 68392, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68568, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving and otherwise improving GUY STREET, under resolution of intention no. 68392, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68569, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving and otherwise improving Guy Street, under resolution of intention No. 68392, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68570, recorded in Book 61 of Resolutions, directing the City Engineer to report on the estimated cost of paving the Alley in Block 1, North Highland Park, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68571, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving Soria Drive, under Resolution of Intention No. 67896, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68572, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving the Alley in Block 4, Wilshire Place, under Resolution of Intention No. 68044, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68573, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving Dwight Street, under resolution of intention No. 68042, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68574, recorded in Book 61 of Resolutions, accepting the deed of Maier Kaplan and Rose B. Kaplan for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68575, recorded in Book 61 of Resolutions, accepting the deed of Edward H. Morath for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68576, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer within the City Auditor & Comptroller's fund the sum of \$175.00 from "Maintenance and Support" to "Outlay", was on motion of Councilman Housh, adopted.

On motion of Councilman Wansley the petition of San Diego Clock Company for permission to maintain a clock with chimes at 3019 El Cajon Boulevard for a period of two years, was tabled for one week.

Petition of Furniture dealers, et al requesting the revocation of the license issued to Lewis S. Hart as an Auctioneer was presented and read.

RESOLUTION NO. 68577, recorded in Book 61 of Resolutions, directing the City Attorney to submit an ordinance that would require merchandise to be in storage in the City for a given length of time before it can be auctioned; and such an ordinance as will further strengthen existing auction laws, was on motion of Councilman Housh, adopted.

At this time a majority of the members of the Council signed the Bond of James A. Reilly as a general clerk in the water department.

Petition of Nevins D. Young for setback suspension on San Fernando Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68578, recorded in Book 61 of Resolutions, granting permission to Nevins D. Young to erect a residence and garage not closer to the property line on San Fernando Street than four feet on the north half of Lot 1, Block 139, La Playa; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, the proposed ordinance regulating and licensing coin-operated musical instruments was tabled for one week.

ORDINANCE NO. 1482, new series, recorded in Book 47 of Ordinances, establishing water rates for service and water furnished by the City of San Diego, providing a penalty for the violation hereof, and repealing ordinance No. 8210, signed December 22, 1920, and Ordinance No. 861, adopted March 17, 1936, was presented and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1483, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 9, Wilshire Place, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1484, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 39, H. P. Whitney's Addition, was presented and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1485, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 67, W. P. Herbert's Subdivision, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1486, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 222, San Diego Land and Town Company's addition, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1487, new series, recorded in Book 47 of Ordinances, establishing the grades of the Alleys in Block 111, University Heights, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1488, new series, recorded in Book 47 of Ordinances, establishing the grade of 56th Street between the westerly production of the south line of Meade Avenue and the Westerly production of the north line of Trojan Avenue, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

new series,
ORDINANCE NO. 1489, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block L, Altadena, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1490, new series, recorded in Book 47 of Ordinances, establishing the grades of the Alleys in Block 91, Point Loma Heights, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1491, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 6, Cullen's Arlington Heights Addition, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1492, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 75, Ocean Beach, was presented; and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1493, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 38, Ocean Beach, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley, the matter of exchange of lands for Memorial Playgrounds was tabled for one week.

Communication from City Attorney relative to reduction of electric rates ordered by the Railroad Commission of the State of California, effective as of January 1st, 1939, was presented and on motion of Councilman Wansley, ordered filed.

Copy of a communication from C. Leon de Aryan to the County Grand Jury regarding certain police officers, was presented and on motion of Councilman Wansley, ordered filed.

Communication from C. Leon de Aryan relative to picketing was presented and on motion of Councilman Housh, ordered filed.

Communication from The Neutral Thousands for enforcement of the picketing ordinance No. 6284, was presented and read.

On motion of Councilman Stannard the matter was referred to the City Manager to check and find out whether or not the complaint had been made to the Police Department.

Communication from the Commandant of the 11th Naval District relative to the maintenance of the 16" water main being installed by the Government, and requesting a reply to his former letter, was read and on motion of Councilman Wansley, referred to the City Manager.

Communication from Chas. Liftchild relative to distribution of printed matter in the Mission Beach area was presented and on motion of Councilman Wansley, referred to the City Manager.

Communication from Junior Chamber of Commerce thanking the Council for its recognition of Ewart Goodwin regarding the San Dieguito contract refinancing, was read and on motion of Councilman Crandall, ordered filed.

Communication from Consolidated Aircraft Corporation requesting the installation of a fire alarm signal box on the west side of Pacific Boulevard approximately 250 feet north of the continuation of the center line of Thorn Street, was presented and on motion of Councilman Housh, referred to the City Manager for recommendation.

ORDINANCE NO. 1494, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$8,500.00 from the Acquisition and Investigation Water Bond fund for the purpose of providing funds for engineering investigations and purchase of minor rights of way for San Vicente project, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas-- Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from City Manager reporting on the protest against the erection of radio towers on the Civic Center Building, and stating that to the best of his knowledge the City has no plan to erect a radio tower on the building, was presented, and on motion of Councilman Fish, ordered filed.

Communication from City Manager reporting on petition for permit to hold mass meetings at Pier No. 1 in protest against the shipping of scrap iron to Japan and stating that the Council had no jurisdiction in the matter, but that his office had granted the petitioners the use of Newtown Park for said meetings, was read and on motion of Councilman Wansley, ordered filed.

At this time Senator Ed. Fletcher; Mr. McChesney, President of the San Dieguito Irrigation District; Mr. Bakewell of the Santa Fe Irrigation District; and A. V. Mayrhofer of the San Diego Water Commission, appeared and spoke to the Council regarding the leakage of San Dieguito Dam.

RESOLUTION NO. 68579, recorded in Book 61 of Resolutions, authorizing the Hydraulic Engineer, Fred D. Pyle, to go to Sacramento at the City's expense, to attempt to have a \$10,000.00 appropriation placed in the Governor's budget for rehabilitation of the San Dieguito Dam, was presented and on motion of Councilman Housh, adopted.

Communication from S. P. Flynn suggesting that Powder Canyon Road be made a major highway, was presented and on motion of Councilman Wansley, referred to the City Planning Commission.

Communication from Willis Edward Allen relative to construction of a grade crossing near Old Town was presented, read and on motion of Councilman Wansley, referred to the City Attorney to report on what action the council might take.

Communication from Painters Union relative to new wage scale was presented and on motion of Councilman Wansley, referred to the City Manager for his information.

Communication from Entre Nous Club relative to San Diego Day at the San Francisco Exposition, was presented and on motion of Councilman Wansley, referred to the Mayor.

RESOLUTION NO. 68580, recorded in Book 61 of Resolutions, adopting the recommendation of the Civic Center Building and Grounds Committee, that Mr. Roberts be continued as an inspector at the Civic Center Building until a Superintendent or Custodian is appointed; and that he assist in the deliberations of the Civic Center Building and Grounds Committee, was on motion of Councilman Wansley, adopted.

Communication from City Manager relative to the retirement of John G. Morley, as Park Director, and stating that he had approved the recommendation of the Park Commission; and that it would be necessary for the Council to authorize the City Manager to enter into a contract with Mr. Morley for his services as a special consultant, was presented and read.

RESOLUTION NO. 68581, recorded in Book 61 of Resolutions, referring Document No. 311072, a communication from the City Manager regarding the retirement of the Park Director, to the City Manager and the City Attorney with power to act; carrying out the suggestions contained in said Document, including the re-adjusting of the size of the Superintendent's home property, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68582, recorded in Book 61 of Resolutions, referring to the City Attorney the matter of the San Diego Electric Railway Company's right of way in Mission Beach, to see what may be done to remedy the existing dangerous condition, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Joseph A. Gordon for refund on account of overpayment regarding installation of a water meter, was presented and read.

RESOLUTION NO. 68583, recorded in Book 61 of Resolutions, authorizing the refund of \$25.00 to Joseph A. Gordon on account of overcharge for installation of a water meter, was presented, read and on motion of Councilman Housh, adopted.

Petition of East San Diego Chamber of Commerce for permission to erect an illuminated Christmas display on University Avenue from Central to 44th streets, covering the period from December 10th to January 12th, 1939, was presented and read.

RESOLUTION NO. 68584, recorded in Book 61 of Resolutions, referring petition of the East San Diego Chamber of Commerce to erect an illuminated Christmas display on University Avenue, between Central Avenue and 44th Street, covering a period from December 10th to January 12th, to the City Manager with power to act, was on motion of Councilman Fish, adopted.

Communication from S. D. Municipal Employees' Association relative to retention of R. W. Flack as City Manager was presented and on motion of Councilman Wansley, ordered filed.

Communication from San Diego County Federated Trades & Labor Council relative to retention of R. W. Flack as City Manager, was presented and on motion of Councilman Wansley, ordered filed.

Communication from Council of Chambers of Commerce and Civic Clubs relative to retention of R. W. Flack as City Manager, was presented and on motion of Councilman Wansley, ordered filed.

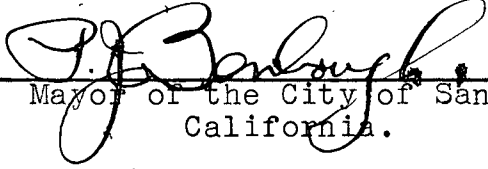
Communication from R. W. Flack, City Manager, withdrawing his resignation tendered to the Council under date of October 22, 1938 and filed October 24, 1938, which was to take effect November 30, 1938, and requesting that the resignation be returned to him, was presented and read.

RESOLUTION NO. 68585, recorded in Book 61 of Resolutions, giving consent to the City Manager to withdraw his resignation heretofore filed and which would

have become effective November 30, 1938; and instructing the City Clerk to forthwith to return said resignation to the City Manager, was on motion of Councilman Siebert, adopted. Mayor Benbough voted Nay.

Communication from City Attorney relative to the complaint of C. Leon de Aryan regarding vice conditions in San Diego, was presented and on motion of Councilman Wansley, ordered filed. Mayor Benbough voted Nay.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, November 30th, 1938.

Pursuant to call of the Mayor 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 Siebert at 4:00 o'clock P.M.

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert.
Clerk---- J. M. Ashley.
Absent---Mayor Benbough.

In the absence of Mayor Benbough, Vice-Mayor Siebert took the chair.

NOTICE OF SPECIAL MEETING OF THE COUNCIL

To Wesley C. Crandall, Raymond M. Wansley, Addison E. Housh, Herbert E. Fish, Bruce R. Stannard and John S. Siebert, 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 November, 1938, at the hour of 4:00 o'clock P.M., Said meeting will be held for the purpose of considering Civic Center Building construction matters, and such other business as may come before the Council.
Dated November 30th, 1938.

(signed) P.M. Benbough, Mayor.

WAIVER OF NOTICE OF SPECIAL MEETING.

We, the undersigned, being all of the members of the Council of The City of San Diego, do hereby jointly and severally waive notice of the Special Meeting of the Council, to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Wednesday, the 30th day of November, 1938, at the hour of 4:00 o'clock P.M., and hereby consent to such special meeting.
(Signed): John S. Siebert; W. C. Crandall; Herbert E. Fish; Addison E. Housh, Bruce R. Stannard and Raymond M. Wansley. Dated 11/30/38.

Thereupon, on motion of Councilman Wansley said call and waiver was ordered filed.

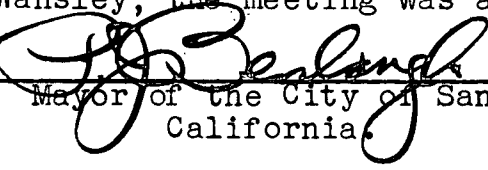
Communication from Associated Architects and Building Committee recommending the granting of a three week extension of time to M. J. Fielding Electric Company, Herring-Hall-Marvin Safe Company and the O. B. McClintock Company on their contracts for work at the Civic Center, was presented, read and on motion of Councilman Wansley, ordered filed.

RESOLUTION NO. 68586, recorded in Book 61 of Resolutions, granting an extension of time to M. J. Fielding, doing business as the Fielding Electric, within which to complete his construction contract on the City and County Administration Building, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68587, recorded in Book 61 of Resolutions, granting an extension of time to O. B. McClintock Company within which to complete its construction contract on the city and county administration building, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68588, recorded in Book 61 of Resolutions, granting an extension of time to Herring-Hall-Marvin Safe Company within which to complete its construction contract on the city and county administration building, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, December 6th, 1938.

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 Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.
Absent---Councilman Siebert.

On motion of Councilman Fish, the minutes of the regular meeting of Tuesday, November 29th, 1938, and of the Special Meeting of Wednesday, November 30th, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 311215.

Thereupon, on motion of 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 Bus Franchise, 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 San Diego Electric Railway Company, and was given Document No. 311217.

Whereupon, the Mayor inquired if any interested persons were present who desired to enter bids, and there being no response, on motion of Councilman Wansley the matter was referred to the City Manager and City Attorney for report and recommendation.

At this time Councilman Siebert entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set to which the hearing of protests against the estimated cost of paving the alley in Block B, Sterlingworth had been set to, the Council proceeded with said hearing.

Communication from City Engineer, approved by the City Manager, reporting that 8% of the frontage to the Alley and 9% of the area of the district was represented by protests and that none of the objectors had signed for the work, was presented read and filed.

RESOLUTION NO. 68589, recorded in Book 61 of Resolutions, overruling and denying the protests of Clyde P. Martin, et al and C. R. Ennis, was presented and on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the continued hearing of protests against the report of the City Engineer on the cost of the paving of the Alley in Block 38, Normal Heights, the Council proceeded with said hearing, and on motion of Councilman Wansley the matter was again continued for two weeks and the Clerk instructed to inform the petitioners of the action, so that they could get more signatures.

Communication from The Workers Alliance relative to layoff of Class "B" workers under W.P. A. projects, was presented and read.

RESOLUTION NO. 68590, recorded in Book 61 of Resolutions, protesting to the W.P.A. authorities and requesting that the rules under which the W.P.A. is now operating in San Diego County be modified so as to prevent discrimination against W.P.A. workers now on the rolls in San Diego County, and others who may hereafter become eligible for employment under W.P.A., was on motion of Councilman Crandall, adopted.

Communication from Associated Architects and Chief Inspector reporting the completion of general contract on the Civic Center Administration building, and recommending acceptance of same, was presented and read.

RESOLUTION NO. 68591, recorded in Book 61 of Resolutions, accepting the materials furnished and work performed in completing the construction and the finishing of the San Diego City and County Administration Building, Civic Center, by Chas. L. Hoskins, the contractor under said contract, was on motion of Councilman Wansley, adopted.

Communication from Associated Architects and Chief Inspector reporting completion of the contract for furnishing and installing complete the Vault Doors in the San Diego City and County Administration Building, was presented and read.

RESOLUTION NO. 68592, recorded in Book 61 of Resolutions, accepting the materials furnished and work performed in furnishing and installing complete the vault doors in the San Diego City and County Administration Building, Civic Center, by Herring-Hall-Marvin Safe Company, the contractor under said contract, was on motion of Councilman Crandall, adopted.

A report by W. E. Roberts, Civic Center Inspector showing Schedule of Operation Items and estimated costs covering a period from December 12th to February 12th, 1939, was presented and read.

RESOLUTION NO. 68593, recorded in Book 61 of Resolutions, instructing the City Manager to furnish such labor and such supplies as are called for in the report of W. E. Roberts, Civic Center Inspector, dated December 3rd, 1938, for the purpose of meeting the City's half of requirements for the next two months; or until such time as a permanent arrangement is entered into, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68594, recorded in Book 61 of Resolutions, electing to exercise the option to purchase the properties now under lease by it, upon the terms and conditions and in the manner set forth in said lease and option; and that pursuant to the requirements of Article XVI of said lease, with San Dieguito Water Company, and declaring that the date upon which the City intends to consummate said purchase is the 31st day of December, 1939, was on motion of Councilman Wansley, adopted.

At this time a majority of the members of the Council signed contracts with San Diego Consolidated Gas and Electric Company for La Playa Lighting District No. 1, and Logan Avenue Lighting District No. 1; and the bond of Sumter B. Smith as water bill collector.

Communication from Harbor Commission transmitting a proposed resolution confirming a tideland lease with the San Diego Winter Sports, Inc., covering tidelands near the Foot of 8th Avenue, and recommending adoption of same, was presented and read.

RESOLUTION NO. 68595, recorded in Book 61 of Resolutions, ratifying, confirming and approving the proposed tideland lease with San Diego Winter Sports, Inc., was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68596, recorded in Book 61 of Resolutions, accepting the deed of Jean S. Stewart and E. F. Stewart for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68597, recorded in Book 61 of Resolutions, accepting the deed of Reuben Snyder and Alice C. Snyder for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68598, recorded in Book 61 of Resolutions, accepting the deed of Anna J. Watson for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68599, recorded in Book 61 of Resolutions, relating to proposed assessment for improvements in the Alley in Block H, Altadena, and directing the City Clerk to give notice of the proposed assessment, was on motion of Councilman Housh, adopted.

Petition of San Diego Clock Company for an extension of time within which to maintain a clock with chimes at 3019 El Cajon Boulevard, was presented and read.

RESOLUTION NO. 68600, recorded in Book 61 of Resolutions, granting permission to the San Diego Clock Company to operate a clock with chimes at 3019 El Cajon Boulevard, for a period of two years from the date of this resolution; same being a renewal of an existing permit and with the understanding that there will be no change in the manner of operation or sound volume of the clock, was on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

Petition of North Park Business Club for permission to erect Christmas decorations on University Avenue, was presented and read.

RESOLUTION NO. 68601, recorded in Book 61 of Resolutions, granting permission and free inspection to the North Park Business Club for Christmas Decorations and electrical installation in the North Park Section; said permission including special lighting and the use of garlands, etc., on poles and wires on University Avenue and on 30th Street; using open type wiring on the condition that it be installed and maintained in a safe operating condition, subject to approval of the electrical inspector, was on motion of Councilman Wansley, adopted.

Petition of Daniel A. Deacon for special sewer connection permit, was presented; together with recommendation of approval from Health Department.

RESOLUTION NO. 68602, recorded in Book 61 of Resolutions, granting permission to Daniel A. Deacon to use the Deaconveyor Trailer Camp 2-way fitting, connected directly to the 4" soil line; said installation to be made at the States Auto Court, 4224 Taylor Street, was on motion of Councilman Housh, adopted.

Petition of H. W. Holcomb for zone variance at Lowell and Willow Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68603, recorded in Book 61 of Resolutions, granting permission to H. W. Holcomb and Fred O'Farrell to erect two dwellings on Lots 11 and 12, Block 100, Roseville, in Zone R-1, the dwellings to face on Willow Street, instead of on Lowell Street as originally subdivided; providing a setback of fifteen feet is maintained along Lowell Street; and suspending the provisions of Ordinance No. 31, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Capital Incomes Corporation for zone variance in Encanto was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68604, recorded in Book 61 of Resolutions, granting permission to Capital Incomes Corporation to construct six residences on Lot C, Encanto, in Zone R-1; each dwelling to be on a plot of ground approximately an acre in size, providing the exterior design of the buildings be approved by the Planning Commission; and also providing that ten feet be added to the width of Detroit Avenue through the property; and suspending the provisions of Ordinance No. 116, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted. Councilman Stannard voted Nay.

Petition of Griffith Company for zone variance in Roseville Heights, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68605, recorded in Book 61 of Resolutions, granting permission to Griffith Company to erect and operate two dwellings in Zone R-1 on Lots 20, 21 and 22, Block 1, Roseville Heights, providing the setback lines are maintained on the

streets involved; and suspending the provisions of Ordinance No. 32, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68606, recorded in Book 61 of Resolutions, granting permission to Griffith Company to erect and operate two dwellings in Zone R-1, on Lots 1, 2, 3 and 4, Block 2, Roseville Heights, providing the setback lines are maintained on the streets involved; and suspending the provisions of Ordinance No. 32, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68607, recorded in Book 61 of Resolutions, granting permission to Griffith Company to erect and operate two dwellings in Zone R-1 on Lots 37, 38 and 39 and 40, Block 2, Roseville Heights, providing the setback lines are maintained on the streets involved; and suspending the provisions of Ordinance No. 32, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68608, recorded in Book 61 of Resolutions, granting permission to Griffith Company to erect and operate two dwellings in Zone R-1 on Lots 18, 19 and 20, Block 10, Roseville Heights, providing the setback lines are maintained on the streets involved; and suspending the provisions of Ordinance No. 32, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68609, recorded in Book 61 of Resolutions, granting permission to Griffith Company to erect and operate two dwellings in Zone R-1 on Lots 21 to 26, inclusive, Block 10, Roseville Heights, providing the setback lines are maintained on the streets involved; and suspending the provisions of Ordinance No. 32, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of J. S. Perry, et al for rezoning of a portion of Redland Gardens, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68610, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to draft an ordinance re-zoning portions of Redland Gardens Extension and Redland Tract, as recommended by the City Planning Commission under Document No. 311200, was on motion of Councilman Wansley, adopted.

Petition of the Southeastern California Conference of Seventh-day Adventists for an extension of time within which to maintain its tent at Meade Avenue and Texas Street, was presented; together with recommendation of approval from Director of Social Welfare and City Manager.

RESOLUTION NO. 68611, recorded in Book 61 of Resolutions, granting an extension of time, from December 19th, 1938 to January 31st, 1939, to the Southeastern California Conference of Seventh-day Adventists to maintain a large tent for Bible lectures and gospel meetings on the southeast corner of Meade Avenue and Texas Street, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the proposed ordinance regulating and licensing coin-operated musical instruments, was placed on the table.

ORDINANCE NO. 1495, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Unappropriated Balance fund of the City of San Diego for the purpose of providing funds for construction of Police and Fire Alarm lines to new police headquarters at foot of Market Street, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--Mayor Benbough. Absent--None.

ORDINANCE NO. 1496, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 out of the Street Improvement Fund of the City for the purpose of purchasing material and hiring labor for repair of streets, bridges and culverts in the City of San Diego, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1497, new series, recorded in Book 47 of Ordinances, transferring the sum of \$2000.00 from Account 18, Series JC, General appropriations, to the Lighting Redemption Fund, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1498, new series, recorded in Book 47 of Ordinances, relinquishing jurisdiction to the county of San Diego of all that portion of Camino Del Rio, commonly known as Mission Valley Road, lying within the territorial limits of the City of San Diego, as hereinafter described, and consenting that said road be a county highway with respect to its construction, maintenance, improvement and repair in accordance with the provisions of the streets and highways code of the State of California, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley all papers pertaining to the exchange of lands for the Memorial Playgrounds were ordered filed.

ORDINANCE NO. 1499, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1500.00 out of the Unappropriated Balance fund of the City of San Diego for the purpose of providing funds for purchase of Blocks 2, 4, 6, 8, 10, and 12, La Binda Park, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from State of California Department of Natural Resources, Division of Parks, by J. H. Covington, Executive Secretary of the State Park Commission, announcing a meeting of the Commission in the Board of Directors' room of the San Diego Chamber of Commerce on Friday, December 16, 1938, and inviting the Council to attend said meeting to discuss the present and future operation of the Mission Beach Amusement Center, was presented, read and on motion of Councilman Housh, ordered filed and the Clerk instructed to send a letter of acceptance to the commission.

Communication from Senator Fletcher relative to the meeting of the State Park Commission, for December 16th, 1938, was read and on motion of Councilman Housh, ordered filed.

Communication from San Diego Peace Committee relative to shipping of scrap iron to Japan, was presented and on motion of Councilman Housh, ordered filed.

Communication from Entre Nous Club announcing its program and inviting the Council to attend, was presented, read and on motion of Councilman Housh, ordered filed; and the Clerk requested to acknowledge same.

Communication from City Auditor reporting that a request had been received from the Investment Securities Company to redeem certain lighting certificates, was presented and read.

RESOLUTION NO. 68612, recorded in Book 61 of Resolutions, authorizing the City Auditor and the City Treasurer to permit the redemption, by the Investment Securities Company, as owner of the real estate involved, San Diego Lighting District No. 1, certificates No. 4356 covering Lot 1, Block 52, Sherman's Addition for \$10.95; and certificate No. 4357 covering Lot 2, Block 52, Sherman's Addition for \$10.95; which were sold November 2nd, 1934, was presented and on motion of Councilman Wansley, adopted.

Communication from J. C. Hizar suggesting that an ordinance be passed requiring all trains to have a whistle, with a tone like the steam whistles to which the people are accustomed, in order to avoid accidents at the Santa Fe Railway Crossing at Rosecrans Street, was read and on motion of Councilman Wansley referred to the City Attorney.

Communication from D. M. Denton favoring the construction of an underpass where Rosecrans Streets crosses the Santa Fe Railway Right of Way, was read and on motion of Councilman Wansley, referred to the City Attorney.

Communication from The Tax Payers Adding Association relative to Phil Swing and the Colorado River Water, was presented and on motion of Councilman Wansley, ordered filed.

Communication from C. Leon de Aryan preferring charges relative to the O'Haver matter, was presented and on motion of Councilman Housh, ordered filed. Mayor Benbough voted Nay.

Communication from San Diego Highway Development Association relative to naming a San Diego man as a member of the California Highway Commission, and urging the Council to pass a resolution urging the Governor to appoint a San Diego Man, was presented and read.

RESOLUTION NO. 68613, recorded in Book 61 of Resolutions, urging the Honorable Culbert L. Olson, Governor-elect of California, to appoint a resident of San Diego County to the California Highway Commission, was on motion of Councilman Crandall, adopted.

Communication from City Manager reporting on the request of the Consolidated Aircraft Corporation for the installation of an fire alarm box at its plant, and stating that it would cost approximately \$350.00 to make said installation, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from City Manager relative to distribution of printed matter in the Mission Beach area, and stating that the Chief of Police had an investigation made and the matter was being remedied, was read and on motion of Councilman Wansley, ordered filed.

Communication from City Manager relative to request of The Neutral Thousands for enforcement of the picketing ordinance at 3651 El Cajon Boulevard, and stating that the Chief of Police had an investigation made and that the manager of the place in question, Mr. Charles W. Meyers, reported that he had made no complaint about the picketing and that he would handle the matter in his own way, was read and on motion of Councilman Housh, ordered filed.

Communication from Mission Beach Chamber of Commerce relative to the operation of the Mission Beach Amusement Center and urging the Council to make arrangements for the City to take over operation of same, was presented, read and on motion of Councilman Wansley, ordered filed, and the Clerk requested to acknowledge same.

Communication from San Diego Convention & Tourist Bureau transmitting bills for approval was presented; together with recommendation of approval from City Manager.

RESOLUTION NO. 68614, recorded in Book 61 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$991.07 and being for the period from November 7th to December 5th, 1938, as recommended

by the City Manager under Document No. 311193; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley all the letters received to date commending the council on the retention of City Manager, R. W. Flack, were ordered filed.

Communication from City Manager recommending the acceptance of the bid of San Diego Electric Railway Company for a Bus Franchise, was presented, read and on motion ordered filed.

RESOLUTION NO. 68615, recorded in Book 61 of Resolutions, striking off, selling, awarding and granting to San Diego Electric Railway Company, a Corporation, as the highest cash bidder therefor, its successors and assigns, a franchise and authority to operate automobile busses, stages and/or other self-propelled vehicles for the transportation of passengers for hire along and upon certain streets in the city of San Diego, for a period commencing on the effective date of the ordinance of final grant and ending on the 10th day of November, 1973, was presented and on motion of Councilman Wansley, adopted.

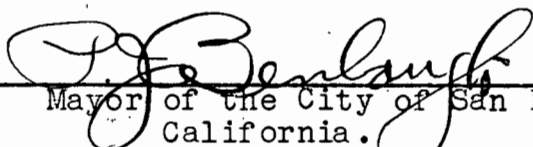
ORDINANCE NO. 1500, new series, recorded in Book 47 of Ordinances, striking off, selling, awarding and granting to San Diego Electric Railway Company, a corporation, as the highest cash bidder therefor, its successors and assigns, a franchise and authority to operate automobile busses, stages and/or other selfpropelled vehicles for the transportation of passengers for hire along and upon certain streets in the city of San Diego, for a period commencing on the effective date of this ordinance and ending on the 10th day of November, 1973, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1501, new series, recorded in Book 47 of Ordinances, amending street railway franchise ordinances Nos. 9210, 10869 and 10106 and automobile bus franchise ordinances Nos. 312 and 315 new series, so as to permit San Diego Electric Railway Company to abandon street railway operation and remove its tracks on certain streets in the City of San Diego and to discontinue service by automobile bus on certain streets, and so as to authorize various other changes in operation under said franchises, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

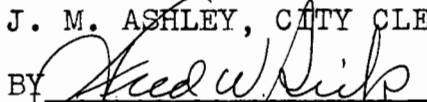
At this time a majority of the members of the Council signed the Franchise faithful performance bond of the San Diego Electric Railway Company in connection with the above franchise matters.

RESOLUTION NO. 68616, recorded in Book 61 of Resolutions, determining and declaring that the public interest and convenience and necessity of the City of San Diego, California, and the inhabitants thereof require the acquisition of a site for the purpose of locating and maintaining thereon Police Headquarters, a City Jail and a City Police Court, on portions of Lots 1, 2 and 38, Block 18, New San Diego, was presented, read and on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, December 13th, 1938.

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

Present--Councilmen Crandall, Wansley, Housh, Fish and Mayor Benbough.

Clerk---J. M. Ashley.

Absent---Councilmen Stannard and Siebert.

On motion of Councilman Fish the minutes of the regular meeting of Tuesday, December 6th, 1938, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for 8th Avenue Lighting District No. 1, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 311314.

Thereupon, on motion of 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 Seventh Avenue Lighting District No. 1, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 311315.

Thereupon, on motion of Councilman Housh said bid was referred to the City Manager for report and recommendation.

At this time Councilman Stannard entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for the paving and otherwise improving of the Alley in Block 8, City Heights Annex No. 2, 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, and all interested persons having been heard, on motion of Councilman Wansley, RESOLUTION NO. 68617, recorded in Book 61 of Resolutions, confirming and approving the Engineer's assessment for said work, was 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 A, Sterlingworth, 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, and all interested persons having been heard, on motion of Councilman Wansley, RESOLUTION NO. 68618, recorded in Book 61 of Resolutions, confirming and approving the Engineer's assessment for said work, was adopted.

At this time Councilman Siebert entered and took his seat.

Petition of San Diego Junior Chamber of Commerce requesting funds for its community Christmas Party in the Stadium, was presented and read.

RESOLUTION NO. 68619, recorded in Book 61 of Resolutions, determining that the party to be given for the children in the Stadium on December 18th, 1938, was for the purpose of advertising and publicising the City of San Diego as a residential and tourist city, and therefore authorizing the expenditure of \$100.00 from the Advertising and Publicity Fund of San Diego, in connection with said event, was on motion of Councilman Wansley, adopted.

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

RESOLUTION OF AWARD NO. 68620, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for La Jolla Lighting District No. 1, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68621, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving Soria Drive, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68622, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving Dwight Street, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68623, recorded in Book 61 of Resolutions, determining that the proposed assessment for paving the Alley in Block "B", Sterlingworth would 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 furnish plans and specifications for said work, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68624, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of the proposed assessment for paving the Alley in Block 9, Wilshire Place, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68625, recorded in Book 61 of Resolutions, declaring intention to discontinue the use of land for Park purposes, and to call a special election to submit to the qualified electors the question of the discontinuance of the use of such land as a public park (Torrey Pines Park), was presented, read and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68626, recorded in Book 61 of Resolutions, accepting the deed of L. D. Lewis and Margaret Lewis for portions of 69th Street and Madrone Avenue, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68627, recorded in Book 61 of Resolutions, accepting the subordination agreement executed by the Union Trust Company of San Diego, and relating to the deed from L. D. Lewis and Margaret Lewis, was presented and on motion adopted.

RESOLUTION NO. 68628, recorded in Book 61 of Resolutions, accepting the deed of The First National Trust and Savings Bank of San Diego for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68629, recorded in Book 61 of Resolutions, accepting the deed of Cecil W. Neff and Thelma G. J. Neff for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68630, recorded in Book 61 of Resolutions, accepting

the deed of Thomas E. Anderson and Mildred O. Anderson for a portion of the San Vicente Reservoir basin, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68631, recorded in Book 61 of Resolutions, releasing any liability under the bond of James A. Reilly executed by the Maryland Casualty Company, dated November 14, 1937, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68632, recorded in Book 61 of Resolutions, ratifying, confirming and approving the action of the City Attorney in arranging with Albert Lee, and Richmond Jackson to participate on behalf of the City of San Diego in the mandamus proceedings pending in the District Court of Appeal, being the case of Lawrence Burdick et al. v. City of San Diego et al., to force the submission at a referendum election of Resolution No. 67868, directing the advertising for bids for the construction of Police Headquarters, was presented, read and on motion of Councilman Housh, adopted. Mayor Benbough voted Nay.

RESOLUTION NO. 68633, recorded in Book 61 of Resolutions, accepting the deed of Margaret A. Starr for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

Petition of Max Radin for an auction sale permit, was presented, together with recommendation of approval from Chief of Police and City Manager.

RESOLUTION NO. 68634, recorded in Book 61 of Resolutions, granting permission to Harry Radin to hold an auction sale on December 21st, 1938, one day only, at 125 East Market Street; also at 1810 Belt Street; to dispose of property of the Shockey Boiler Works, now bankrupt, was on motion of Councilman Housh, adopted.

Petition of Euclid Center Chamber of Commerce for permission to erect Christmas decorations, was presented; together with recommendation of approval from Chief Inspector.

RESOLUTION NO. 68635, recorded in Book 61 of Resolutions, granting permission, provided the electrical wires are located 18 feet above the streets and that all electrical equipment is installed by a licensed Electrical Contractor in a safe approved manner, subject to inspection and approval by the City Electrical Inspector, to Euclid Center Chamber of Commerce to decorate both sides of University Avenue, from Menlo Avenue to the alley east of Euclid Avenue; using Christmas trees and electric lights; said decoration to remain in place through the holiday season, was on motion of Councilman Housh, adopted.

Petition of Siebrand Brothers Circus for a temporary wiring permit, etc., was presented; together with report of Chief Inspector.

RESOLUTION NO. 68636, recorded in Book 61 of Resolutions, granting the request of Siebrand Bros. Circus for permission to install temporary wiring on a lot adjoining No. 2104 Main Street, maintaining same for a period of three months from the date of this resolution; providing that all wiring is installed by a licensed electrical contractor and that all wiring complies with the State Electrical Safety Orders, and that all electrical devices and equipment is effectively grounded and approved by the City Electrical Inspector; and referring the request for permit to maintain house trailers and temporary structures near 2104 Main Street to the City Planning Commission for appropriate action, was on motion of Councilman Housh, adopted.

Petition of Southeastern Chamber of Commerce requesting the City to decorate Logan Avenue in the vicinity of 26th Street for the Christmas holiday season, was presented and read.

RESOLUTION NO. 68637, recorded in Book 61 of Resolutions, referring the petition from Southeastern Chamber of Commerce requesting the City to decorate Logan Avenue in the vicinity of 26th Street with flags, to the City Manager with power to act, was on motion of Councilman Wansley, adopted.

Communication from Loma Portal Civic Club requesting the services of a playground director, was presented and read.

RESOLUTION NO. 68638, recorded in Book 61 of Resolutions, referring to the City Manager the request of the Loma Portal Civic Club for an experienced playground director at the Loma Portal School for the six months beginning January 1, 1939, with authorization to comply with the request, with the approval of the Playground Director, was on motion of Councilman Crandall, adopted.

Communication from Chas. L. Good requesting action regarding to certain land owned by him in the Sutherland Reservoir basin, was presented, read and on motion of Councilman Crandall, referred to the City Attorney and Hydraulic Engineer.

Communication from Blind Workers Guild of California relative to blind persons being run down by auto drivers, was presented, read and on motion referred to the City Manager and Safety Council.

Copy of a letter from Kiwanis Club of East San Diego addressed to the City Manager commending him for the installation of recreational facilities at the East San Diego Library, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from City Attorney announcing appointment of William Macomber as deputy city attorney to succeed Ferdinand Fletcher resigned, effective as of January 1st, 1939, was read and on motion of Councilman Wansley, ordered filed.

Communication from Senator Fletcher relative to the coming meeting of the State Park Commission in San Diego, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from San Diego Chamber of Commerce inviting the Mayor and Council to attend a dinner in honor of the State Park Commission to be held in the San Diego Hotel on December 16th, 1938 at 6:30 o'clock P.M., was read and on motion of Councilman Crandall, ordered filed.

Communication from Senator Fletcher relative to water in storage in El Capitan and Hodges, was read and on motion of Councilman Wansley, ordered filed.

RESOLUTION NO. 68639, recorded in Book 61 of Resolutions, authorizing Mayor P. J. Benbough and City Manager R. W. Flack to arrange for the entertainment of Governor "Happy" Chandler of Kentucky, upon his arrival in San Diego, was on motion of Councilman Crandall, adopted.

Communication from C. Leon de Aryan relative to non-enforcement of the law by the Chief of Police, was presented, read and on motion of Councilman Crandall ordered filed. Mayor Benbough voted Nay.

Mr. deAryan was present and was allowed to be heard on the subject.

At this time Councilman Crandall was excused from the meeting.

Communication from Mrs. Stanley M. Gue suggesting changing the name of Lindbergh Field to Brennan Field, was presented and on motion of Councilman Wansley, ordered filed.

Communication from Eugene Lee favoring changing name of Lindbergh Field to Brennan Field, was presented and on motion of Councilman Wansley, ordered filed.

Communication from Mrs. Irene Antey, et al favoring changing the name of Lindbergh Field to Brennan Field, was presented and on motion of Councilman Housh, ordered filed.

Communication from Rexford Ruggles relative to changing name of Lindbergh Field and suggesting that it be changed to THE SANDIEGO AIRPORT, the air capital of America, was presented and on motion of Councilman Housh, ordered filed.

Communications from Otto C. Heitman, Clifford K. Fitzgerald, Harvey Stallard, Chas. H. Reed, Edna W. Snook, Mrs. Kersey Battin, the Citizens Progressive League, Inc., Mrs. W. O. Shackelford, and Chas. C. Niehouse, favoring and commending the council on the retention of R. W. Flack as City Manager, were presented and on motion of Councilman Housh, ordered filed.

At this time a majority of the members of the Council signed the bond of Earl Maxwell Wall as General Clerk in the Water Department.

RESOLUTION NO. 68640, recorded in Book 61 of Resolutions, requesting the City Attorney to prepare a resolution authorizing the expenditure of funds for stepping stones at the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68641, recorded in Book 61 of Resolutions, referring to the City Manager the matter of oiling Harbor Drive, adjacent to the Civic Center grounds, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68642, recorded in Book 61 of Resolutions, referring to the City Manager the matter of requesting the United States Navy to move its oil-burning boats from the vicinity of the Civic Center Administration building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68643, recorded in Book 61 of Resolutions, authorizing the City Attorney to draft a resolution terminating the services of H. E. Moore on the Civic Center Administration building as of December 31st, 1938; and arranging for payment for services rendered, was on motion of Councilman Wansley, adopted.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY Frederick W. Dick
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, Tuesday, December 20th, 1938.

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

Present--Councilmen Crandall, Housh, Fish and Mayor Benbough.
Clerk----J. M. Ashley
Absent---Councilmen Wansley, Stannard and Siebert.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, December 13th, 1938, were approved without reading.

At this time Councilmen Siebert and Wansley entered and took their seats.

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 GUY STREET, between Pringle St. & Mission Hills Blvd., under Resolution of Intention No. 68392, he had received two 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:

Griffith Company, accompanied by a bond signed by National Surety Corporation, and which was given Document No. 311409.

V. R. Dennis Construction Company, accompanied by a certified check drawn on the Security Trust and Savings Bank of San Diego, and was given Document No. 311410.

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

At this time Councilman Stannard entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block 148, University Heights, under Resolution of Intention No. 68519, the Clerk reported that he had received one written protest, which was from Ward Harris. Said protest was presented and read to the Council.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION No. 68644, recorded in Book 61 of Resolutions, overruling the protest of Ward Harris, together with all other protests, was on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the continued hearing in the matter of paving the Alley in Block 38, Normal Heights, the Clerk reported that no more property owners expressed a desire to have said alley paved than those on the original petition.

The Engineer's report showed that 34.6 per cent of the frontage and of the area was represented on the protest petition.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION No. 68645, recorded in Book 61 of Resolutions, sustaining the protests against said work, was on motion of Councilman Wansley, adopted.

At this time a majority of the members of the Council signed the bond of Will S. Heller, as Treasurer of the County of San Diego.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid for furnishing electric current for Eighth Avenue Lighting District No. 1, was read and filed.

RESOLUTION NO. 68646, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of bid for furnishing electric current for Seventh Avenue Lighting District No. 1, was read and filed.

RESOLUTION NO. 68647, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Seventh Avenue Lighting District No. 1, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68648, recorded in Book 61 of Resolutions, approving Engineer's report and fixing time and place for hearing thereon for paving the Alley in Block 1, North Highland Park, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68649, recorded in Book 61 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages in connection with the paving of the Alley in Block B, Sterlingworth, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68650, recorded in Book 61 of Resolutions, terminating the services of H. E. Moore, as Chief Inspector and Supervisor of construction of the Joint Administration Building on the Civic Center, and Superintendent of Landscaping of the grounds thereof, as of December 31st, 1938; and conveying to the said H.E. Moore the appreciation of the City Council and of the Board of Supervisors of the conscientious, able and efficient manner in which he has at all times discharged the duties and responsibilities of his said employment, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68651, recorded in Book 61 of Resolutions, adopting the recommendation of the Building Committee of the joint Administration Building on the Civic Center that the sum of \$75.00 be expended for the purpose of purchasing and installing stepping stones upon the grounds of said building; and declaring that the City shall pay one-half of said amount of \$75.00 and the County of San Diego shall pay one-half thereof, out of the San Diego Civic Center completion construction fund, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68652, recorded in Book 61 of Resolutions, authorizing the execution of a lease of certain lands under lease-option to purchase from the San Dieguito Water Company, to C. H. Foster and R. E. Foster of Ramona, California, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68653, recorded in Book 61 of Resolutions, adopting the recommendation of the Civic Center Building Committee for adding the City and County legal representatives' names and the name of the contractor completing the building, to the Civic Center Administration Building bronze plaque, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68654, recorded in Book 61 of Resolutions, requesting the Railroad Commission of the State of California to make its order, in accordance with the terms and conditions provided by the Public Utilities Act of the State of California and constitutional provisions and other acts relating to public utilities now in

force and effect to further protect the public in the use of crossing of the Santa Fe Railway Company's tracks at Rosecrans Street, was on motion of Councilman Wansley, adopted.

At this time a majority of the members of the Council signed the contract for El Cajon Boulevard Lighting District No. 1.

Communication from R. W. Harding relative to speed of railway trains, was presented and on motion of Councilman Wansley, referred to the City Attorney and Walter Cooper to give a ruling on what the Council's power is in regards to regulating the speed of trains, and a comment effecting the time of trains between San Diego and Los Angeles by regulations.

RESOLUTION NO. 68655, recorded in Book 61 of Resolutions, accepting the deed of Sibyl Anderson for sewer right of way, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68656, recorded in Book 61 of Resolutions, authorizing and directing the City Manager to, on or before January 31, 1939, to quit possession and deliver up to the owners thereof the premises now rented and occupied by The City of San Diego; and authorizing him to execute and immediately serve notices of termination of tenancy as follows:

To Security Trust and Savings Bank of San Diego, for the second floor space in the Pacific Building, now occupied by the Water Development and Purchasing Departments;

To J. D. and A. B. Spreckels Securities Company; for the space occupied by the City Auditor's office and City Treasurer's office in a portion of the Golden West Hotel;

To Geo. W. Hazard, for space occupied by the Council Chamber in second floor south annex to City Hall Building;

To Mary L. Fletcher and Earl S. Lovett, for space occupied by Civil Service Department in Fletcher-Lovett Building, (subject to option for use of said space for library purposes, in accordance with Document No. 304250 on file in the office of the City Clerk), was on motion of Councilman Crandall, adopted.

Communication from Director of Public Works, approved by the City Manager, reporting on the petition of Eva M. Coburn for refund of the amount paid for a water meter for Lots 31 and 32, Block 83, Law Street; and stating that the city did not make refunds on the purchase of water meters because after purchase the meter becomes attached to the property, was presented and read.

RESOLUTION NO. 68657, recorded in Book 61 of Resolutions, denying the petition of Eva M. Coburn for refund of \$18.00 paid for the installation of a water meter, was on motion of Councilman Housh, adopted.

Petition of San Diego Unified School District for closing Haines Street between Emerald and Diamond Streets, was presented; together with recommendation of denial from City Planning Commission and City Engineer.

RESOLUTION NO. 68658, recorded in Book 61 of Resolutions, denying the petition of San Diego Unified School District for closing Haines Street, between Emerald Street and Diamond Street, was on motion of Councilman Housh, adopted.

Petition of John G. Krieger for the establishing of the grade of the Alley in Block 7, La Jolla Strand, was presented; together with report from City Engineer, stating that the grade had been established by Ordinance No. 10443, March 26, 1926, was on motion of Councilman Wansley, the petition was ordered filed.

Petition of Ocean Beach Co-ordinating Council for permission to install Xmas decorations, etc, was presented; together with recommendation of approval from Chief of Police and City Manager.

RESOLUTION NO. 68659, recorded in Book 61 of Resolutions, granting permission to Ocean Beach Co-ordinating Council to close temporarily Newport Avenue, between Bacon Street and Sunset Cliffs Boulevard; also, Cable Street between Santa Monica Avenue and Niagara Street; or portions of said streets, on December 21st, 1938, from about 7:00 to 9:30 P.M. for the purpose of holding a Christmas celebration, was on motion of Councilman Crandall, adopted.

Petition of Hurlburt, Frank & Slaughter, Inc. for setback suspension on Juan Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68660, recorded in Book 61 of Resolutions, granting permission to Hurlburt, Frank & Slaughter to erect a house and garage not closer to the property line on Juan Street than nineteen and one-half feet, on the northeasterly half of Lots E and F, arbitrary subdivision of Block 536, Old San Diego; and suspending the provisions of setback ordinance No. 12321, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Samuel Rose for zone variance at Whitman & Witherby Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68661, recorded in Book 61 of Resolutions, granting permission to Samuel Rose to erect a single family residence in Zone R-1, on the northeast fifty feet of the southeast sixty feet of Lot 3, Block 549, Old San Diego; and suspending the provisions of Ordinance No. 12990, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Samuel Rose for setback suspension at Whitman and Witherby Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68662, recorded in Book 61 of Resolutions, granting permission to Samuel Rose to erect a single family residence not closer to the property line on Witherby Street than five feet on the northeast fifty feet of the southeast sixty

feet of Lot 3, Block 549, Old San Diego; and suspending the provisions of setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Frederick Ayres for Setback suspension on 4th Avenue between Olive Street and Palm Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68663, recorded in Book 61 of Resolutions, granting permission to Frederick O. Ayres to erect a clinic not closer to the property line on Fourth Avenue than ten feet on Lot E, Block 327, Horton's Addition; and suspending the provisions of Ordinance No. 12321, insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Lewis E. Shaver for a refund on his license as a Second Hand Automobile Dealer at 702 West Market Street, was presented and on motion of Councilman Wansley, referred to the City Attorney.

Petition of Jackson M. Reed for a dance license to operate at 3919 Fifth Avenue, was presented; together with recommendation of approval from Director of Social Welfare, Chief of Police and City Manager.

RESOLUTION NO. 68664, recorded in Book 61 of Resolutions, granting the application for license to conduct public dance on premises where intoxicating liquor is sold at 3919 Fifth Avenue, filed by Jackson M. Reed, under the provisions of Ordinance No. 581, new series, as amended; with the understanding that the side entrance to the place of business would be closed and that the alley-way be closed to patrons and the rear door to be used as a fire and service entrance and exit only, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68665, recorded in Book 61 of Resolutions, granting a license to Jackson M. Reed to conduct a floor show under the provisions of Ordinance No. 507, new series, at 3919 Fifth Avenue, in connection with a dine and dance establishment, the alley way to be closed to patrons and the rear door to be used as a fire and service entrance and exit, only, was on motion of Councilman Wansley, adopted.

Communication from Civic Center Building Committee recommending payment of certain items from the Civic Center Completion Fund, was presented and read.

RESOLUTION NO. 68666, recorded in Book 61 of Resolutions, adopting the recommendation of the Building Committee of the joint Administration Building on the Civic Center that the sum of \$1000.00 be expended for the following purposes in connection with the completion of said building, to-wit:

Lettering Corridor Doors,	\$200.00
Directory Boards,	560.00
Key Cabinet,	240.00

and determining that the City shall pay one-half of said amount of \$1000.00 and the County of San Diego shall pay one-half thereof, out of the San Diego Civic Center Completion construction fund, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68667, recorded in Book 61 of Resolutions, referring to the Traffic Commission the matter of controlling and regulating traffic on Pacific Highway, at the Civic Center Administration Building, with the request that said report be returned next week, was on motion of Councilman Housh, adopted.

ORDINANCE NO. 1502, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 out of the Street Improvement Fund for the purpose of purchasing material and hiring labor for the repair of streets, bridges and culverts in said City, was on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from City Manager relative to installation of another wig wag at Rosecrans Street and the Santa Fe Railway right of way, was withdrawn by the Manager without presenting same to the Council.

ORDINANCE NO. 1503, recorded in Book 47 of Ordinances, regulating traffic on Prospect Street Adjacent to Fay Street; and providing a penalty for the violation hereof, was on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

At this time Mayor Benbough was excused from the meeting and Vice Mayor Siebert took the chair.

On motion of Councilman Housh a hearing was set for the hour of 10:00 o'clock A.M., Tuesday, December 27th, 1938 on the proposed Ordinance rezoning of a portion of Redland Gardens Extension and vicinity,.

Communication from Fred W. Siewert relative to condition of streets in vicinity of 34th and Florence Streets, was on motion of Councilman Housh, referred to the City Manager for action.

Communication from City Attorney transmitting report of Walter W. Cooper on electric rates effective as of January 1, 1939, was presented and on motion ordered filed.

At this time Mayor Benbough returned and took his seat.

Communication from City Attorney relative to redlight abatement statute, was presented and on motion of Councilman Crandall, ordered filed.

Communication from City Manager recommending installation of additional lights on the Mission Bay Bridge, was presented and read.

RESOLUTION NO. 68668, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install three 400 c.p. overhead street lights, spaced uniformly along the 1400 foot Mission Bay Bridge, was on motion of Councilman Crandall, adopted.

Communication from Harbor Department relative to proposed state building on the tidelands, was read and on motion of Councilman Housh, ordered filed.

Communication from City Auditor reporting on claim of Narcissa Montijo and recommending denial of same, was presented and read.

RESOLUTION NO. 68669, recorded in Book 61 of Resolutions, denying the claim of Narcissa Montijo, filed on November 18th, 1938, against the City of San Diego, in the amount of \$6,166.85, alleged to be due on account of personal injuries and expenses incident thereto; claimant stating that she was struck by a motorcycle operated by a police officer, was on motion of Councilman Housh, adopted.

Communication from City Auditor reporting on the claims of Inter-Insurance Exchange of the Automobile Club of Southern California in the amount of \$100.00; and Enos T. Pettit and Nolia E. Pettit, in the amount of \$50.00; and recommending payment of same, was presented and read.

ORDINANCE NO. 1504, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$100.00 from the Unappropriated Balance Fund in full settlement of the claim of Inter-Insurance Exchange of the Automobile Club of Southern California, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1505, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$50.00 from the Unappropriated Balance fund in full settlement of the claim of Enos T. Pettit and Nolia E. Pettit, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from San Diego Lodge No. 168, B.P.O. Elks thanking the Council for the splendid cooperation that was given by the various city departments and officials incident to the Ninth Annual Charity Football game, was presented, read and on motion of Councilman Crandall, ordered filed.

Communication from Senator Ed. Fletcher relative to desired legislation by the City during the coming session of the Legislature, was presented and read.

On motion of Councilman Crandall the matter was referred to the City Attorney and City Manager to take all steps possible to forward the passage of the automobile parking bill,

Communication from the Assistant Administrator of the Works Progress Administration, acknowledging receipt of Council resolutions concerning reductions in the amount of W.P.A. employment, was read and on motion of Councilman Wansley, ordered filed.

Communication from D. D. McArthur relative to the smallness of the storm drain at Sigsbee and Kearny, was read and on motion of Councilman Wansley, referred to the City Manager.

Communication from C. Leon de Aryan relative to information he furnished regarding vice conditions, was presented and on motion of Councilman Wansley, ordered filed. Mayor Benbough voted Nay.

Communication from City Engineer regarding the cost of improving the west half of Euclid Avenue in front of the property of Mr. Smith and stating that said cost amounted to \$2650.00, was presented and read.

RESOLUTION NO. 68670, recorded in Book 61 of Resolutions, authorizing and directing the interested City Departments to proceed with grading, paving, sidewalking, curbing and the installation of two water services on the west half of Euclid Avenue, north of El Cajon Boulevard, at an estimated cost of \$2650.00, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68671, recorded in Book 61 of Resolutions, authorizing the City Manager to make available the sum of \$25.00, to provide for Christmas decorations near the intersection of Van Dyke and University Avenues, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68672, recorded in Book 61 of Resolutions, referring to the City Attorney the matter of unpaid taxes of approximately \$1400.00 against property in La Binda Park purchased by the City for a recreation center, was on motion of Councilman Housh, adopted.


RESOLUTION NO. 68673, recorded in Book 61 of Resolutions, authorizing the City Manager to expend not to exceed \$4000.00 to provide for moving expenses and incidental expenses, in transferring property of various City offices to the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68674, recorded in Book 61 of Resolutions, authorizing the City Attorney, City Manager and such other persons as they may designate, to travel to San Francisco, at the City's expense, regarding an extension of time on the Police Headquarters and Jail construction contract, was presented and on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

RESOLUTION NO. 68675, recorded in Book 61 of Resolutions, declaring that it was the sense of the Council that, providing the pension rights and employment status of present City employees now engaged in City Hall maintenance are protected; and providing a proper legal contract can be agreed upon; the Council was agreeable to the proposition that the County should operate the joint facilities of the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68676, recorded in Book 61 of Resolutions, appointing Councilman John S. Siebert, City Manager R. W. Flack and City Attorney D.L. Ault as a committee to negotiate with the County Board of Supervisors on the matter of maintenance of the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, December 27th, 1938.

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 Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---None.

On motion of Councilman Wansley the minutes of the regular meeting of Tuesday, December 20th, 1938, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the Engineer's report on the estimated cost of paving the Alley in Block 146, University Heights, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Fish, the proceedings was referred to the City Attorney for preparation of the necessary papers.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance rezoning a portion of Redland Gardens Extension, 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, ORDINANCE NO. 1506, new series, recorded in Book 47 of Ordinances, incorporating Redland Gardens Extension and vicinity, into R-1 and RC zones, as defined by Ordinance No. 8924; and partially repealing ordinance No. 13559 in so far as the same conflicts herewith, was on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION OF INTENTION NO. 68677, recorded in Book 61 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68678, recorded in Book 61 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 2, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68679, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving the Alley in Block 4, Wilshire Place, was presented and on motion of Councilman Stannard, adopted.

Communication from Harbor Commission transmitting form of resolution ratifying a tideland lease with Shell Oil Company, and recommending adoption of same, was presented and filed.

RESOLUTION NO. 68680, recorded in Book 61 of Resolutions, ratifying, confirming and approving a tideland lease with Shell Oil Company, was presented and on motion of Councilman Stannard, adopted.

Communication from Henry Eyerman relative to safety devices at railroad crossings, was presented, read and on motion of Councilman Crandall, referred to the City Manager.

Communication from Loma Portal, P.T.A. thanking the Council for action taken regarding a playground director, was read and on motion of Councilman Wansley, ordered filed.

Communication from San Diego Junior Chamber of Commerce thanking the Council for its cooperation in connection with the Christmas Party staged in the Stadium, was read and on motion of Councilman Wansley, ordered filed.

Communication from W.P.A. Historical Records Survey regarding storage of records in the Administration Building of the Civic Center, was presented, read and on motion Referred to the City Manager and City Clerk.

Communication from San Diego Electric Railway Company requesting changes in locations of Bus loading zones, was presented, read and on motion of Councilman Wansley, referred to the Traffic Commission.

Communication from Commandant of the 11th Naval District requesting information as to whether or not the City of San Diego would accept a revocable permit for an indeterminate period covering the repair and maintenance of the 16" water main from Kettner Boulevard and F Street, west to Pacific Highway, and thence south on Pacific Highway to the meter which would be located near the bulkhead at Pacific Highway near the Ferry Slip, was presented, read and on motion of Councilman Siebert referred to the City Manager and City Attorney.

Communication from Charles L. Hoskins, contractor for the completion of the Administration Building of the Civic Center, objecting to the holding of a public reception in the building prior to the final release of said building to the City, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from Mrs. E. McCormick requesting the removal of the dog pound from its present location, was presented, read and on motion of Councilman Wansley, referred to the Budget Box.

Communication from Mrs. Lucy B. Long relative to her unlawful incarceration at the County Farm at Santee, California, was presented and on motion of Councilman Wansley, ordered filed.

Communication from C. Leon de Aryan relative to the Civic Center and soot from oil burning vessels, etc., was presented and on motion of Councilman Housh, ordered filed.

RESOLUTION NO. 68681, recorded in Book 61 of Resolutions, declaring that it was the opinion of the City Council that only tobaccos, periodicals, candy and gum should be sold in the Civic Center Building lobby concession; and that no food or drinks; no dice shaking, punch boards, or similar activities should be allowed, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68682, recorded in Book 61 of Resolutions, repealing resolution No. 68650, adopted December 20th, 1938, regarding the termination of services of H. E. Moore, as Chief Inspector and Supervisor of Construction of the Civic Center Administration Building, and Superintendent of Landscaping of the grounds adjacent thereto; was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68683, recorded in Book 61 of Resolutions, requesting the City Attorney to draft a resolution similar to No. 68650, now repealed; with the last paragraph eliminated; said resolution concerns the termination of services of H. E. Moore at the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68684, recorded in Book 61 of Resolutions, referring to the City Manager the matter of storing or rehabilitation of pictures of the Presidents of the United States, was on motion of Councilman Stannard, adopted.

RESOLUTION NO. 68685, recorded in Book 61 of Resolutions, referring to the City Manager the matter of preservation of the flag raised at the Civic Center Building on December 24th, 1938, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68686, recorded in Book 61 of Resolutions, authorizing the City Auditor and Comptroller to accept the sum of \$15.00 in full payment and settlement of the damage to city property arising out of a collision between a City-owned automobile and an automobile driven by Herbert W. McGuire, which collision occurred on the 11th day of December, 1938, at Ebers and Green Streets, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68687, recorded in Book 61 of Resolutions, authorizing the City Auditor and Comptroller to accept the sum of \$26.00 in full payment and settlement of the damage to city property arising out of a collision between a city-owned motorcycle and an automobile driven by H. L. Ferguson, which collision occurred on the 9th day of December, 1938, at Sixth and Quince Streets, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68688, declaring that the services of H. E. Moore, as Chief Inspector and Supervisor of Construction of the Joint Administration Building on the Civic Center, and Superintendent of Landscaping of the grounds thereof, shall terminate on the 31st day of December, 1938, insofar as the City of San Diego is concerned; and conveying to said H. E. Moore the appreciation of the City Council of the conscientious, able and efficient manner in which he has at all times discharged the duties and responsibilities of his said employment, was presented, read and on motion adopted.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

By

Handwritten signature of J. M. Ashley
Deputy.

Handwritten signature of Mayor of the City of San Diego
Mayor of the City of San Diego,
California.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, January 3rd, 1939.

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 Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk-----J. M. Ashley.

Absent---Councilmen Crandall and Siebert.

On motion of Councilman Fish the minutes of the regular meeting of Tuesday, December 27th, 1938, were approved without reading.

At this time Councilman Siebert entered and took his seat.

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 DWIGHT STREET, under resolution of intention No. 68042, the Clerk reported that he had received a written appeal from E. M. Newlin, which appeal 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. 68689, recorded in Book 61 of Resolutions, overruling and denying the appeal of E. M. Newlin and all other appeals; and confirming the Engineer's assessment for said work, was on motion of Councilman Wansley, 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 SORIA DRIVE, under Resolution of Intention No. 67896, the Clerk reported that he had received written appeals from J. A. Dennison and A. H. Morrison, which appeals were presented and read.

WHEREUPON, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 68690, recorded in Book 61 of Resolutions, overruling and denying the appeals of J. A. Dennison and A. H. Morrison and all other appeals; and confirming the Engineer's assessment for said work, was on motion of Councilman Wansley, adopted.

Petition of Isadore Teacher for an auction sale permit, was presented and read.

RESOLUTION NO. 68691, recorded in Book 61 of Resolutions, referring to the City Manager with power to act, the petition of Isadore Teacher, d.b.a. Pacific Jewelry & Naval Outfitting Company, for permission to conduct an auction sale of Jewelry at 939 Fourth Avenue, starting January 14th, 1939, and continuing for a period of thirty days, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68692, recorded in Book 61 of Resolutions, determining that the proposed assessment for the improvement of the Alley in Block 146, University Heights would 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 furnish plans for said work, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of Griffith Company for paving Guy Street, was read and filed.

RESOLUTION OF AWARD NO. 68693, recorded in Book 61 of Resolutions, awarding to Griffith Company the contract for paving Guy Street, under Resolution of Intention No. 68392, was on motion of Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 68694, recorded in Book 61 of Resolutions, for paving the Alley in Block 148, University Heights, under resolution of intention No. 68519, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68695, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving the Alley in Block 148, University Heights, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68696, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving the Alley in Block 148, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68697, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 2, was presented and on motion of Councilman Wansley, adopted.

Communication from Harbor Commission transmitting form of resolution terminating the tideland lease with H. M. Goldman, and recommending adoption of same, was on motion ordered filed.

RESOLUTION NO. 68698, recorded in Book 61 of Resolutions, authorizing the termination of a certain tideland lease between the City of San Diego and H. M. Goldman, dated January 15, 1931, on file in the office of the City Clerk under Document No. 267089, was on motion of Councilman Housh, adopted.

Communication from Harbor Commission transmitting form of resolution authorizing a tideland lease with Sunset Oil Company; and recommending adoption of same, was on motion ordered filed.

RESOLUTION NO. 68699, recorded in Book 61 of Resolutions, ratifying, confirming and approving a tideland lease with Sunset Oil Company for a period of five years, beginning, January 1st, 1939, was on motion of Councilman Wansley, adopted.

Petition of Sunifornia Candy Company for a loading zone at 629--8th Avenue, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 68700, recorded in Book 61 of Resolutions, authorizing the Director of Public Works to paint a red setback zone of three feet on the south end of a driveway at 629--8th Avenue; and establishing a loading and unloading zone of nine feet at 629--8th Avenue, just south of the setback zone mentioned above, was on motion of Councilman Housh, adopted.

Petition of Bertha A. Alexander for a loading zone on the south side of E Street, west of 10th Avenue, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 68701, recorded in Book 61 of Resolutions, establishing a loading and unloading zone of eighteen feet on the south side of E Street, midway between 9th and 10th Avenues, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68702, recorded in Book 61 of Resolutions, authorizing the Director of Public Works to paint a red setback zone of five feet on the east side of Sixth Avenue, south of the first driveway north of B Street; and establishing a loading zone of nine feet on the east side of Sixth Avenue, just south of the setback zone mentioned above, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68703, recorded in Book 61 of Resolutions, abolishing the loading and unloading zone formerly used by the American Railway Express Company, and others at 1210 Third Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68704, recorded in Book 61 of Resolutions, accepting the deed of V. R. Shelley and Sara Shelley for right of way for sewer purposes, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68705, recorded in Book 61 of Resolutions, requesting the Federal Emergency Administration of Public Works to grant an extension of time for the completion of Federal Works Project Calif. 1596-F, was presented, read and on motion of Councilman Wansley, adopted. Mayor Benbough Voted Nay.

Petition of The Emerson P.T.A. requesting installation of lights at Mountain View Park, was presented and on motion of Councilman Wansley, referred to the City Manager.

Petition of Residents protesting against noise coming from certain business at 6th and University Avenues, was presented and on motion of Councilman Wansley, referred to the Planning Commission for report.

Petition of Layman Lightfoot for special curb cutting permit, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 68706, recorded in Book 61 of Resolutions, granting permission to Layman Lightfoot to break the curbing and install driveways at intervals for a total of ninety feet, to accomodate a number of garages on the north side of Adams Avenue, near Arizona Street, was on motion of Councilman Wansley, adopted.

Petition of Bertha Alexander, et al for fifteen minute parking limit on the south side of E Street, between 9th and 10th Avenues, was presented; together with recommendation of denial from Traffic Commission.

RESOLUTION NO. 68707, recorded in Book 61 of Resolutions, denying the petition of Bertha Alexander, et al for fifteen minute parking limit on the south side of E Street, between 9th and 10th Avenues, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68708, recorded in Book 61 of Resolutions, referring to Councilman Bruce R. Stannard, the matter regarding coin-operated musical instruments to work with the City Manager and the City Attorney for the purpose of preparing an ordinance regulating and licensing musical instruments, for action at next Tuesday's Council meeting, was on motion of Councilman Housh, adopted.

Application of S. D. Electric Railway Company requesting changes in locations of certain bus loading zones, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 68709, recorded in Book 61 of Resolutions, granting in its entirety the application of the San Diego Electric Railway Company for changing locations of Bus Loading Zones and removing a number of street car loading zone markers; and authorizing and directing the City Attorney to prepare the necessary papers to effect the changes requested, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68710, recorded in Book 61 of Resolutions, requesting the City Manager to contact officials of the San Diego Electric Railway Company in an attempt to secure added transportation service to the Civic Center Building, was presented and on motion of Councilman Wansley, adopted.

Communication from Traffic Commission recommending establishing a "No Parking" zone at 16th & C Streets, was presented and read.

RESOLUTION NO. 68711, recorded in Book 61 of Resolutions, referring to the City Attorney the communication from Traffic Commission recommending a No Parking zone on the south side of C Street, east of 16th Street, for preparation of the necessary resolution or ordinance, was on motion of Councilman Wansley, adopted.

Communication from W.P. A. Administrator relative to curtailment of projects and dismissal of workers, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from Railroad Commission acknowledging receipt of Council resolution relative to crossing at Rosecrans Street, and stating that the matter would be considered at its next meeting, was read and on motion of Councilman Wansley, ordered tabled until January 10th, 1939.

Communication from Traffic Commission relative to traffic regulations at the Civic Center, was read and on motion of Councilman Wansley, referred to the City Manager.

Communication from Traffic Commission recommending establishing additional "No Left Turn" signs at 7th and C Streets and 4th and C Streets, was read and on motion of Councilman Wansley, referred to the City Manager for recommendation.

Communication from H. E. Moore reporting on the completion of the work under the M. J. Fielding Electric contract, was read and on motion of Councilman Wansley, ordered filed.

Communication from Associated Architects reporting that the work under the M. J. Fielding contract had been completed and recommending acceptance of the work, was read and on motion of Councilman Housh, ordered filed.

RESOLUTION NO. 68712, recorded in Book 61 of Resolutions, accepting the materials furnished and work performed in furnishing and installing complete the electrical fixtures in the San Diego City and County Administration Building, Civic Center, San Diego, California, by Fielding Electric, the contractor under said contract, was on motion of Councilman Wansley, adopted.

Communication from H. E. Moore reporting on the completion of the work under the O.B. McClintock Company contract, was read and on motion of Councilman Wansley, ordered filed.

Communication from Associated Architects reporting that the work under the O. B. McClintock Company had been completed and recommending acceptance of the work, was read and on motion of Councilman Wansley, ordered filed.

RESOLUTION NO. 68713, recorded in Book 61 of Resolutions, accepting the materials furnished and work performed in furnishing and installing the burglar alarm systems in the San Diego City and County Administration Building, by O. B. McClintock Company, the contractor under said contract, subject, however, to the performance by said contractor of the installation of that portion of the Burglar alarm equipment which is to be attached to the counters and fixtures in the County Treasurer's office, whenever said contractor is required and permitted so to do, and that the sum of \$100.00 be withheld from the final payment due to the contractor until said work is satisfactorily performed, was presented and on motion of Councilman Wansley, adopted.

Communication from Associated Architects requesting acceptance of work under their contract, was presented, read and on motion of Councilman Wansley, referred to the City Attorney for preparation of the necessary resolution.

Communication from City Manager relative to complaint regarding an old building at Girard and Prospect Streets, and reported that said building was being removed, was read and on motion of Councilman Housh, ordered filed.

Notice of intention to submit a petition to recall the Common Council of the City of San Diego, was presented at this time.

Communication from C. Leon de Aryan demanding enforcement of the law relative to vice conditions, was presented and on motion of Councilman Wansley, ordered filed.

Communication from W. E. Roberts, temporary building and grounds superintendent, Civic Center Administration Building, calling attention to the fact that there was great need for the employment of a building Engineer, was read and on motion of Councilman Fish, referred to the City Manager.

Communication from R. W. Harding relative to sound proofing dog pounds, etc, was presented and on motion of Councilman Fish, referred to the City Manager for an estimate of the cost of such work.

Communication from Civic Center Building Committee recommending the finishing of the ground floor as far as the completion construction fund will permit, was presented and read.

RESOLUTION NO. 68714, recorded in Book 61 of Resolutions, referring to the City Attorney the communication from the Civic Center building committee recommending finishing the ground floor as far as the money in the completion construction fund will permit; with the request that he confer with the District Attorney and the Board of Supervisors and attempt to submit to arbitration (preferably with three judges as arbitrators) the matter of legal rights of the Civic Center Fund; the decision of the arbitrators to be accepted, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68715, recorded in Book 61 of Resolutions, authorizing the City Manager to enter into contracts for water bill collection at Sixth and Broadway, with the Bank of America; at Fifth and Market, with the Bank of America; at 30th and University, with the First National Bank; and at Sampson and Logan, with the Bank of America, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68716, recorded in Book 61 of resolutions, referring to the City Manager the matter of the County of San Diego and the City of San Diego participating in the expense of oiling streets adjoining the Civic Center Building, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68717, recorded in Book 61 of Resolutions, authorizing Councilman Bruce R. Stannard to go to Sacramento at the City's expense to attend the Streets and Highways Committee of the League of California Municipalities meeting on January 7th; regarding the endorsement of a bill concerning the prima facie responsibility of registered owners of cars parked in violation of local ordinances; and to attempt to secure the passage of said bill, was on motion of Councilman Housh, adopted.

Communication from City Attorney transmitting a claim of Messrs. Albert J. Lee and Richmond Jackson for legal services rendered in the cases of Burdick, et al. v. City of San Diego, and Harper v. City of San Diego, and requesting that the Council confer with him on the question of reasonable value of services, was read and on motion of Councilman Wansley the claim was placed on the table and the City Attorney advised that the Council would meet with him in conference at his convenience.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, January 10th, 1939.

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 Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.
Absent---Councilman Siebert.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, January 3rd, 1939 were approved without reading.

At this time Mayor Benbough was excused from the meeting and by unanimous consent of the members of the Council, present, Councilman Stannard took the chair.

RESOLUTION OF INTENTION NO. 68718, recorded in Book 61 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 3, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68719, recorded in Book 61 of Resolutions, adopting the plans and specifications, and approving the plat of the assessment district, for paving and otherwise improving the Alley in Block B, Sterlingworth, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68720, recorded in Book 61 of Resolutions, for paving and otherwise improving The Alley in Block B, Sterlingworth, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68721, recorded in Book 61 of Resolutions, directing the City Engineer to furnish plans for paving the north and south alley in Block 113, University Heights, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68722, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a report on the estimated cost for paving the Alleys in Block 111, University Heights, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68723, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a report on the estimated cost for paving the Alley in Block 143, University Heights, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68724, recorded in Book 61 of Resolutions, amending Resolution No. 67722, so as to provide for faithful performance bonds for water bill collectors at 6th and Broadway, 30th and University and 5th and E and Sampson and Logan Avenues, was on motion of Councilman Housh, adopted.

At this time Vice Mayor Siebert entered and took the chair as presiding officer.

RESOLUTION NO. 68725, recorded in Book 61 of Resolutions, authorizing and directing the City Manager to execute and serve notice upon Mary L. Fletcher and Earl S. Lovett that the City of San Diego elects to exercise the option under that certain lease dated August 23, 1937, between Mary L. Fletcher and Earl S. Lovett, parties of the first part, and The City of San Diego, party of the second part, to take over the rooms and space formerly occupied by the Civil Service Department of said City in the Fletcher-Lovett Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68726, recorded in Book 61 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego with G. T. Drinkwater for a portion of Tract B, Rancho El Cajon, was on motion of Councilman Wansley, adopted.

Petition of Griffith Company, et al for changing the name of Yell Street to Valemont Street, was presented; together with recommendation of approval from City Engineer, City Planning Commission, Fire Chief, Police Chief and City Manager.

RESOLUTION NO. 68727, recorded in Book 61 of Resolutions, authorizing the City Attorney to draft an ordinance changing the name of Yell Street in Roseville Heights to VALEMONT STREET, was on motion of Councilman Crandall, adopted.

Petition of Ingegard Leijonflycht, for a yard variance permit on Inez Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68728, recorded in Book 61 of Resolutions, granting permission to Ingegard Leijonflycht to erect and operate a single family dwelling and garage in Zone R-1, with a rear yard of fourteen feet on Lot 40, Block 12, Roseville Heights; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of E. A. Sutton for a zone variance in Encanto for the purpose of erecting 7 residences in Zone R-1, was presented; together with report from City Planning Commission recommending approval, providing the owner grant an easement of 10 feet to widen both Detroit Avenue and 61st Street through the property, and that the Planning Commission pass upon the appearance of all buildings.

RESOLUTION NO. 68729, recorded in Book 61 of Resolutions, granting permission to E. A. Sutton to erect and operate four residences in Zone R-1 on the east half of Lot 11, Cave and McHatton subdivision, each of the lots to contain more than the minimum area required by ordinance, and to abut upon a paved street and the houses to cost not less than \$1000.00 each; upon the conditions that the owner grant an easement of ten feet to widen both Detroit Avenue and 61st Street through the property, and that the Planning Commission shall have architectural control of all buildings, was on motion of Councilman Housh, adopted.

At this time the Mayor entered and took his seat.

Communication from City Auditor transmitting form of an ordinance appropriating \$2.38 for the relief and benefit of certain persons, was presented, read and filed.

ORDINANCE NO. 1507, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$2.38 out of the Duplicate Payments Refundable Account for the relief and benefit of certain persons, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

At this time a delegation from Ocean Beach and Mission Beach appeared before the Council relative to extending the Mission Beach Seawall.

A Communication from the Director of Public Works suggesting that the Council proceed with the preparation of an assessment district for the construction of a seawall from the southern end of the existing Mission Beach Seawall to the north end of the Mission Beach bridge; the alignment and design of said seawall to be determined by the City Engineer, was presented and read.

RESOLUTION NO. 68730, recorded in Book 61 of Resolutions, requesting the City Manager to bring in a recommendation for temporary protection of property at Mission Beach, until such time as a permanent work can be done; also, an estimate of the cost involved, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68731, recorded in Book 61 of Resolutions, directing the City Engineer to institute proceedings for debt limitation investigation, for construction of an additional seawall at Mission Beach, was on motion of Councilman Siebert, adopted.

Communication from Pacific Beach Coordinating Council requesting recreational facilities for Pacific Beach, was presented, read and on motion of Councilman Crandall, referred to the Budget Box.

Communication from Pacific Beach Coordinating Council requesting the Council to reconsider the petition for the closing of Haines Street, was presented and read.

RESOLUTION NO. 68732, recorded in Book 61 of Resolutions, referring to the Planning Commission the matter of closing Haines Street, as requested by the Board of Education; taking into consideration the possibility of retaining an easement for public utilities, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68733, recorded in Book 61 of Resolutions, requesting the City Auditor to keep a segregated account, to make possible a report on the cost to the City of recall proceedings, was on motion of Councilman Housh, adopted.

Communication from Workers Alliance of San Diego relative to curtailment of W.P.A. sewing project, was presented and read.

RESOLUTION NO. 68734, recorded in Book 61 of Resolutions, protesting the method used, in connection with the recent discharge of about two hundred women from the W.P.A. Sewing and Renovation project at San Diego; and asking that the people be reinstated at once, pending a survey being made as a basis for proper action, was on motion of Councilman Housh, adopted.

Resolution of Citizens School Committee requesting the Council to sponsor a charter amendment whereby the term of office for members of the Board of Education would be for a period of Six years instead of Four years, as at present, was read.

RESOLUTION NO. 68735, recorded in Book 61 of Resolutions, referring to the City Attorney Documents No. 311592 and No. 311626 from the Citizens' School

Committee, regarding a proposed Charter Amendment concerning the term of office for members of the Board of Education, to take all proper and necessary steps to expedite, so that the proposition may appear on the ballot at the March Primary election, was on motion of Councilman Wansley, adopted.

On further motion of Councilman Wansley, a hearing was set on the matter for the hour of 10:00 o'clock A.M., Tuesday, January 17th, 1939.

On motion of Councilman Wansley a recess was taken until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:
Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley.
Absent---None.

On motion of Councilman Wansley a hearing was set for the hour of 10:00 o'clock A.M., January 17th, 1939 for the purpose of considering the proposed Ordinance regulating mechanical musical instruments and providing for the licensing and fixing of the license fees therefor.

Communication from City Attorney transmitting form of resolution approving proposed Tax Refund Legislation was presented, read and filed.

RESOLUTION NO. 68736, recorded in Book 61 of Resolutions, approving, sponsoring and endorsing the proposed legislation as prepared and submitted by the District Attorney of San Diego County and the City Attorney of The City of San Diego, respectively, to the Board of Supervisors and to this Council, which legislation seeks to validate, ratify and legalize immediately past tax levies in this state and to prohibit the use of Sections 3804 and 3804a of the Political Code of the State for tax refunds and cancellations based upon alleged errors in budget making and rate fixing, which affect tax levies in their entirety, was presented, read and on motion of Councilman Wansley, adopted.

On motion a hearing was set for the hour of 10:00 o'clock A.M., January 24th, 1939 for the purpose of considering a proposed ordinance regulating the sale of Sand, Rock and Gravel.

On motion a hearing was set for the hour of 11:00 o'clock A.M., January 24th, 1939 for the purpose of considering a proposed ordinance relating to and providing for the licensing and regulating of Auctioneers and amending Section 29 of Ordinance No. 915, adopted May 26, 1936.

RESOLUTION NO. 68737, recorded in Book 61 of Resolutions, referring to the City Attorney the matter of the auctioneer's license of Lewis S. Hart to issue an Order to Show Cause as to why said license should not be revoked, was on motion of Councilman Wansley, adopted.

Communication from Railroad Commission of the State of California acknowledging receipt of Council resolution relative to the Crossing at Rosecrans Street, was read and on motion of Councilman Housh, tabled for one week.

Communication from Walter Bellon requesting the City to abate the mosquito nuisance in Mission Hills and North San Diego, was read and on motion of Councilman Fish, tabled until the first meeting in March, 1939.

Communication from City Attorney relative to dividing the Civic Center Administration Building construction fund, was read and on motion of Councilman Fish, tabled for one week.

Communication from Reg Stalmer relative to the building restriction on property at 6th and University Avenues, was read and on motion of Councilman Fish, referred to the Planning Commission.

Communication from City Attorney recommending the submission of a charter amendment at the Spring election in order to clarify the section regarding the filing of claims against the City of San Diego, was read and filed.

RESOLUTION NO. 68738, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare the necessary papers to submit to the electors a proposition to amend the City Charter, to clarify Section 110 regarding the time for bringing suits against the City in connection with claims, and to remove any uncertainty or ambiguity in the wording of said Section, was on motion of Councilman Wansley, adopted.

Communication from City Manager transmitting request of Senator Ed. Fletcher for the setting aside of the sum of \$300.00 from the Advertising and Publicity Fund of San Diego to aid in defraying expenses in connection with the Broadway of America meeting to be held in San Diego next June, was presented and read.

RESOLUTION NO. 68739, recorded in Book 61 of Resolutions, authorizing the interested City Departments to allocate the sum of \$300.00 from the Advertising and Publicity Fund of San Diego for proper uses in connection with the Broadway of America Convention to be held in San Diego next June, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68740, recorded in Book 61 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$451.77 and being for the period from December 5th to January 5th, inc., 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68741, recorded in Book 61 of Resolutions, authorizing the drawing of a requisition for the sum of \$25.00 on the Advertising and Publicity Fund of the City of San Diego for expenses of the San Diego County Badminton Association, in connection with a tournament to be held in the Municipal Gymnasium on January 27th, 28th and 29th, 1939, was on motion of Councilman Wansley, adopted.

Communication from Progressive Civic Association relative to refinancing the San Dieguito Water System purchase, was read and on motion of Councilman Housh, ordered filed; and a copy sent to the San Diego Junior Chamber of Commerce.

At this time a majority of the members of the Council signed the bond of Fred M. Lockwood as Purchasing Agent; and a contract for La Jolla Lighting District No. 1.

Communication from Senator Ed. Fletcher relative to proposed amendment to the Municipal Court Act of the State of California, as suggested and recommended by the Judges of the Municipal Court of San Diego, was presented, read and on motion of Councilman Crandall, referred to the City Attorney for a report on the present cost and the cost under the proposed setup,

RESOLUTION NO. 68742, recorded in Book 61 of Resolutions, authorizing the expenditure of \$400.00 for a pamphlet advertising La Jolla, sponsored by the La Jolla Associates; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Crandall, adopted. Councilmen Stannard and Siebert voted Nay.

Communication from Al Flowers soliciting a one page ad in the San Diego Tourist & Hotel Greeters Guide, was presented and read.

RESOLUTION NO. 68743, recorded in Book 61 of Resolutions, authorizing the expenditure of \$90.00 for advertisements in the San Diego Tourist and Greeters Guide over a period of three months, beginning with the March issue; and authorizing the drawing of requisitions on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Fish, adopted. Councilman Wansley voted Nay.

Communication from City Clerk relative to establishing an Archives Library in the Civic Center Administration building and recommending that arrangements be made for the setting aside of the necessary space for said purpose, was read and filed.

RESOLUTION NO. 68744, recorded in Book 61 of Resolutions, referring to the City Manager the communication from the City Clerk relative to establishing an Archives Library for the purpose of making necessary arrangements with the Works Progress Administration, Historical Records Survey, was on motion of Councilman Fish, adopted.

Communication from City Engineer, approved by the City Manager, recommending that a street light be installed at 6th Avenue and Elm Street, was read and filed.

RESOLUTION NO. 68745, recorded in Book 61 of Resolutions, authorizing the installation of an overhead street light at the intersection of Sixth Avenue and Elm Street, subject to a satisfactory Supplementary Agreement with the Service Company, was on motion of Councilman Fish, adopted.

Communication from City Planning Commission recommending the granting of a permit to allow the manufacture of Ice Cream in Zone C at Adams Avenue and 32nd Street, was presented and read.

RESOLUTION NO. 68746, recorded in Book 61 of Resolutions, granting permission to O. A. Griffin to construct an ice cream manufacturing plant at the southeast corner of Adams Avenue and 32nd Street, in Zone C; and finding that the plant will not be more obnoxious or detrimental to the welfare of the particular community than uses enumerated under item 35 of Section 6, of Ordinance No. 8924, was on motion of Councilman Housh, adopted. Councilman Crandall voted Nay.

Communication from City Engineer recommending installation of various street lights, was presented and read.

RESOLUTION NO. 68747, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at Witherby and Aloha Place; Oak Crest Drive at 50th Street; East end of Bush Street east of Goldfinch Street; North end of 10th Avenue in Tract 1350, University Heights; On Mission Bay Bridge at Pole 2430; on Mission Bay Bridge at Pole 2336; and on Mission Bay Bridge at pole 2386, was on motion of Councilman Fish, adopted.

Communication from Purchasing Agent transmitting form of resolution authorizing the advertising for bids for 7650 feet of Lead Cable, and recommending adoption of same, was read and filed.

RESOLUTION NO. 68748, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the City of San Diego with 7650 feet of lead covered cable, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68749, recorded in Book 61 of Resolutions, repealing resolution No. 68672, adopted December 20th, 1938, regarding the matter of unpaid taxes on property in La Binda Park, was on motion of Councilman Housh, adopted.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY Fred W. Kirk
DEPUTY.

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

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, January 17th, 1939.

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 Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Wansley.

On motion of Councilman Fish the minutes of the regular meeting of Tuesday, January 10th, 1939 were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the matter relative to the request of the Citizens School Committee that a charter amendment be placed before the voters that would change the term of office of the members of the Board of Education, the Mayor announced that the Council would consider the matter at this time.

Mr. Douglas Young, Chairman of the Committee, and Mr. Arnold Klaus, appeared and Mr. Young spoke in favor of the amendment.

RESOLUTION NO. 68750, recorded in Book 61 of Resolutions, authorizing the City Attorney to proceed with the preparation of the necessary papers to place on the ballot at the Primary Election a proposed Charter amendment regarding the term of members of the Board of Education; as requested in Document No. 311626, was on motion of Councilman Sibert, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed discontinuance of public park land, as a portion of Torrey Pines Park, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Crandall, the matter was referred to the City Attorney for the preparation of the necessary papers to place the matter on the ballot.

RESOLUTION NO. 68751, recorded in Book 61 of Resolutions, authorizing the City Clerk to send a copy of Resolution of Intention No. 68625, proposing to discontinue the use of certain land as a portion of Torrey Pines Park to the proper Government officials; and authorizing the City Manager to send a letter, stating that the City will take no steps, pending the election, to dispossess the United States Agricultural Department experimental station, was on motion of Councilman Fish, adopted. Councilman Stannard voted Nay.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for the paving and otherwise improving of The Alley in Block 4, Wilshire Place, under Resolution of Intention No. 68044, the Clerk reported that a written appeal had been received from Robert L. Beegle, et ux, which appeal 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. 68752, recorded in Book 61 of Resolutions, overruling and denying said appeal, and all other appeals; and confirming the Engineer's assessment for said work, was on motion of Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed ordinance regulating mechanical musical instruments, 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, ORDINANCE NO. 1508, new series, recorded in Book 47 of Ordinances, regulating Mechanical Musical Instruments, providing for the licensing and fixing of the license fees therefor, and providing the penalty for the violation thereof, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

RESOLUTION NO. 68753, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 2, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68754, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 1, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68755, recorded in Book 61 of Resolutions, terminating the services of Chas. Hays, as Inspector on the San Diego City and County Administration Building on the Civic Center site, as of January 31st, 1939, was on motion of Councilman Siebert, adopted.

Communication from Progressive Civic Association of San Diego County requesting a hearing relative to the proposed bond issue for financing the San Diego Water system purchase, was presented and on motion of Councilman Housh, a hearing was set for the hour of 10:00 o'clock A.M., January 24th, 1939.

RESOLUTION NO. 68756, recorded in Book 61 of Resolutions, authorizing the City Manager to execute on behalf of The City of San Diego an Option to Purchase certain land in La Binda Park, was on motion of Councilman Housh, adopted.

On motion of Councilman Stannard, a Special Meeting of the Council was called for the hour of 10:00 o'clock A.M., Monday, January 23rd, 1939, for the purpose of taking up the proposed ordinance establishing a plan and system for jointly maintaining and operating the San Diego City and County Administration Building on the Civic Center Site; and any other business that may come before said meeting.

Petition of San Diego Unified School District for the closing of Haines Street, between Emerald and Diamond Streets, was presented; together with a report from the Planning Commission favoring said closing.

RESOLUTION NO. 68757, recorded in Book 61 of Resolutions, granting the petition of the San Diego Unified School District for closing Haines Street between Emerald and Diamond Streets; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, was on motion of Councilman Crandall, adopted.

Petition of residents protesting against the noise coming from a certain business at 6th and University Avenues was presented; together with report from City Planning Commission stating that the Commission found that there was no violation of the zoning and recommended filing the papers.

Thereupon, on motion of Councilman Fish, the papers were ordered filed.

RESOLUTION NO. 68758, recorded in Book 61 of Resolutions, authorizing the Civic Center Building Committee to incur an expense item of not to exceed \$50.00 for the purpose of installing bulletin boards in the lobby of the Civic Center Administration Building, was on motion of Councilman Crandall, adopted.

Petition of George C. M. Dickson for a yard variance permit on Hart Drive, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68759, recorded in Book 61 of Resolutions, granting permission to George C. M. Dickson to erect a single family residence in Zone R-1, on Lot 331, Talmadge Park #2, with a side yard of four feet on the northerly side of the lot only; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Residents for removal of the wood yard at Meade Avenue and the Alley east of 35th Street, operated by the County of San Diego, was presented, read and on motion of Councilman Fish, referred to the Board of Supervisors.

Petition of Residents protesting against the cultivation of vacant lots in Pacific Beach, was presented and read.

On motion of Councilman Housh, a hearing on the matter was set for the hour of 10:00 o'clock A.M., Tuesday, January 31st, 1939.

Petition of Louise C. Lorini for a zone variance on Palm Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68760, recorded in Book 61 of Resolutions, granting permission to Raffael Lorini and Louise C. Lorini to erect four residences on four lots in Zone R-1, on Lots E, F, G & H, Block 335, Horton's Addition; providing a setback of ten feet is kept on Palm Street, and a five foot setback is maintained along Front and Albacross Streets; and suspending the provisions of Ordinance No. 12987 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Starkey Investment Company for a yard variance permit at 4232 University Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68761, recorded in Book 61 of Resolutions, granting permission to Starkey Investment Company and to Mrs. J. M. Snell to convert a building at 4232 University Avenue into a hotel, with no side yard, with no rear yard, and with a lot coverage of 95 per cent, on the west 80 feet of Lots 25 and 26, Block 44, City Heights; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition for zone change covering blocks 368 and 369, Horton's Addition, was presented; together with recommendation from City Planning Commission that the City Attorney be instructed to prepare the necessary ordinance to change the property from R-1 to R-4 zone as requested.

RESOLUTION NO. 68762, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to draft the necessary ordinance to change the property in Blocks 368 and 369, Horton's Addition, from Zone R-1 to Zone R-4 as requested in Document No. 311682, was on motion of Councilman Crandall, adopted.

Petition of Jack R. Graves for setback suspension on Ibis Street south of Walnut Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68763, recorded in Book 61 of Resolutions, granting permission to Jack R. Graves to erect a residence to the property line on Ibis Street, on Lots 4, 5, and 6, Block 406, Subdivision of Pueblo Lot 1122; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

At this time Judge Edgar Luce appeared before the council and spoke in regards to the claim of Albert Lee and Richmond Jackson for legal fees in connection with the suit on the Police Headquarters buildings.

RESOLUTION NO. 68764, recorded in Book 61 of Resolutions, requesting the City Attorney to make a recommendation, to be submitted in time for next Tuesday's meeting, regarding the claim of Albert Lee and Richmond Jackson for legal fees in connection with suits regarding the construction of Police Headquarters, City Jail, etc., was on motion of Councilman Siebert adopted. Mayor Benbough voted Nay.

ORDINANCE NO. 1509, new series, recorded in Book 47 of Ordinances, authorizing the execution of a lease with Oliver Sexson of portions of Pueblo Lots 1322, 1323, 1326 and 1327 of the Pueblo Lands of the City of San Diego, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

ORDINANCE NO. 1510, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 from the Unappropriated Balance fund and transferring the same to "Salaries," City Attorney's Fund, for the purpose of providing funds for the temporary employment of an additional Clerk in the City prosecutor's office, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

ORDINANCE NO. 1511, new series, recorded in Book 47 of Ordinances, proclaiming a municipal primary election in the City of San Diego, California, was presented and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

ORDINANCE NO. 1512, new series, recorded in Book 47 of Ordinances, proclaiming a municipal primary election in that portion of the San Diego Unified School District lying outside the corporate limits of the City of San Diego, for the purpose of voting on the nomination of candidates for members of the Board of Education to be nominated at the Municipal Primary Election to be held in the City of San Diego on the 28th day of March, 1939, was presented and on motion of Councilman Crandall; placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

On motion of Councilman Fish the proposed ordinance providing for the registration of solicitors, peddlers, Hawkers and Salesmen, was placed on the table until the meeting of January 31st, 1939.

Communication from Railroad Commission acknowledging receipt of Council Resolution relative to the Rosecrans Street Crossing, was presented and on motion of Councilman Crandall, ordered filed.

Communication from City Attorney relative to dividing the Civic Center Construction Fund, was presented and on motion of Councilman Crandall, placed on the table for another week.

Communication from La Jolla Chamber of Commerce thanking the Council for the work done at the Cove under W.P.A., was presented, read and on motion of Councilman Crandall, ordered filed.

Communication from Mrs. Edna T. Charbonneau protesting the use of horses in the Police Department, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from La Jolla Associates thanking the Council for the appropriation of \$400.00 was read and on motion of Councilman Crandall, ordered filed.

Communication from Tom Harper relative to the mosquito nuisance in Mission Hills, was read and on motion of Councilman Crandall, ordered filed.

Communication from Mrs. H. J. Brow relative to the mosquito nuisance, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from Margaret E. Lawrence suggesting "slow" signs be painted on 32nd Street near Thorn Street, was presented, read and on motion of Councilman Housh, referred to the Traffic Commission.

Communication from Margaret E. Lawrence relative to pedestrian protection at the Civic Center, was presented, read and on motion of Councilman Housh, referred to the Traffic Commission.

Communication from City Auditor reporting on the claim of Lucian Thorpe and recommending the granting of same, was presented and read.

RESOLUTION NO. 68765, recorded in Book 61 of Resolutions, granting the claim of Lucian Thorpe filed on December 21st, 1938, against the City of San Diego in the amount of \$39.30, alleged to be due on account of property damage caused by the bursting of a 16" water main, was on motion of Councilman Siebert, adopted.

ORDINANCE NO. 1513, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$39.30 from the Unappropriated Balance fund of the City of San Diego in full settlement of the claim of Lucian Thorpe, was presented, read and on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

Communication from City Auditor reporting on the claim of Mrs. O. B. Buckley and recommending the granting of same, was presented and read.

RESOLUTION NO. 68766, recorded in Book 61 of Resolutions, granting the claim of Mrs. O. B. Buckley filed on January 6th, 1939 against the City of San Diego, in the amount of \$36.59, alleged to be due on account of damage caused by a City trash truck, was on motion of Councilman Siebert, adopted.

ORDINANCE NO. 1514, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$36.59 from the Unappropriated Balance fund of the City of San Diego in full settlement of the Claim of Mrs. O. B. Buckley, was presented, read and

on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

Communication from Legal Department transmitting form of an order to show cause relative to hearing on the revocation of the auctioneer's license issued to Lewis S. Hart; and suggesting that a time be set not earlier than two weeks after mailing the notice, and that said notice be forwarded by registered mail with personal return receipt requested, was presented, read and on motion of Councilman Housh, the recommendation was adopted.

On motion of Councilman Housh a hearing was set for the hour of 10:00 o'clock A.M., February 7th, 1939 for the purpose of taking up and considering a proposed ordinance creating a Veterans' Advisory Commission of the City of San Diego,

ORDINANCE NO. 1515, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$3355.00 out of the Unappropriated Balance fund of the City of San Diego, for the purpose of providing funds for the improvement of Euclid Avenue, between El Cajon Avenue and a line 364.94 feet north from the north line of El Cajon Avenue, and for the removal of encroachments therefrom, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Wansley.

RESOLUTION NO. 68767, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare an ordinance appropriating \$1500.00 for protection of property at Mission Beach, as recommended verbally by the City Manager; also, for protecting City Streets in Ocean Beach and Pacific Beach, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68768, recorded in Book 61 of Resolutions, requesting the City Attorney to secure waivers of damage from property owners in the area to be protected by the City from the ocean tides, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68769, recorded in Book 61 of Resolutions, authorizing the City Engineer to prepare plans for the improvement of Cedar Street, in the vicinity of the Civic Center, under an assessment plan, was on motion of Councilman Housh, adopted.

At this time Mayor Benbough was excused from the meeting and Vice Mayor Siebert took the chair.

Communication from Senator Ed. Fletcher relative to Flood control was presented and read.

RESOLUTION NO. 68770, recorded in Book 61 of Resolutions, authorizing the City Engineer to prepare information on the matter of flood damage at Mission Beach and vicinity; and to visit Sacramento while the Legislature is in session to present such data, if deemed necessary, was on motion of Councilman Crandall, adopted.

At this time a majority of the members of the Council signed the contract for Seventh Avenue Lighting District No. 1; and the contract for Eighth Avenue Lighting District No. 1; the bond of Harold M. Royle as Water Bill collector; the bond of Jane N. Elliott as account clerk in the Harbor Department; and the bond of Samuel H. Perlmutter as an auctioneer.

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

John S. Siebert
Vice Mayor of the City of San Diego,
California.

(ATTEST) J. M. ASHLEY, City Clerk

By *John W. Siebert*
Deputy.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California, Monday, January 23rd, 1939.

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 Vice Mayor Siebert at 10:00 o'clock A.M.

Siebert.
Present---Councilmen Crandall, Wansley, Housh, Fish, Stannard,
Clerk-----J. M. Ashley.
Absent----Mayor Benbough.

In the absence of Mayor Benbough, vice Mayor Siebert took the chair.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

Whereas, on motion of the Council duly adopted in open meeting on Tuesday the 17th day of January 1939 of the Council, A SPECIAL MEETING of the Council was called to be held in the Council Chamber, Administration Building, Civic Center, in the City of San Diego, State of California, on Monday, the 23rd day of January 1939, at the hour of 10:00 o'clock A.M., for the purpose of considering The proposed Ordinance establishing a plan and system for jointly maintaining and operating the San Diego City and County Administration Building on the Civic Center Site; 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; W. C. Crandall; Addison E. Housh; Raymond M. Wansley; Herbert E. Fish; Bruce R. Stannard; John S. Siebert.

The proposed ordinance was gone over very carefully and considered.

RESOLUTION NO. 68771, recorded in Book 61 of Resolutions, requesting W. E. Roberts to submit to the Council and City Manager at the earliest possible date, a set up of the organization contemplated under the proposed Ordinance, for maintenance of the Civic Center Building, and an estimated annual budget thereunder; showing on the basis of the Ordinance what it will cost the City; and requesting the City Manager, upon receipt of such an estimated budget, to submit to the Council the comparative cost to the City under such plan as he might suggest, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68772, recorded in Book 61 of Resolutions, declaring and determining that the public interest and necessity of the City of San Diego Demand the acquisition of the water system and water properties of the San Diego Water Supply Company along the San Dieguito River, in the County of San Diego, pursuant to the terms and conditions contained in that certain lease and option to purchase between San Dieguito water Company and the City of San Diego, dated October 5, 1935, filed in the office of the City Clerk under Document No. 177947, and recorded in Book No. 21, at Page 369, Et Seq., of leases, records of San Diego County, California; and that the purchase of said Water system and water properties is necessary and convenient to carry out the objects, purposes and powers of the municipality, and that the cost thereof will be too great to be paid out of the ordinary annual income and revenue of the municipality, and reciting the estimated cost of said purchase, was presented, read and on motion of Councilman Wansley, adopted.

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

John S. Siebert
Vice Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK
BY *Frederick W. Nick*
Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, January 24th, 1939.

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 Siebert at 10:00 o'clock A.M.

Present--Councilmen Crandall, Housh, Fish, Stannard and Siebert.
Clerk----J. M. Ashley.
Absent---Councilman Wansley and Mayor Benbough.

In the absence of Mayor Benbough, vice Mayor Siebert took the chair.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, January 17th, 1939 and of the Special Meeting of Monday, January 23rd, 1939, 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 148, University Heights, 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:

Griffith Company, which was given Document No. 311817
 Harry L. Foster, which was given Document No. 311818.
 311819. V. R. Dennis Construction Company, which was given Document No.

Thereupon, on motion of Councilman Crandall, 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 protests against the Engineer's report on the estimated cost for paving the Alley in Block 1, North Highland Park, the Clerk reported that a written protest had been received from J. M. Conner, et al, which protest was presented and read.

The City Engineer reported that the protest contained 61% of the owners of the frontage on the portion of the Alley sought to be improved.

Whereupon, the Vice Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 68773, recorded in Book 61 of Resolutions, sustaining the protest and abandoning the proceedings for said work, was on motion of Councilman Fish, adopted.

At this time Councilman Wansley entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance regulating the sale of SAND, ROCK AND GRAVEL, the Clerk reported that no written protests had been received.

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

Mr. Hammond made a verbal protest.

On motion of Councilman Wansley, seconded by Councilman Crandall, the proposed ordinance was ordered filed.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance regulating Auctioneers, the Clerk reported that no written protests had been received.

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

R. O. Coggeshall and Dr. Fairbanks responded and spoke in favor of the proposed measure.

On motion of Councilman Housh, the matter was placed on the table for one week.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing interested persons in regard to the proposed Bond Issue for the refinancing of the San Dieguito Water System purchase, the Clerk reported that no written protests had been received.

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

Harry Garber, R. O. Coggeshall, A. W. Collins, Dr. Fairbanks and Frank Atwood appeared and spoke against the proposed issue.

Ewart Goodwin and Willis Fletcher represented the Junior Chamber of Commerce and spoke in favor of the measure.

A Mr. Harding also spoke in favor of the measure.

After all had been heard, on motion made and carried the communication from Progressive Civic Association of San Diego County was ordered filed.

By unanimous consent the communication from Workers Alliance relative to the appointment of an S. R. A. Administrator for San Diego County was taken up and read.

On motion of Councilman Housh the letter was ordered filed and the matter left to the descretion of the individual councilmen.

By unanimous consent communications from Fannie S. Woods, The Oneira Club, San Diego County Federation of Women's Clubs, and a petition signed by Dean Sherry, et al, favoring the establishment of a detention camp for women, were presented and read.

On motion of Councilman Housh, seconded by Councilman Fish, all the papers were referred to the Budget.

A Communication signed by Albert J. Lee and Richmond Jackson withdrawing their claim for services rendered in connection with the suits covering the Police Headquarters construction, was presented and read, after unanimous consent had been given on motion of Councilman Crandall.

On motion of Councilman Wansley the letter was ordered filed.

Thereupon, Resolution No. 68774, recorded in Book 61 of Resolutions, thanking Albert J. Lee and Richmond Jackson for their valuable assistance in services rendered to the City Attorney in the matter, was on motion of Councilman Wansley, adopted.

At this time a majority of the members of the Council signed: Auctioneer's bond of Harry D. Edwards.

Bond of Charles Edwin Goodale, as water bill collector at 5th and E Streets.

Bond of James S. W. Barber as Chief Deputy city auditor.

Bond of James F. Vaughan, as accountant, City Treasurer's office.

Thereupon, on motion of Councilman Housh a recess was taken until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:

Present--Councilmen Crandall, Housh, Fish, Stannard and Siebert.

Clerk----J.M. Ashley.

Absent---Councilman Wansley and Mayor Benbough

In the absence of Mayor Benbough, Vice Mayor Siebert took the chair.

RESOLUTION NO. 68775, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a report on the estimated cost of paving the Alley in Block 9, Wilshire Place, was presented and on motion of Councilman Stannard, adopted.

RESOLUTION NO. 68776, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a report on the estimated cost of paving the Alley in Block H, Altadena, was presented and on motion of Councilman Stannard, adopted.

At this time Councilman Wansley entered and took his seat.

RESOLUTION NO. 68777, recorded in Book 61 of Resolutions, ascertaining and declaring the wage scale for paving the Alley in Block 113, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68778, recorded in Book 61 of Resolutions, ascertaining and declaring the wage scale for paving the Alley in Block 148, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68779, recorded in Book 61 of Resolutions, establishing Bus loading zones and authorizing the discontinuance of certain passenger loading zones, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68780, recorded in Book 61 of Resolutions, releasing any liability under the bond of John G. Morlley executed by National Surety Corporation, dated October 3, 1938, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68781, recorded in Book 61 of Resolutions, accepting the deed of Lilah C. Donaldson for sewer right of way, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68782, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the City of San Diego's requirements of gasoline for a period of five months, beginning February 15, 1939, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68783, recorded in Book 61 of Resolutions, proposing an amendment to Section 66, Article VI, and an amendment to Section 110, Article VII, of the Charter of the City of San Diego, California, was presented, read and on motion of Councilman Wansley, adopted.

Petition of Mrs. N. A. Garner requesting refund on a food handling permit, was presented; together with recommendations of approval from Health Department and City Manager.

RESOLUTION NO. 68784, recorded in Book 61 of Resolutions, granting the petition of Mrs. N. A. Garner for a refund of \$3.00 on Food Handling Permit, Receipt No. 25448, to operate a tea room at the address of 8008 Girard Avenue; and authorizing the City Attorney to draft an ordinance refunding the sum of \$3.00 to Mrs. N.A. Garner, was on motion of Councilman Wansley, adopted.

Petition of O. K. Bullard for setback suspension at 4th Avenue and Nutmeg Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68785, recorded in Book 61 of Resolutions, granting permission to O.K. Bullard to erect a doctor's office not closer to the property line on Fourth Avenue than ten feet, on Lot A, Block 304, Horton's Addition; and suspending the provisions of Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of David C. Campbell for setback suspension on Udal Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68786, recorded in Book 61 of Resolutions, granting permission to David C. Campbell to erect a residence and garage not closer to the property line on Udal Street than twelve feet six inches, on Lots 10, 11 and 12, Block 168, Roseville; and suspending the provisions of Ordinance No. 12321, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of C. A. Baldwin for zone variance permit at Henry and California streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68787, recorded in Book 61 of Resolutions, granting permission to C. A. Baldwin to erect and operate five single family residences in Zone R-1 on Lot 6, Block 204, Middletown; all of Block 203, Middletown; and Lots 1 to 12, Block 8, Middletown Addition, providing a setback of fifteen feet is maintained on both Henry and California Streets, and with the understanding that each parcel will contain more than the minimum area required by City Ordinance; and suspending the provisions of Ordinance No. 12990 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of A. D. Moore for an auto court permit at 50th and El Cajon Boulevard, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68788, recorded in Book 61 of Resolutions, granting permission to A. D. Moore to conduct an auto court of ten units on Lots 45, 46 and 47, Block 44, Tract 1368, Fairmount, at 50th Street and El Cajon Boulevard, was on motion of Councilman Wansley, adopted.

Petition of Gilbert Spleen for setback suspension at 22nd and E Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68789, recorded in Book 61 of Resolutions, granting permission to Gilbert Spleen and Estello Spleen to erect an eight-unit apartment not closer to the property line on 22nd Street than five feet, on Lot 6, Block 45, Culverwell & Taggart's Addition, at the northeast corner of 22nd and E Streets; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition for additional facilities at the East San Diego Recreational Center, was presented and on motion of Councilman Fish, referred to the Budget.

RESOLUTION NO. 68790, recorded in Book 61 of Resolutions, referring the petition of residents, contained in Document No. 311777, for additional facilities at the East San Diego recreation center on Fairmount Avenue; and requesting the City Manager to have all the facilities possible installed now, was on motion of Councilman Fish, adopted.

ORDINANCE NO. 1516, new series, recorded in Book 47 of Ordinances, changing the name of Yell Street in Roseville Heights, to VALEMONT STREET, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1517, new series, recorded in Book 47 of Ordinances, regulating traffic upon certain streets of the City of San Diego, and providing a penalty for the violation hereof, was on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1518, new series, recorded in Book 47 of Ordinances, calling a special election in the City of San Diego, California, and submitting to the voters thereof a proposition for the incurring of a bonded indebtedness, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1519, new series, recorded in Book 47 of Ordinances, calling a special municipal election and submitting to the voters thereof the proposition of the discontinuance of the use as a public park of a certain portion of Balboa Park located in Pueblo Lots 1136 and 1143 of the pueblo lands of the City of San Diego, and upon the discontinuance of the use of said real property as a public park to convey the same to the United States Government for another public purpose, to-wit; use by the United States Government in connection with and as a part of the Naval Hospital now being operated and maintained by said United States Government; and the proposition of the discontinuance of the use as a public park of certain portions of Torrey Pines Park located in pueblo lots 1326, 1330 and 1333 of the pueblo lands of said City, and upon the discontinuance of the use of said real property as a public park to permit the same to be used for other public purposes, to-wit: use by the United States Government for agricultural and horticultural experimental purposes, and for public road purposes, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1520, new series, recorded in Book 47 of Ordinances, calling a special municipal election in the City of San Diego, California, and submitting to the electors of the City a proposition to grant and convey to the United States of America for military purposes certain tidelands in the Bay of San Diego, and a proposition to recede and transfer to the State of California for use by said State as a site for the construction of a state office building and other buildings, certain tidelands in the Bay of San Diego; and consolidating said special municipal election with the special municipal election to be held in the City of San Diego on Tuesday, March 28, 1939, pursuant to the provisions of Ordinance No. 1519 (new series), adopted January 24th, 1939, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1521, new series, recorded in Book 47 of Ordinances, calling a special municipal election in the City of San Diego, California, and submitting to the voters thereof certain charter amendments, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1522, new series, recorded in Book 47 of Ordinances, calling a special municipal election in the City of San Diego, California, and submitting to the voters thereof the proposition of whether a Board of Freeholders shall be elected to frame a new charter for the City of San Diego providing for the separation of said City from the County of San Diego, and the formation of said City into a consolidated City and County to be governed by such charter, and for the election of fifteen freeholders to prepare such a charter; and consolidating said special municipal election with the special municipal election to be held in the City of San Diego on Tuesday, March 28, 1939, pursuant to the provisions of Ordinance No. 1519, new series, adopted January 24th, 1939, was presented, and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1523, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$15,000.00 from General appropriations (Item A-10- elections), as provided by Section 34 of Ordinance No. 1415 (new series) of the Ordinances of the City of San Diego, for the purpose of providing funds for supplies and printing, and all other expenses in connection with the municipal primary election and special municipal elections to be held in the City of San Diego on March 28, 1939, was presented, read and on motion

of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1524, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1500.00 out of the Unappropriated Balance fund of the City of San Diego for the purpose of purchasing material and labor for protection of property and City Streets along the Ocean Front in Pacific Beach, Mission Beach and Ocean Beach, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

Communication from C. R. Littlefield, et al relative to condition of the storm drain at Harrison and Commercial Avenues, was presented; together with report from Director of Public Works, approved by the City Manager, recommending that the matter be placed in the budget box for the coming fiscal year. On motion of Councilman Housh the matter was referred to the Budget.

Communication from Reg Stalmer relative to building restriction at 6th and University Avenues, was presented; together with report from City Planning Commission recommending the filing of the letter at this time, with the understanding that the matter would be reconsidered in the future if the owner had a bonafide building program, On motion of Councilman Wansley the matter was ordered filed.

Communication from Mayor Benbough relative to the claim of Richmond Jackson and Albert Lee, was presented and on motion of Councilman Housh, ordered filed.

Communication from C. Leon de Aryan relative to claim of Messrs Lee and Jackson, was presented and on motion of Councilman Housh, ordered filed.

Communication from Commandant of 11th Naval District requesting replies to various letters, was presented, read and on motion of Councilman Housh, referred to the City Manager.

Copy of Communication from U. S. District Engineer to the San Diego Harbor Commission relative to reviewing the Harbor lines of San Diego, was presented, read and on motion of Councilman Wansley, referred to the Planning Commission.

Communication from City Attorney relative to dividing the Civic Center Construction Fund, was presented.

RESOLUTION NO. 68791, recorded in Book 61 of Resolutions, authorizing the City Attorney to request a reply from the District Attorney, relative to letter dated January 5, 1939, subject: Status of unused balance in the City and County Administration Building Construction Fund, was on motion of Councilman Housh, adopted.

At this time Councilman Siebert was excused from the Meeting and Councilman Housh was elected to take the chair.

RESOLUTION NO. 68792, recorded in Book 61 of Resolutions, instructing the City Attorney to promptly institute appropriate legal action to determine the right of the City of San Diego to the possession of the Mission Beach Amusement Center; irrespective of the attitude of the State Park Commission and the opinion of the Attorney General thereon, was presented and on motion of Councilman Crandall, adopted.

Communication from Senator Fletcher relative to meat inspection fees, was presented, read and on motion of Councilman Crandall, tabled for one week.

Communication from City Attorney replying to letter of C. Leon de Aryan relative to vice conditions in San Diego, was presented and on motion of Councilman Wansley, ordered filed.

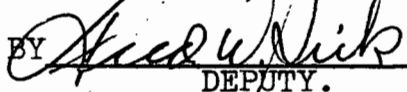
Petition of John Morgan for zone variance at Draper and Bon Air, was presented; together with recommendation of approval from City Planning Commission.


RESOLUTION NO. 68793, recorded in Book 61 of Resolutions, granting permission to John Morgan to erect and operate four residences on Lots 5 and 6, Block F, Starkey's Prospect Park, in Zone R-2, providing a setback of fifteen feet is maintained on both Draper Street and Bon Air Street; and suspending the provisions of Ordinance No. 13294, insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68794, recorded in Book 61 of Resolutions, authorizing the City Manager to arrange for the collection of water bills at the San Diego Trust and Savings Bank, 6th Avenue and Broadway; also, by the First National Bank, 5th Avenue and Broadway, was on motion of Councilman Wansley, adopted.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY  DEPUTY.


Mayor of the City of San Diego,
California.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Friday, January 27th, 1939.

Pursuant to call a special meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 3:00 o'clock P.M.

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.
Clerk----J.M. Ashley.
Absent---None.

NOTICE OF SPECIAL MEETING OF THE COUNCIL

To W. C. Crandall, Raymond M. Wansley, Addison E. Housh, Herbert E. Fish, Bruce R. Stannard and John S. Siebert, 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 Administration Building, Civic Center of the City of San Diego, California, on Friday, the 27th day of January, 1939, at the hour of 3:00 o'clock P.M. Said meeting will be held for the purpose of considering the maintenance of the administration building of the Civic Center; and such other business as may come before the Council.
Dated January 25th, 1939.

(Signed) P. J. Benbough, Mayor.

WAIVER OF NOTICE OF SPECIAL MEETING

We, the undersigned, being all of the members of the Council of The City of San Diego, do hereby jointly and severally waive notice of the Special Meeting of the Council, to be held in the Council Chamber of the Administration Building, Civic Center, in the City of San Diego, State of California, on Friday, the 27th day of January, 1939, at the hour of 3:00 o'clock P.M., and hereby consent to such special meeting.

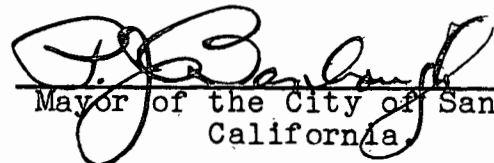
(SIGNED) Wesley C. Crandall, Raymond M. Wansley, Addison E. Housh, Herbert E. Fish, Bruce R. Stannard, John S. Siebert,

Supervisors Walter Bellon and John Faddis were present and discussed the proposed ordinance establishing a plan and system for jointly maintaining and operating the San Diego City and County Administration Building on the Civic Center Site. Approximately two hours were spent in going over the proposed Ordinance.

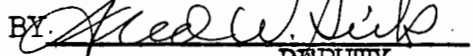
RESOLUTION NO. 68795, recorded in Book 61 of Resolutions, ordering that the salary paid by the City to the Superintendent of Building and Grounds at the Civic Center shall be left blank in the ordinance creating the position, until a salary schedule for said position is submitted by the Civil Service Commission; at which time the amount within such scale shall be determined by the Council and inserted in the Ordinance, was on motion of Councilman Housh, seconded by Councilman Wansley, adopted. Councilmen Siebert and Stannard voted Nay.

ORDINANCE NO. 1525, new series, recorded in Book 47 of Ordinances, establishing a plan and system for jointly maintaining and operating the San Diego City and County Administration building on the Civic Center Site, was on motion of Councilman Fish, seconded by Councilman Stannard, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, January 31st, 1939.

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

Present--Councilmen Crandall, Fish, Stannard and Mayor Benbough.
Clerk----J.M. Ashley.
Absent---Councilmen Wansley, Housh and Siebert.

On motion of Councilman Fish, the minutes of the regular meeting of Tuesday, January 24th, 1939 and of the Special Meeting of Friday, January 27th, 1939, were approved without reading.

At this time Councilmen Wansley and Siebert entered and took their seats.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 2, 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, RESOLUTION NO. 68796, recorded in Book 61 of Resolutions, confirming the City Engineer's report and assessment for said work, was on motion of Councilman Wansley, adopted.

At this time Councilman Housh entered and took his seat.

ORDINANCE NO. 1526, new series, recorded in Book 47 of Ordinances, relating to and providing for the licensing and regulating of auctioneers and amending Section 29 of Ordinance No. 915, new series, adopted May 26, 1936, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--None.

The hour of 10:00 o'clock A.M. having arrived, the time set for considering the protest against the cultivation of vacant lots in Pacific Beach, the Mayor inquired if any interested persons were present who desired to be heard.

The City Clerk presented a petition signed by more than one hundred people favoring the matter of allowing vacant lots to be cultivated.

After all interested persons were heard, RESOLUTION NO. 68797, recorded in Book 61 of Resolutions, requesting the City Manager to survey the situation existing relative to the cultivation and farming of land at Pacific Beach; and to take such steps as are necessary to eliminate the cultivation of streets and alleys in this section, was on motion of Councilman Crandall, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for Lewis S. Hart to appear and show cause before the Council as to why the auctioneer's license granted to him should not be revoked, the Mayor inquired whether Mr. Hart was present, but there was no response.

RESOLUTION NO. 68798, recorded in Book 61 of Resolutions, tabling for one week the matter of the revocation of the auctioneer's license of Lewis S. Hart; and authorizing the City Manager to withhold any permits on said license, was on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance placing portions of Blocks 368 and 369, Horton's Addition into R-4 Zone, 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, ORDINANCE NO. 1527, new series, recorded in Book 47 of Ordinances, incorporating portions of blocks 368 and 369, Horton's Addition, into "R-4" zone, as defined by Ordinance No. 8924, of the ordinances of said City and amendments thereto, and repealing ordinance No. 12987, approved October 20, 1930, insofar as same conflicts herewith, was presented, and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley the matter of the proposed ordinance regulating and registering solicitors, peddlers, hawkers and salesmen, was tabled for one week, and the City Attorney directed to add a section to provide for the Chief of Police to pick up licenses for violation of the ordinance.

RESOLUTION NO. 68799, recorded in Book 61 of Resolutions, approving the plat of the assessment district and adopting the plans and specifications for paving the Alley in Block 146, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68800, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block 146, University Heights, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68801, recorded in Book 61 of Resolutions, adopting the plans and specifications and approving the plat of assessment district for paving the north and south alley in Block 113, University Heights, was on motion of Councilman Stannard, adopted.

RESOLUTION OF INTENTION NO. 68802, recorded in Book 61 of Resolutions, for paving and otherwise improving the north and south alley in Block 113, University Heights, was on motion of Councilman Stannard, adopted.

RESOLUTION OF INTENTION NO. 68803, recorded in Book 61 of Resolutions, for furnishing electric current for Kensington Manor Lighting District No. 1, was presented, and on motion of Councilman Crandall, adopted.

Communication from City Engineer, approved by the City Manager, reporting on the bids received for paving the Alley in Block 148, University Heights, and recommending acceptance of the bid of V. R. Dennis Construction Company, was read and filed.

RESOLUTION OF AWARD NO. 68804, recorded in Book 61 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block 148, University Heights, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68805, recorded in Book 61 of Resolutions, abandoning proceedings for improvement of the Alley in Block 143, University Heights, Florida Street and Public Right of Way, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68806, recorded in Book 61 of Resolutions, abandoning proceedings for improvement of the north and south alley and the east and west alley in Block 111, University Heights, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68807, recorded in Book 61 of Resolutions, fixing time for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 3, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68808, recorded in Book 61 of Resolutions, approving the Engineer's report and fixing time for hearing thereon in the matter of paving the Alley in Block H, Altadena, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68809, recorded in Book 61 of Resolutions, approving the Engineer's report and fixing time and place for hearing thereon, in the matter of constructing sidewalks and curbs on Pacific Highway between Harasthy Street and B Street, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68810, recorded in Book 61 of Resolutions, approving the Engineer's report and fixing time and place for hearing thereon in the matter of paving the Alley in Block 9, Wilshire Place, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68811, recorded in Book 61 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego with G. T. Drinkwater, and repealing resolution No. 68726, adopted January 10, 1939, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68812, recorded in Book 61 of Resolutions, authorizing execution of a sublease of certain lands leased by the City of San Diego with Oliver Sexson, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 68813, recorded in Book 61 of Resolutions, directing City Engineer to furnish a diagram of assessment district for paving and otherwise improving GUY STREET between Pringle Street and Mission Hills Boulevard, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68814, recorded in Book 61 of Resolutions, releasing any liability under the bond of James S. W. Barber executed by New York Casualty Company, dated December 30th, 1937, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68815, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$60.00 from Maintenance & Support (Medical Supplies) to Outlay, Health Department Budget, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, seconded by Councilman Housh, all the papers pertaining to the terminating of the services of T. B. Cosgrove, as Special Water Counsel, and the retaining of Albert J. Lee for the same service, were referred to the Water Commission and the Water Fact Finding Committee.

RESOLUTION NO. 68816, recorded in Book 61 of Resolutions, establishing two loading and unloading zones, each nine feet in length, on the easterly and westerly sides of the driveway at 425 G Street, was on motion of Councilman Housh, adopted.

Communication from City Purchasing Agent reporting on the bids received for furnishing 7650 feet of lead covered cable, and recommending acceptance of the bid of Electric Supplies Distributing Company, was read and filed.

RESOLUTION NO. 68817, recorded in Book 61 of Resolutions, accepting the bid of Electric Supplies Distributing Company for furnishing 7650 feet of lead covered cable for the sum of \$3060.13; and authorizing the City Manager to execute a contract for same, was on motion of Councilman Housh, adopted.

Petition for paving the Alley in Block 174, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68818, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 174, University Heights; and directing the City Engineer to furnish a plat of the district for improving said alley, was on motion of Councilman Fish, adopted.

At this time a majority of the members of the Council signed the bond of Wilbur Clark Foote, as district water bill collector at Sixth Avenue and Broadway.

Petition for closing portion of Palm Street, was presented; together with recommendations of denial from City Engineer and City Planning Commission.

RESOLUTION NO. 68819, recorded in Book 61 of Resolutions, denying the petition for closing fifteen feet on each side of Palm Street between India Street and State Street, was presented and on motion of Councilman Wansley, adopted. Councilman Siebert voted Nay.

Petition of H. E. Wyllie for modification of resolution No. 66644, regarding certain property in Bay Shore Addition, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68820, recorded in Book 61 of Resolutions, amending Resolution No. 66644 to permit the construction of four residences on Lot 2, Block 1, Bay Shore Addition, according to plat submitted by H.E. Wyllie under Document No. 311894; providing the owner grants an easement to extend Scott Street through the property in question when requested to do so by the City, was on motion of Councilman Wansley, adopted.

Petition of Ruby Jo Taylor for yard variance permit at 1332--8th Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68821, recorded in Book 61 of Resolutions, granting permission to Ruby Jo Taylor to remodel and operate a residence as a three unit apartment in Zone R-4, on the south half of Lot 10, Block 12, Bayview Homestead, with no side yard and with a lot coverage of 49 per cent; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Father Devine Peace Mission for a lease on the Old City Hall Building, was presented, read and on motion of Councilman Crandall, referred to the City Manager for recommendation, or such other recommendation as he may make regarding the building, Councilman Wansley voted Nay.

Petition of H. F. Schnell for a trailer camp permit at 510 Thirteenth Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68822, recorded in Book 61 of Resolutions, granting permission to H. F. Schnell to conduct, for a period of one year, subject to renewal, an auto trailer camp of seven units at 510--13th Street, on Lot I and the east 40 feet of Lot D, Block 103, Horton's Addition, was on motion of Councilman Crandall, adopted.

Petition of L. L. Taylor for a yard variance permit at Natalie and Constance, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 68823, recorded in Book 61 of Resolutions, denying the petition of L. L. Taylor for permission to erect and operate a single family residence in Zone R-1, on Lot 704, Talmadge Park #3, with a rear yard of sixteen feet, was on motion of Councilman Wansley, adopted.

Petition of J. J. DeKeyser appealing from the decision of the Traffic Commission in denying his application from Taxicab Driver's license, was presented, read and on motion of Councilman Wansley a hearing was set for 11:00 o'clock A.M., February 7th, 1939, for considering said matter.

ORDINANCE NO. 1528, new series, recorded in Book 47 of Ordinances, calling a special municipal election in the City of San Diego, California, and submitting to the electors of said City ordinance No. 1313 (new series), entitled, "An ordinance concerning fireworks, regulating the sale, exposure for sale, distribution, use or possession thereof; providing penalties for violations of the provisions of this ordinance; and repealing ordinance No. 4417 of the ordinances of the City of San Diego, and all ordinances amendatory thereof"; and consolidating said special municipal election with the special municipal election to be held in the City of San Diego on Tuesday, March 28, 1939, pursuant to the provisions of Ordinance No. 1519 (new series), adopted January 24, 1939, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1529, new series, recorded in Book 47 of Ordinances, establishing in the office of the City Treasurer an account to be known as "Payments Refundable Account"; providing for the transfer of moneys to said account and the method of withdrawals therefrom; and repealing ordinance No. 1031 new series, adopted November 24, 1936, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1530, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$2500.00 out of the unappropriated balance fund of the City of San Diego, and transferring the same to the "San Diego City and County Administration Building maintenance fund," for the purpose of providing funds for the maintenance and operation of the San Diego City and County Administration Building and the grounds surrounding the same, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1531, new series, recorded in Book 47 of Ordinances, creating the positions of eight additional district water bills collectors in the water department of the City of San Diego, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from Margaret E. Lawrence relative to pedestrian protection at the Civic Center, was presented; together with recommendation to file, from the Traffic Commission.

On motion of Councilman Fish, said communication was ordered filed.

Communication from Senator Fletcher relative to Meat Inspection Fees, was presented and on motion of Councilman Wansley, placed on the table, and the Clerk requested to advise Senator Fletcher that the Council would like to hear him next week.

At this time a majority of the members of the Council signed the bond of J.A. O'Connell as assistant cashier, Water Department.

Communication from Rusty Parker suggesting method of advertising San Diego at the San Francisco Exposition, was presented, read and on motion of Councilman Fish, referred to the Mayor.

Communication from City Manager relative to complaint regarding the smallness of the storm drain at Harrison and Crosby Streets, was presented, read and on motion of Councilman Wansley, referred to the budget.

Communication from San Diego Newspaper Guild soliciting a page ad in the "Gridiron", was presented, and read.

RESOLUTION NO. 68824, recorded in Book 61 of Resolutions, referring to the City Manager the petition of the San Diego Newspaper Guild, for a page advertisement in the ninth edition of the "Gridiron", at a cost to the City of \$160.00, with power to act, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 68825, recorded in Book 61 of Resolutions, requesting the City Manager to arrange a conference with Senator Ed Fletcher regarding Meat Inspection and other City-State matters, was on motion of Councilman Wansley, adopted.

Communication from City Engineer recommending installation of various street lights, was presented and read.

RESOLUTION NO. 68826, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lamps at Wallace Street and Calhoun Street; Poinsettia Drive and Voltaire Street; Poinsettia Drive and Udal Street; and Poinsettia Drive and Chatsworth Boulevard, was on motion of Councilman Housh, Adopted.

Communication from Harbor Commission relative to request for the granting of Blocks 15 and 17 of the Municipal Tidelands to the United States of America, was presented, read and on motion of Councilman Housh, referred to the Planning Commission for a recommendation on a long term naval development program, taking into consideration cooperation with the City on any requests it may have to make upon the Government,

RESOLUTION NO. 68827, recorded in Book 61 of Resolutions, referring to the Planning Commission the communication from the Harbor Commission relative to granting Blocks 15 and 17 of the tidelands to the United States of America, for recommendation on a long term Naval Development program; taking into consideration cooperation with the City in connection with requests it may have to make upon the Government, was on motion of Councilman Housh, adopted.

Communication from Russell Segel offering to deed certain land for the extension of Dawson Avenue, was presented, read and on motion of Councilman Wansley, referred to the City Manager.

Communication from La Jolla Conservation Society relative to removal of sand from the Beach at La Jolla, was presented, read and on motion of Councilman Wansley, referred to the City Manager.

RESOLUTION NO. 68828, recorded in Book 61 of Resolutions, appointing Councilman John S. Siebert as the Council's representative on the Civic Center Building maintenance committee, was on motion of Councilman Wansley, adopted.

At this time Councilman Wansley, was excused from the meeting.

Communication from Railroad Commission of the State of California inquiring as to whether or not the City had any objections to granting the Santa Fe Railway Company a sidetrack permit between Front Street and Fifth Avenue on the northeasterly side of the main line, was presented; together with communication from City Engineer, stating that there was no objection, provided proper drainage was constructed.

RESOLUTION NO. 68829, recorded in Book 61 of Resolutions, going on record as having no objection to the application of the Atchison, Topeka and Santa Fe Railway Company for a sidetrack across certain streets designated by the Railroad Commission in application No. 22482, was presented and on motion of Councilman Housh, adopted.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY *W. W. Nick*
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, February 7th, 1939.

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 Crandall, Housh, Stannard and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilmen Wansley, Fish and Siebert.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, January 31st, 1939, were approved without reading.

At this time Councilmen Wansley, Fish and Siebert entered and took their seats.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block B, Sterlingworth, under Resolution of Intention No. 68720, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Wansley, the proceedings was referred to the City Attorney for preparation of the resolution ordering the work.

The hour of 10:00 o'clock A.M. having arrived, the time set for considering the proposed ordinance creating a veterans' Advisory Commission, the Clerk reported that no written objections 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, ORDINANCE NO. 1532, new series, recorded in Book 47 of Ordinances, creating a Veterans' Advisory Commission of the City of San Diego, was presented, read and on motion of Councilman Fish, seconded

by Councilman Siebert, the proposed measure was amended to include a representative on the commission from Panay Post #169, Regular Veterans Association.

Thereupon, on motion of Councilman Wansley, seconded by Councilman Siebert the ordinance was placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard Siebert and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 68830, recorded in Book 61 of Resolutions, increasing the existing passenger loading and unloading zone at 120 West Broadway from 18 feet to 27 feet in length; the extra 9 feet to be added at the west end of the present zone, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68831, recorded in Book 61 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$134.45 and being for the period from January 6th to February 1st, 1939, as recommended by the City Manager under date of February 6th, 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68832, recorded in Book 61 of Resolutions, accepting the deed of E. A. Sutton and Helen E. Sutton for portions of Detroit Street and 61st Street, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68833, recorded in Book 61 of Resolutions, accepting the deed of Geo. M. Hawley Investment Company for right of way for sewer purpose, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68834, recorded in Book 61 of Resolutions, accepting the deed of W. H. Nichols and Geneva M. Nichols for right of way for sewer purposes, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68835, recorded in Book 61 of Resolutions, accepting the agreement signed by Kate C. Aichele granting the City of San Diego permission to enter upon certain property bordering upon the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68836, recorded in Book 61 of Resolutions, accepting the agreement signed by Samuel Allary granting the City of San Diego permission to enter upon certain property bordering upon the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68837, recorded in Book 61 of Resolutions, accepting the agreement signed by L. J. Buechner and Edith B. Buechner granting the City of San Diego permission to enter upon certain property bordering upon the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68838, recorded in Book 61 of Resolutions, accepting the agreement signed by Rufus Choate, Trustee, granting the City of San Diego permission to enter upon certain property bordering upon the channel or waterway of Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68839, recorded in Book 61 of Resolutions, accepting the agreement signed by Artemio Esquerra and Josefa Esquerra granting the City of San Diego permission to enter upon certain property bordering upon the Channel of the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68840, recorded in Book 61 of Resolutions, accepting the agreement signed by Emma V. Favro granting the City of San Diego permission to enter upon certain property bordering on the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68841, recorded in Book 61 of Resolutions, accepting the agreement signed by Charles Jurman granting permission to the City of San Diego to enter upon certain property bordering the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68842, recorded in Book 61 of Resolutions, accepting the agreement signed by Carrie Nelson granting permission to the City of San Diego to enter upon certain property bordering the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68843, recorded in Book 61 of Resolutions, accepting the agreement signed by Marguerite A. Nery granting permission to the City of San Diego to enter upon certain property bordering the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68844, recorded in Book 61 of Resolutions, accepting the agreement signed by Geo. O. Roberts and Myrtle C. Roberts granting the City of San Diego to enter upon certain property bordering the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68845, recorded in Book 61 of Resolutions, accepting the agreement signed by Geo. O. Roberts and Myrtle C. Roberts granting permission to the City of San Diego to enter upon certain property bordering the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68846, recorded in Book 61 of Resolutions, accepting the agreement signed by Adeline B. Thomas granting permission to the City of San Diego to enter upon certain property bordering the Chollas Creek, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68847, recorded in Book 61 of Resolutions, releasing any liability under the bond of James A. O'Connell executed by United States Fidelity and Guaranty Company, dated February 11, 1938, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68848, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the City with 95,000 board feet of Douglas Fir, rough lumber, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68849, recorded in Book 61 of Resolutions, ascertaining and declaring the wage scale in connection with the paving and otherwise improving of a portion of EUCLID AVENUE, north of El Cajon Boulevard, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68850, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for paving and otherwise improving EUCLID AVENUE, in front of Lots 29 and 30, Granada Tract, was on motion of Councilman Wansley, adopted.

Communication from Junior Chamber of Commerce requesting \$350.00 from the Advertising and Publicity Fund, was presented and read.

RESOLUTION NO. 68851, recorded in Book 61 of Resolutions, granting the request of the San Diego Junior Chamber of Commerce for the expenditure by the City of San Diego of \$350.00 for the entertainment of the officers of the Navy, Army and Marine Corps, with a dance, buffet supper, etc., at the U. S. Grant Hotel, Plata Real, on February 24, 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68852, recorded in Book 61 of Resolutions, authorizing and approving the expenses incurred in connection with the entertainment of K. A. Godwin, P.W.A. Regional Director, at a dinner held at the El Cortez Hotel on February 6th, 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for the amount involved, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68853, recorded in Book 61 of Resolutions, authorizing the City Manager to secure additional copies of the Manager's Annual Report, and to expend not to exceed \$1,000.00 for such additional copies, was presented and on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

RESOLUTION NO. 68854, recorded in Book 61 of Resolutions, was presented by the City Manager, with the recommendation that it be adopted, and on motion of Councilman Wansley, seconded by Councilman Siebert, was adopted; and read as follows, to-wit:

That the City Manager is hereby authorized, at his discretion, to curtail the service week of City employees within the so-called Managerial Departments, to not less than five days, except in cases where such reduction would conflict with some legal requirement. It is the intention that said hours may be arranged, at the discretion of the Manager, to be most conducive to the efficiency of the public service.

That the departments whose services may be so affected must keep within their appropriations, so that the total expenditures of said departments will not exceed existing appropriations.

That the authority herein granted may be rescinded after a reasonable time period, if arrangements are for any reason determined to be not in the best public interest.

RESOLUTION NO. 68855, recorded in Book 61 of Resolutions, was presented and on motion of Councilman Housh, seconded by Councilman Stannard, adopted, and read as follows, to-wit:

That the present Council desires to express the following as a policy of that body, to-wit:

That a sum of money equal to all revenues received from the San Dieguito Water System will be used to pay water bonds and/or interest on the same.

Petition of Lewis E. Shaver for a refund on his license fee, was presented; together with recommendation of denial from City Attorney.

RESOLUTION NO. 68856, recorded in Book 61 of Resolutions, denying the claim of Lewis E. Shaver filed under Document No. 311398, for a refund of license fee as a Second Hand Automobile Dealer at 702 West Market Street, was on motion of Councilman Wansley, adopted.

Petition for paving the Alley in Block 53, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68857, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 53, University Heights; and directing the City Engineer to furnish a plat of the proposed district to be assessed for said work, was on motion of Councilman Wansley, adopted.

Petition of R. H. Beck for a special permit to construct an outside stairway, was presented; together with recommendation of denial from building department.

RESOLUTION NO. 68858, recorded in Book 61 of Resolutions, denying the petition of R. H. Beck, contained in Document No. 311862, for permission to install an outside stairway from the basement of the building at the northeast corner of Kansas Street and University Avenue to the sidewalk level, was on motion of Councilman Housh, adopted.

Petition of C. C. Eaton for loading zone at 1539 Fifth Avenue, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 68859, recorded in Book 61 of Resolutions, establishing a loading and unloading zone of eighteen feet in front of 1539 Fifth Avenue, to serve business establishments in said block, was on motion of Councilman Housh, adopted.

Petition of Park Hotel for loading zone at 3359 Fifth Avenue, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 68860, recorded in Book 61 of Resolutions, establishing a passenger loading zone of eighteen feet in front of the Park Hotel, 3359 Fifth Avenue, was presented and on motion of Councilman Fish, adopted.

Petition of A. Grindl for permission to maintain two garages outside the property line at 2905 India Street, was presented; together with recommendation of disapproval from City Manager.

On motion of Councilman Housh the matter was placed on the table for one week.

Petition of Smileage Company, Ltd., for zone variance at 1720 Madison Avenue, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 68861, recorded in Book 61 of Resolutions, denying the petition of the Smileage Co. Ltd., by Burr Prentice, contained in Document No. 312037, for permission to operate an Oil Transfer Plant in Zone R-4, on the easterly 40 feet of lots 21 to 24, Block 25, University Heights, was presented and on motion of Councilman Wansley, adopted.

Petition of Liggett & Stelzer for zone variance at 26th and Broadway, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68862, recorded in Book 61 of Resolutions, granting permission to Liggett & Stelzer to operate a grocery store and market in Zone R-4, at the southeast corner of 26th Street and Broadway, on the west 80 feet of Lot 34, Block 35, Parish and Loomis Subdivision; and suspending the provisions of Ordinance No. 12942, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Henry C. Lane for zone variance on Mountain View Drive, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68863, recorded in Book 61 of Resolutions, granting permission to Henry C. Lane to erect and operate a third residential unit in Zone R-2, on the N.W. 81 feet of the S.E. 91 feet of Villa Lot 38, Normal Heights; providing the existing garage now located near the front of the lot is moved to the rear of the new residence, and that the two dwellings existing on the premises are painted; and suspending the provisions of Ordinance No. 13594, insofar as the provisions relate to the property mentioned, was on motion of Councilman Fish, adopted.

Petition of Q. K. McKillop for setback suspension at 33rd and Juniper Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68864, recorded in Book 61 of Resolutions, granting permission to Quentin K. McKillop to erect a residence not closer to the property line on 33rd Street than thirteen feet on Lot 6, Block 38, Eastern Addition; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition for repeal of Ordinance No. 1508, new series, regulating and licensing Mechanical Musical Instruments, was presented and read.

RESOLUTION NO. 68865, recorded in Book 61 of Resolutions, referring to the City Attorney the petition contained in Document No. 312051, for the repeal of Ordinance No. 1508, regulating Mechanical Musical Instruments, for revision of the ordinance so as to issue license to the person using the machine at a nominal fee; and for revocation of the machine license if operated as a nuisance, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68866, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance repealing Ordinance No. 1508, regulating Mechanical Musical Instruments, and providing for the licensing thereof, was on motion of Councilman Wansley adopted.

The hour of 11:00 o'clock A.M. having arrived, the time set for considering the appeal of J. J. De Keyser from the denial by the Traffic Commission of his Taxicab Driver's license, the Council proceeded with said hearing.

Mr. DeKeyser was allowed to be heard, but no action was taken on the matter.

RESOLUTION NO. 68867, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare a resolution relieving the Associated Architects from their present contract on the Civic Center Administration Building, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68868, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare a resolution authorizing the employment of the Associated Architects to prepare plans and specifications, looking to an application to the Federal Government for funds for further work on the Civic Center Administration Building, was on motion of Councilman Wansley, adopted.

At this time Councilman Wansley was excused from the meeting.

Petition of residents relative to condition of streets in the vicinity of Dalbergia and Vesta Streets, was presented; together with report from Director of Public works suggesting that the petitioners be notified that it would be necessary to present to the City Council a petition signed by 60% of the frontage owners requesting that Dalbergia Street be graded.

On motion of Councilman Housh the matter was referred to the City Manager.

Thereupon, on motion of Councilman Housh a recess was taken until the hour of 2:00 o'clock P.M.

Upon reconvening the roll call showed the following, to-wit:

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---None.

At this time Senator Ed. Fletcher appeared before the Council and discussed the matter of the advisability of the City taking over control of Mission Bay State Park.

After all interested persons, present, had been heard on the matter, RESOLUTION NO. 68869, recorded in Book 61 of Resolutions, appointing a committee to investigate the advisability of the City taking over control of Mission Bay State Park, and to consider plans for its development; and appointing Councilman W. C. Crandall, the City Attorney, the Chairman of the Park Board, Chairman of the Harbor Commission, one member of the Planning Commission, and three interested citizens to be appointed by Councilman Crandall, was on motion of Councilman Wansley, adopted.

At this time Mayor Benbough was excused from the meeting and Vice-Mayor Siebert took the chair.

RESOLUTION NO. 68870, recorded in Book 61 of Resolutions, declaring that it was the sentiment of the Council that the bill now pending before the State Legislature, giving free meat inspection, should be passed, was on motion of Councilman Wansley, adopted.

A proposed ordinance providing for the registration of solicitors, peddlers, hawkers and salesmen; providing the penalty for the violation thereof, was presented, read and discussed, and on motion of Councilman Wansley to place on its final passage at its first reading, the roll call showed the following, to-wit: Yeas--Councilmen Crandall, Wansley and Fish. Nays--Councilmen Housh, Stannard and Siebert. Absent--Mayor Benbough.

Thereupon, on motion of Councilman Wansley the matter was placed on the table for one week.

RESOLUTION NO. 68871, recorded in Book 61 of Resolutions, approving the report of the Building Committee, verbally recommending that the concession in the Civic Center Building lobby be awarded to Chris Winther, (with no sandwiches or drinks), and authorizing the City Attorney to prepare a contract with Chris Winther for said concession, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68872, recorded in Book 61 of Resolutions, authorizing Department Heads, not under the City Manager, at their discretion, to curtail the service week of City employees within their Departments, to not less than five days, except in cases where such reduction would conflict with some legal requirement. It is the intention that said hours may be arranged, at the discretion of the department heads, to be most conducive to the efficiency of the public service. That said departments must keep within their appropriations, so that the total expenditures of said departments will not exceed existing appropriations. That the authority herein granted may be rescinded after a reasonable time period, if arrangements are for any reason determined to be not in the best public interest, was on motion of Councilman Crandall, seconded by Councilman Stannard, adopted.

RESOLUTION NO. 68873, recorded in Book 61 of Resolutions, accepting the work and services performed and rendered by Associated Architects under their contract for the drawing of plans and specifications and architectural supervision for the San Diego City and County Administration Building, was presented, read and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68874, recorded in Book 61 of Resolutions, authorizing a majority of the members of the Council, together with a majority of the members of the Board of Supervisors to enter into a contract with Associated Architects for the preparation of all necessary plans, working drawings and specifications, together with cost estimates, for certain construction work desired by the Board of Supervisors to be done on the ground floor of the joint City and County Administration Building on the Civic Center Site, to the end that the City and County may sponsor a Federal project for said construction work, and make application for additional Federal funds therefor, was on motion of Councilman Wansley, adopted.

At this time a majority of the members of the Council signed the sidewalk license bond of M. H. Golden.

ORDINANCE NO. 1533, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7,500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of purchasing material and hiring labor for repair of streets, bridges and culverts in said City, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1534, new series, recorded in Book 47 of Ordinances, transferring the sum of \$9,000.00 from the One-Fourth Cent Gas Tax Trust & Revolving Fund to the General Fund and transferring the sum of \$6,000.00 from the Public Improvement Trust and Revolving Fund to the General Fund of said City, was on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1535, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$15,000.00 from the General Fund and transferring the same to the Rights of Way Trust and Revolving Fund of said City, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, and Siebert. Nays--None. Absent--Mayor Benbough.

Communication from residents relative to flood damage on Ray and Grim Streets north of Upas Street, was presented; together with report from Director of Public Works stating that if the people owning property in the district would raise the money for the purchase of the necessary material, the City would then endeavor to have a W.P.A. Project approved for the construction of the necessary drainage system.

On motion of Councilman Housh the Clerk was directed to send a copy of the Director of Public Works' letter to the petitioners.

Communication from Mrs. R. O. Worley relative to flood damage to her property in Ocean Beach, was presented; together with report from Director of Public Works stating that the City was not responsible for damage done to property by tides or floods, On motion of Councilman Housh the matter was ordered filed.

Communication from City Auditor reporting on the claim of D. R. Sylvester, and recommending payment of same, was presented and read.

Communication from City Auditor reporting on the claim of E. Swift Torrance and recommending payment of same, was presented and read.

Communication from City Auditor reporting on the claim of E. E. Ott, and recommending payment of same, was presented and read.

RESOLUTION NO. 68875, recorded in Book 61 of Resolutions, authorizing payment of certain amounts out of small claims payment fund in full settlement of respective claims of D. R. Sylvester, E. Swift Torrance and E. E. Ott, was presented and on motion of Councilman Fish, adopted.

Communication from City Auditor reporting on the claim of Mrs. Frances Foote, ^{Riley} and recommending denial of same, was presented and read.

RESOLUTION NO. 68876, recorded in Book 61 of Resolutions, denying the claim of Mrs. Frances Foote Riley filed on January 25th, 1939, against the City of San Diego, in the amount of \$5.00; alleged to be due on account of personal injuries caused when she fell on the sidewalk on Fourth Avenue, was on motion of Councilman Fish, adopted.

Communication from Works Progress, Historical Records Survey, relative to starting work on the Archive Library project, was presented, read and on motion of Councilman Wansley, referred to the Building Committee.

Communication from City Manager recommending installation of six additional lights on 6th Avenue between Date and Upas Streets, was presented and read.

RESOLUTION NO. 68877, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install six additional lights on Sixth Avenue, between Date Street and Upas Street, was on motion of Councilman Wansley, adopted.

Communication from City Attorney relative to petition of Mrs. N. A. Garner for refund on a Food Handling Permit, and recommending denial of same, was presented and read.

RESOLUTION NO. 68878, recorded in Book 61 of Resolutions, denying the claim of Mrs. N. A. Garner; and repealing resolution No. 68784 requesting the City Attorney to prepare an ordinance refunding the sum of Three Dollars to Mrs. N. A. Garner, was on motion of Councilman Wansley, adopted.

Communication from City Manager recommending that application be made to the Railroad Commission for the opening of 54th Street across the S. D. & Arizona Railway Company's right of way, between Market Street and Imperial Avenue, was presented, read and on motion of Councilman Housh, referred to the City Attorney.

Communication from City Manager relative to proposed sidetrack to be constructed between Front Street and 5th Avenue by the Santa Fe Railway Company, and stating that it had just been called to his attention that the development of the tidelands in that area calls for the opening of First Avenue and Third Avenue across the tracks, and this fact should be understood by the Railroad Commission when acting upon the application for the construction of said sidetrack, was presented and read.

On motion of Councilman Wansley the report was adopted and referred to the City Attorney.

Petition of Committee to Aid Spanish Democracy for permission to conduct a Tag Day, was presented; together with recommendation of denial from Director of Social Welfare and City Manager.

RESOLUTION NO. 68879, recorded in Book 61 of Resolutions, denying the request of the San Diego Chapter of the Medical Bureau to Aid Spanish Democracy, by Mrs. Hermina Hillkowitz, 136 Redwood Street, for permission to put on a Tag Day in San Diego to collect funds, as recommended by the Social Welfare Director, was on motion of Councilman Wansley, adopted.

Communication from City Planning Commission reporting on proposed development around San Diego Bay, was presented and read.

On motion of Councilman Wansley, consideration No. 9, was ordered added to the Planning Commission's report, which calls for consideration for proper space for sewer pumping station and necessary public utilities.

On further motion of Councilman Wansley the Clerk was directed to send a copy of the Planning Commission's letter, together with the Council's addition, to the Harbor Commission and the Commandant of the 11th Naval District.

Communication from H. H. MacDonald requesting the setting up of \$625.00 from the Advertising and Publicity Fund for the production of 500 feet of motion picture film to be composed of harbor publicity, for showing by the California State Department of Agriculture through their own facilities and those provided them by the California Commission to the Golden Gate International Exposition in San Francisco, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from San Diego Water Development Committee, by Frank E. Atwood, Secretary, opposing the appointment of A. J. Lee, as special attorney for water litigation at this time for the reason that the City at this time is not engaged in any major water litigation, was presented, read and on motion of Councilman Crandall, ordered filed.

Communication from Small Business Men's Organization thanking the Council for its action taken regarding the proposed ordinance regulating the sale of Sand, Rock and Gravel, was read and on motion of Councilman Wansley, ordered filed.

Communication from Civil Service Commission recommending that the salary to be paid to the Superintendent of Building and Grounds be standard rate No. 15, \$161 to 201 permonth, was presented and read.

RESOLUTION NO. 68880, recorded in Book 61 of Resolutions, requesting the Civil Service Commission to fix a salary range for the Superintendent of the Civic Center Building; taking into consideration the fact that the incumbent of such a position would automatically receive the same salary from the County that is paid him by the City, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68881, recorded in Book 61 of Resolutions, requesting the City Attorney to furnish a written opinion as to whether or not the Council can pay any figure within the salary range that may be submitted for the Superintendent of the Civic Center Building, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68882, recorded in Book 61 of Resolutions, continuing the matter of the Aucitoneer's license of Lewis S. Hart until the hour of 10:00 A.M., February 21st, 1939; and authorizing the City Attorney to send a notice to the attorney representing Mr. Hart of the time and place of the continued hearing, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, February 14th, 1939.

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 Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---None.

On motion of Councilman Wansley the minutes of the regular meeting of Tuesday, February 7th, 1939, were approved without reading.

RESOLUTION NO. 68883, recorded in Book 61 of Resolutions, was presented and on motion of Councilman Crandall, adopted, and read as follows, to-wit:

WHEREAS, Mr. Thomas F. Hurley, member of the San Diego County Board of Supervisors, departed this life on the 13th day of February, 1939; and

WHEREAS, Mr. Hurley's long public services have been of the highest value to the promotion of the welfare of San Diego County and its citizens; and

WHEREAS, his personality and character have endeared him to all who knew him; and

WHEREAS, his demise is not only an irreparable loss to his friends and loved ones but to the citizens of San Diego County; Now Therefore

BE IT RESOLVED that the Mayor and City Council of the City of San Diego hereby extend their deep sympathy and condolence to the family of Supervisor Hurley, and further extends to the San Diego County Board of Supervisors their sympathy for the loss of a lovable colleague and for the loss of his distinguished public services on that body; and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to incorporate in full in the minutes of the Council this resolution and to send a copy to the family.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 2, 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, RESOLUTION NO. 68884, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work, was on motion of Councilman Wansley, 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 Talmadge Park Lighting District No. 1, 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, RESOLUTION NO. 68885, recorded in Book 61 of Resolutions, confirming and approving the Engineer's report and assessment for said work, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68886, recorded in Book 61 of Resolutions, accepting the deed of Carl A. Nelson and Mary Hannah Nelson for sewer right of way, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68887, recorded in Book 61 of Resolutions, accepting the deed of Vincent Olmedo Ponce and Mary Ponce for right of way for drainage purposes, was on motion of Councilman Fish, adopted.

Communication from Purchasing Agent report on bids received for furnishing the City's requirements of gasoline, and recommending acceptance of the bid of Hercules Oil Company of San Diego, was read and filed.

RESOLUTION NO. 68888, recorded in Book 61 of Resolutions, accepting the bid of Hercules Oil Company of San Diego to furnish the City with its requirements of gasoline for a period of five months beginning February 15, 1939, with option of extension for a further period of twelve months from July 15, 1939, for the price of \$0.142 per gallon for Ethyl; \$0.122 per gallon for Second Structure; and \$0.117 per gallon for Third Structure; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68889, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving Guy Street, under Resolution of intention No. 68392, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68890, recorded in Book 61 of Resolutions, being a resolution of intention to close Haines Street between Diamond Street and Emerald Street, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION of INTENTION NO. 68891, recorded in Book 61 of Resolutions, for the Change of the grade of Rosecrans Street, Canon Street, Addison Street, Byron Street, Carleton Street, Dickens Street, Emerson Street, Fenelon Street, Garrison Street, Hugo Street, Ingelow Street, Jarvis Street, Keats Street, Lowell Street, Macaulay Street, Oliphant Street, Quimby Street, Russell Street, Sterne Street, Whittier Street and Yonge Street, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 68892, recorded in Book 61 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 2, was on motion of Councilman Wansley, adopted.

Petition of A. Grindl for permit to maintain 2 garages outside the property line at 2905 India Street, was on motion of Councilman Siebert, again tabled for one week.

On motion of Councilman Wansley a hearing was set for the hour of 10:00 o'clock A.M., February 21st, 1939 for taking up and considering the two ordinances amending the building code ordinance No. 13375, as recommended by the Board of Appeals and Examiners.

ORDINANCE NO. 1536, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$6.00 out of the General Fund of the City of San Diego, for the purpose of refunding a fuel dealer's license fee to Russell Williams, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

On the motion of Councilman Wansley, seconded by Councilman Fish, to place the proposed ordinance, providing for registration of solicitors, peddlers, etc, on its final passage, at its first reading, the roll call showed the following to-wit: Yeas--Councilmen Crandall, Wansley, Fish and Mayor Benbough. Nays--Councilmen Housh, Stannard and Siebert. Absent--None.

ORDINANCE NO. 1537, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1500.00 out of the Unappropriated Balance fund for the purpose of providing funds for rehabilitation of public buildings in Balboa Park under W.P.A. Project No. 154, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

At this time Councilman W. C. Crandall notified the Council that he had appointed Mrs. Morgan, Mrs. Hunt and Major Johnson as members of the Mission Bay State Park control Committee, as authorized by Resolution No. 68869.

RESOLUTION NO. 68893, recorded in Book 61 of Resolutions, referring the Destroyer Base matter to the Planning Commission, the Harbor Commission and the City Attorney for recommendation, was on motion of Councilman Crandall, adopted.

Communication from Russell Segel offering to deed certain land for the extension of Dawson Avenue, was presented; together with recommendation of approval from Director of Public Works.

RESOLUTION NO. 68894, recorded in Book 61 of Resolutions, accepting the offer of Russell Segel, contained in Document No. 311919, to deed certain land to the City for the extension of Dawson Avenue, and a twenty foot strip on the south side of El Cajon Boulevard, east of 52nd Street, for the entire length of his property, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of G. Bruce Newby and recommending denial of same, was presented and read.

RESOLUTION NO. 68895, recorded in Book 61 of Resolutions, denying the claim of G. Bruce Newby, filed January 19th, 1939 in the amount of \$25.13, alleged to be due on account of property damage resulting from an automobile accident, caused when claimant's Dodge coupe was struck by a City owned truck, was on motion of Councilman Fish, adopted.

Communication from Glen O. Perkins offering to sell certain property to the City for extending Lowell Street, was presented, read and on motion of Councilman Crandall, referred to the City Manager.

Copy of findings of the Civil Service Commission concerning the petition filed by C. Leon de Aryan, was presented and on motion of Councilman Wansley, ordered filed. Mayor Benbough voted Nay.

Communication from Senator Fletcher relative to revenues derived from the tidelands around Mission Bay, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from San Diego Highway Development Association opposing the proposed separation of the City of San Diego from the County of San Diego, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from The National Club of America for Americans regarding the proposed legislation relative to observance of Washington's Birthday, was presented, read and on motion of Councilman Stannard, ordered filed.

Communication from C. Leon de Aryan demanding that the Council conduct a hearing regarding the Police Merit System, was presented, and read. Councilman Wansley, seconded by Councilman Housh, moved to table until Mr. DeAryan arrived.

Councilman Stannard, seconded by Councilman Crandall, moved as a substitute motion, to file the communication, which motion prevailed. Mayor Benbough voted Nay.

Copy of Communication from Harbor Department to the Planning Commission relative to the granting of blocks 15, 17 and 20 of the Municipal Tidelands to the United States Government, was presented and on motion of Councilman Housh, ordered filed.

Communication from City Attorney relative to proposed Naval Improvements at the Destroyer Base, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from Charles C. Crouch relative to storm Water being drained over his property, known as Lot 3, Block 15, El Cerrito Heights Unit No. 2, was presented, read and on motion of Councilman Crandall, referred to the City Manager.

Communication from Civil Service Commission relative to salary range for the position of Superintendent of Building and Grounds, Civic Center, was presented, read and on motion of Councilman Crandall, tabled for one week.

At this time Mayor Benbough exchanged seats with Vice Mayor Siebert.

Communication from Hillcrest Business Association regarding the need of larger water mains in the Hillcrest-Mission Hills district, was presented, read and on motion of Councilman Wansley, ordered filed, and the Clerk requested to write a letter to said organization stating that the water main matter would be on the ballot in April this year.

Communication from Eddy Orcutt suggesting that the Council set aside and sponsor a "SAN DIEGO PUBLIC HEARING FESTIVAL", was presented and on motion of Councilman Fish, referred to the Mayor.

RESOLUTION NO. 68896, recorded in Book 61 of Resolutions, requesting the City Attorney to ascertain from the Commandant of the Eleventh Naval District whether or not the Eleventh Naval District would be agreeable to providing, as one of the conditions for granting by the City to the Government of certain tidelands desired for Naval purposes, that the Government open and maintain a street upon the present projected course and extension of Lytton Street across Government property, which said street would be open to the general public during a reasonable number of hours daily, subject to proper and usual military regulations, in lieu of the City's request that a right of way be granted by the Government to the City for the construction and maintenance by the City of such extension of Lytton Street, and to report the result to the City Council in time to prepare contemplated transfers of property and rights at the General April election, was on motion of Councilman Housh, adopted.

Petition of Ellen Jewett Wood for setback suspension at 4033 Dove Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68897, recorded in Book 61 of Resolutions, granting permission to Ellen Jewett Wood to erect a garage at 4033 Dove Street, not closer to the property line as it now exists than two feet, on Lots 3 and 4, Block 51, Arnold and Choates

Addition, and a portion of Dove Street closed; and suspending the provisions of setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned; all providing the owner signs an agreement to remove the garage when requested to do so by the City Council, was on motion of Councilman Wansley, adopted.

Petition of Olive B. Frevert for zone variance at 34th and F Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68898, recorded in Book 61 of Resolutions, granting permission to Olive B. Frevert, for a period of five years from the date of this resolution, to operate a Golf Driving Course in Zone R-4, near the intersection of 34th and F Streets, on Lots 1 to 23, Block 2; Lots 9 to 24, Block 1; Lots 1 and 2, Block 3; and Lots 22 and 23, Block 5, Haffenden's Sunnydale Addition; and Lots M & B in Pueblo Lot 1151; and suspending the provisions of Ordinance No. 12795 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Application of Heinz Wellpott and Ludwig O. Niermann for a license to conduct public dance on premises where intoxicating liquor is sold at 666--9th Avenue, was presented; together with recommendation of approval from Director of Social Welfare; Chief of Police; and City Manager.

RESOLUTION NO. 68899, recorded in Book 61 of Resolutions, granting a license to Heinz Wellpott and Ludwig O. Niermann to conduct Public Dance on premises where intoxicating liquor is sold at 666--9th Avenue, said license to be a Class C Dine and Dance License, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68900, recorded in Book 61 of Resolutions, authorizing a majority of the members of the Council to execute a Concession Agreement between The City of San Diego and Chris Winther and Lillian C. H. Winther, granting permission to operate a concession stand in the lobby of the Administration Building, Civic Center, for a period of one year, at an annual rental of \$900.00, payable monthly in equal installments in advance, was presented and on motion of Councilman Housh, adopted.

Whereupon, a majority of the members of the Council did sign said concession agreement.

Petition for construction of a seawall between Mission Beach Bridge and the existing seawall in Mission Beach, was presented; together with recommendation from City Engineer that proceedings be started in order to determine how the construction could be financed,

RESOLUTION NO. 68901, recorded in Book 61 of Resolutions, directing that proceedings be started for extending the Mission Beach Seawall southerly from its present termination in Balboa Court, to connect with the Mission Bay Bridge; and directing the City Engineer to furnish a plat of the proposed district to be assessed for said work, was on motion of Councilman Crandall, adopted.

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

John S. Siebert

Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY *Andrew Rick*

DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, February 21st, 1939.

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 Siebert at 10:00 o'clock A.M.

Present--Councilmen Wansley, Housh, Fish, Stannard, and Siebert.
Clerk---- J. M. Ashley.
Absent---Councilman Crandall and Mayor Benbough.

In the absence of Mayor Benbough, Vice Mayor Siebert took the chair.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, February 14th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the Auctioneer's license matter of Lewis S. Hart, the Vice Mayor inquired if any one present was interested in the matter.

Attorney Clifford Fitzgerald appeared in response to the inquiry and stated that Mr. Hart was out of the State.

On motion of Councilman Wansley, seconded by Councilman Housh, the matter was placed on the table.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the consideration of the proposed ordinance amending the building code, the Vice Mayor inquired if anyone present was interested.

The Clerk reported that no written protests had been received.

Whereupon, ORDINANCE NO. 1538, new series, recorded in Book 47 of Ordinances, amending chapters 23 to 29, inclusive, of Ordinance No. 13375 (Building Code), approved December 7, 1931, and adding a new section to be known and numbered as Section 2710 1/2

Was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard and Siebert. Nays -None. Absent--Councilman Crandall and Mayor Benbough.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the proposed ordinance amending the building code Ordinance No. 13375, the Clerk reported that no written protests had been received.

Whereupon, the Vice Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, ORDINANCE NO. 1539, new series, recorded in Book 47 of Ordinances, amending ordinance No. 13375 (Building Code), approved December 7, 1931, by adding thereto four new sections, which said sections shall be numbered sections 904-1/2, 1211, 1605 and 4713, was presented, and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Councilman Crandall and Mayor Benbough.

RESOLUTION NO. 68902, recorded in Book 61 of Resolutions, authorizing to be placed on the ballot at the next General Election the matter/proposed exchange of tideland properties by the City and the Federal Government, as outlined orally this date by Commander Matthews, was on motion of Councilman Housh, adopted.

Communication from Legal Department relative to securing consent from the United States of America for the extension of Lytton Street thru the Military Reservation, was presented, read and on motion of Councilman Housh, ordered filed.

RESOLUTION ORDERING WORK No. 68903, recorded in Book 61 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 68904, recorded in Book 61 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 2, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68905, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for University Avenue Lighting District No. 2, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68906, recorded in Book 61 of Resolutions, appointing time and place for hearing protests against the furnishing of electric current for Kensington Manor Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

Communication from Royal C. Stephens relative to aliens on relief rolls in San Diego County, was presented, read and on motion of Councilman Stannard, referred to the City Manager.

Communication from Legal Department transmitting form of Resolution authorizing the assignment of a claim to the Continental Insurance Company of New York, was presented, read and filed.

RESOLUTION NO. 68907, recorded in Book 61 of Resolutions, authorizing the City Manager to execute on behalf of The City of San Diego an assignment to The Continental Insurance Company of New York, a corporation, of all its right of action against Pacific Greyhound Lines, a Corporation, and all its right of action against any and all persons, firms and corporations for loss and damage sustained by The City of San Diego by reason of damage to that certain Elgin Sweeper, No. 330, owned by said City, caused by collision of the same with a certain bus or stage owned and/or operated by said Pacific Greyhound Lines, which said collision occurred on the 9th day of November, 1938, on the State highway in San Diego County between Barnett Avenue and Miramar Road, upon the payment by said The Continental Insurance Company of New York, a corporation, of the sum of \$1,095.96, was on motion of Councilman Housh, adopted.

Communication from Purchasing Agent recommending advertising for bids for Culvert pipe to be used in connection with the construction of Mission Valley Road, was presented, read and filed.

RESOLUTION NO. 68908, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing Centrifugal reinforced concrete culvert pipe as per specifications on file in the office of the City Clerk, under document No. 312250, was on motion of Councilman Housh, adopted.

Communication from City Engineer, approved by the City Manager, recommending installation of various street lights, was presented and read.

RESOLUTION NO. 68909, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. streetlights at Polk Avenue and Chamoune Avenue; Orange Avenue and 44th Street; Redlands Drive at curve near north end; Reynard Way at Arroyo Drive; Landis Street and Roselawn Avenue; Pearl Street and Herschel Avenue; 48th Street and Franklin Avenue; and University Avenue and Bancroft Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68910, recorded in Book 61 of Resolutions, accepting the deed of The M. Hall Company for sewer right of way, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68911, recorded in Book 61 of Resolutions, accepting the deed of Alberta L. Cary for portion of Detroit Avenue, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 68912, recorded in Book 61 of Resolutions, accepting the deed of Capital Incomes Corporation for portion of Detroit Avenue, was presented and on motion of Councilman Housh, adopted.

At this time, upon unanimous consent being given, Mr. Lydick addressed the Council regarding the completion of the Civic Center Administration Building ground floor and requested that funds come from P.W.A. so that work may be done under contract. Mr. Smith and Mr. Ratcliff expressed similar views on the matter.

At this time the matter of the proposed Mechanical Musical instrument Ordinance was taken up for discussion.

Mr. Vincent Whelan and Ollie Thorpe, Attorney, appeared in behalf of the machine owners.

On motion of Councilman Stannard, seconded by Councilman Wansley, the last sentence of Section Four was ordered stricken from the proposed measure.

On motion of Councilman Stannard, seconded by Councilman Wansley, the fee of \$2.00 per year was fixed.

Thereupon, ORDINANCE NO. 1540, new series, recorded in Book 47 of Ordinances, regulating mechanical musical instruments, providing for the licensing and fixing of the license fees therefor, providing the penalty for the violation, and repealing of Ordinance No. 1508, adopted January 17, 1939, was on motion of Councilman Stannard, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Councilman Crandall and Mayor Benbough.

Petition of Mrs. R. A. Casper for zone variance permit at 3830 Swift Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 68913, recorded in Book 61 of Resolutions, granting permission to Mrs. Roy A. Casper to operate a Hand Laundry in Zone R-4, on Lots 29 and 30, Block 192, City Heights; and suspending the provisions of Ordinance No. 13057 insofar as the provisions relate to the property mentioned; all conditioned that no signs be displayed on the property, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68914, recorded in Book 61 of Resolutions, authorizing the committee now studying flood control, and matters affecting the Mission Bay State Park and amusement center, to expand its own membership at will, was on motion of Councilman Housh, adopted.

On motion of Councilman Wansley, seconded by Councilman Housh, a Special meeting of the Council was called for the hour of 11:30 o'clock A.M., Thursday, February 23rd, 1939, for the purpose of considering matters pertaining to the Special Municipal Bond Election for the construction of San Vicente Dam, Reservoir and Pipeline.

At this time a majority of the members of the Council signed the bonds of Lloyd Willard Stove, as general clerk, Department of Public Works; Marion O. Evans as Assistant Storekeeper; Carl Strahl as Storekeeper; A. E. Johnstone as City Electrical Inspector and Chas. A. Kane as Superintendent of Cemeteries.

Thereupon, on motion a recess was taken until the hour of 2:30 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:
Present--Councilmen Wansley, Housh, Fish, Stannard and Siebert.
Clerk---J. M. Ashley
Absent---Councilman Crandall and Mayor Benbough.

In the absence of Mayor Benbough, Vice Mayor Siebert took the chair.

ORDINANCE NO. 1541, new series, recorded in Book 47 of Ordinances, proclaiming a Regular municipal election in the City of San Diego, California, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Councilman Crandall and Mayor Benbough.

ORDINANCE NO. 1542, new series, recorded in Book 47 of Ordinances, proclaiming a regular municipal election in that portion of the San Diego Unified School District lying outside the corporate limits of the City of San Diego, for the purpose of voting on the election of members of the Board of Education to be elected at the regular municipal election to be held in the City of San Diego on the 25th day of April, 1939, was presented and on motion of Councilman Stannard, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--Councilman Crandall and Mayor Benbough.

RESOLUTION NO. 68915, recorded in Book 61 of Resolutions, proposing the ratification and approval of a contract between the United States of America and the City of San Diego Relative to the construction and operation of the All-American Canal, and payment therefor, was presented, read and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68916, recorded in Book 61 of Resolutions, submitting for approval and ratification a certain proposed contract between the United States of America and The City of San Diego to the electors of The City of San Diego, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68917, recorded in Book 61 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 presented, read and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68918, recorded in Book 61 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 presented, read and on motion of Councilman Housh, adopted.

Communication from Purchasing Agent recommending advertising for bids for furnishing the city with automobiles, was presented, read and filed.

RESOLUTION NO. 68919, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the city with twenty Police Prowl Cars; two fire department sedans and one and not more than two executives' cars, in accordance with notice to bidders and specifications on file with the City Clerk under Document No. 312276, was on motion of Councilman Housh, adopted.

Petition of A. Grindl for permit to maintain two garages outside the property line at 2905 India Street, was presented; together with recommendation of denial from City Manager.

RESOLUTION NO. 68920, recorded in Book 61 of Resolutions, denying the petition of A. Grindl for permission to maintain two garages outside the property lines until such time as the City may close or vacate the street, or improve it, was on motion of Councilman Wansley adopted.

Petition of Union Title Insurance Company for special setback lines in portion of Talmadge Park Estates, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68921, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to draft an ordinance establishing building setback lines in Talmadge Park Estates, in accordance with map contained in Document No. 311774, was on motion of Councilman Wansley, adopted.

Petition of Union Title Insurance and Trust Company for rezoning Talmadge Park Estates, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68922, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to draft an ordinance changing the zoning regulations for Talmadge Park Estates, was presented and on motion of Councilman Wansley, adopted.

Petition of Mildred R. Conard for zone variance permit on Rosecrans Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68923, recorded in Book 61 of Resolutions, granting permission to Mildred R. Conard, Harold S. Conard and Fidela Conard Hanna to erect and operate five single-family residences in Zone R-1, on the southerly 300 feet of Pueblo Lot 177, lying between Rosecrans Street and the Mean High Tide Line of San Diego Bay; and suspending the provisions of Ordinance No. 32 insofar as the provisions relate to the property mentioned; providing an easement is given the City for widening Rosecrans Street ten feet along the property, was on motion of Councilman Wansley, adopted.

Petition of Dorothy D. Burkart for setback suspension at 4480 Marlborough Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68924, recorded in Book 61 of Resolutions, granting permission to Dorothy D. Burkart to erect a bungalow court not closer to the property line on Marlborough Avenue than eighteen feet on Lots 42 and 43, Block 7, Wilshire Place; and suspending the provisions of setback Ordinance No. 12321, insofar as the provisions relate to the property mentioned, was on motion of Councilman Stannard, adopted.

Petition of Lillian M. Shelton for zone variance permit at 1040 43rd Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 68925, recorded in Book 61 of Resolutions, granting permission to Lillian M. Shelton to operate a rest home, with no mental cases, in Zone R-2 on Lot 52, Broadway Acres; and suspending the provisions of Ordinance No. 35 insofar as the provisions relate to the property mentioned; subject to revocation by the City Council, was on motion of Councilman Wansley, adopted.

Petition of L. H. Pierce for setback suspension on Hoffman Street, was presented; together with recommendation of disapproval from City Planning Commission.

Communication from L. H. Pierce requesting that his petition be referred back to the Planning Commission, as he had new facts to present, was presented read, and on motion of Councilman Wansley, the petition was referred back to the Planning Commission.

Petition for paving the Alley in Block 6, Frary Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68926, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 6, Frary Heights; and directing the City Engineer to furnish a plat of the district for said work, was on motion of Councilman Wansley, adopted.

Petition for paving the Alley in Block 20, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 68927, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 20, University Heights; and directing the City Engineer to furnish a plat of the district to be assessed, was on motion of Councilman Wansley, adopted.

On motion of Councilman Housh consideration on the proposed ordinance providing for the registration of solicitors, peddlers, hawkers and salesmen, was postponed for one week.

Communication from Municipal Fiscal Officers of Southern California relative to H. R. 3590, was presented, read and on motion of Councilman Wansley, ordered filed.

Petition of Torrey Pine Troop #46, Girl Scouts of America for permission to use certain land at the City Farm was presented; together with report from Director of Public Works.

RESOLUTION NO. 68928, recorded in Book 61 of Resolutions, granting the request of Torrey Pine Troop #46, Girl Scouts of America for permission to use a small tract of land near the southern extremity of the City Farm for erecting a Girl Scout Camp; subject to recommendations of the Director of Public Works under date of February 14th, 1939, was on motion of Councilman Wansley, adopted.

Communication from City Engineer relative to estimated cost of paving Cedar Street between California Street and Pacific Highway and stating that the preliminary investigation shows that the assessment for the proposed work will not exceed one-half of the true value on any parcel in the assessment district, was presented and read.

RESOLUTION NO. 68929, recorded in Book 61 of Resolutions, referring Document No. 312231 a report on preliminary investigation of the cost of paving and otherwise improving Cedar Street between California Street and Pacific Highway to the City Attorney for preparation of an appropriate resolution to advance the proceedings, was on motion of Councilman Fish, adopted.

Communication from John Zweck requesting removal of the lamp post from Yonge Street west of Willow Street, was presented; together with Report from City Engineer and City Manager.

RESOLUTION NO. 68930, recorded in Book 61 of Resolutions, referring the request of John Zweck for removal of an ornamental light post near Lot 9, in Block 195 of Roseville to the City Manager with power to act; with the understanding that Mr. Zweck will pay any expense incurred, was on motion of Councilman Wansley, adopted.

Communication Civil Service Commission recommending that the salary range of the Superintendent of the Civic Center Building be \$86.50 to \$108.00 per month, same being one-half of Standard Rate No. 16 which is \$173 to \$216 per month, was presented and read.

Communication from City Attorney reporting that the Council could fix the salary of the Superintendent of Building and Grounds at any figure within the salary range fixed by the Civil Service Commission, was presented and read.

Communication from Civil Service Commission approving the temporary appointment of Wm. E. Roberts as Superintendent of the City and County Administration building and grounds, was presented and read.

RESOLUTION NO. 68931, recorded in Book 61 of Resolutions, adopting the salary range of the Superintendent of the Civic Center Building of \$86.50 to \$108.00 per month; being one-half of the Standard Rate No. 16, was on motion of Councilman Wansley, adopted.

Councilman Wansley, seconded by Councilman Stannard, moved to fix the salary of the Superintendent of Building and Grounds at \$100.00 per month, which motion received the following vote, to-wit: Yeas--Councilmen Wansley and Stannard. Nays--Councilmen Housh, Fish and Siebert. Absent--Councilman Crandall and Mayor Benbough.

Thereupon, Councilman Housh, seconded by Councilman Fish, moved to fix the salary at \$108.00 per month, which motion received the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish and Siebert. Nays--Councilman Stannard. Absent--Councilman Crandall and Mayor Benbough.

RESOLUTION NO. 68932, recorded in Book 61 of Resolutions, fixing the compensation attached to the position of Superintendent of the San Diego City and County Administration Building and Grounds payable by the City of San Diego at the sum of \$108.00 per month, was presented, read and on motion of Councilman Wansley, adopted by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, and Siebert. Nays--Councilman Stannard. Absent--Councilman Crandall and Mayor Benbough.

RESOLUTION NO. 68933, recorded in Book 61 of Resolutions, appointing W. E. Roberts temporarily to the position of Superintendent of the San Diego City and County Administration Building and Grounds, to serve until there shall have been created in the City Civil Service an eligible list for such position from which a permanent appointment can be made; provided, however, that this appointment shall not be for a longer period than sixty days from the date of the adoption of this resolution, was on motion of Councilman Housh, adopted.

Communication from Councilman Siebert recommending the transfer of funds for salaries of various help in the Civic Center Building maintenance crew, was presented and read.

RESOLUTION NO. 68934, recorded in Book 61 of Resolutions, referring to City Manager and City Attorney for preparation of the necessary ordinance, the communication from Councilman Siebert recommending certain transfers of funds and arrangements for paying City personnel working on the Civic Center Building and grounds, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68935, recorded in Book 61 of Resolutions, requesting the City Attorney to send a copy of his opinion regarding the salary of the Superintendent of the Civic Center Building to the Civil Service Commission, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68936, recorded in Book 61 of Resolutions, authorizing the City Attorney to prepare a resolution authorizing the Building Committee to expend from the Building Completion Fund money to build a magazine stand and make alterations in the concession stand; not to exceed \$100.00 for caps on vent pipes; not to exceed \$500.00 for cleaning brick steps, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Laurence K. Gompertz, and recommending denying of same, was presented and read.

RESOLUTION NO. 68937, recorded in Book 61 of Resolutions, denying the claim of Laurence K. Gompertz filed January 12th, 1939 against the City of San Diego, in the amount of \$51.23; alleged to be due for property damage caused when claimant drove his car into a hole which had been excavated by City employees in the paved alley between Fairmount and 44th Streets, was on motion of Councilman Fish, adopted.

Communication from City Auditor reporting on the claim of Hubert W. McQuire, and recommending denial of same, was presented and read.

RESOLUTION NO. 68938, recorded in Book 61 of Resolutions, denying the claim of Hubert W. McQuire and Georgia McQuire filed on February 7th, 1939, against the City of San Diego, in the amount of \$1,000.00; alleged to be due on account of property damage and personal injuries caused through a collision between claimant's automobile and a city-owned automobile driven by a Police Officer, was on motion of Councilman Housh, adopted.

Communication from City Auditor reporting on the claim of Mary G. Medine and recommending denial of same, was presented and read.

RESOLUTION NO. 68939, recorded in Book 61 of Resolutions, denying the claim of Mary G. Medine filed on February 4th, 1939 against the City of San Diego, in the amount of \$40.80, alleged to be due on account of property damage caused by the overflow of water in claimant's bathroom, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 68940, recorded in Book 61 of Resolutions, approving Change Order No. 5 in connection with the contract for the construction of Police Headquarters, Jail and Courts, as recommended by the Architects, was on motion of Councilman Housh, adopted.

Communication from City Auditor reporting on the claim of Harriett Vinson Allen and recommending granting of same, was presented and read.

RESOLUTION NO. 68941, recorded in Book 61 of Resolutions, granting the claim of Harriet Vinson Allen; and authorizing the City Auditor to make payment from the Small Claims Payment Fund to Harriet Vinson Allen of the sum of \$8.25 in full settlement of her claim, was on motion of Councilman Housh, adopted.

Communication from City Auditor reporting on the claim of Albert C. Rodriguez, was presented and read with recommendation of approval.

RESOLUTION NO. 68942, recorded in Book 61 of Resolutions, granting the claim of Albert C. Rodriguez in the amount of \$8.00; and authorizing the City Auditor to pay the sum of \$8.00 from the Small Claims Payment Fund in full settlement of said claim, was on motion of Councilman Housh, adopted.

Communication from Civic Club of Encanto inviting City Officials to attend a celebration for the burning of mattoon bonds covering said district, was presented and read and on motion of Councilman Wansley, the Clerk was requested to send a letter of thanks.

Communication from U. S. Conference of Mayors relative to taxing Municipal Salaries, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from City Manager transmitting resolution of The San Diego Fish and Game Association relative to the proposed bond issue for San Dieguito Water System refinancing, was read and on motion of Councilman Housh a letter of thanks ordered sent to said association.

Communication from City Manager transmitting resolution of Izaak Walton League of America relative to proposed bond issue for San Dieguito Water System Refinancing, was read and on motion of Councilman Housh a letter of thanks ordered sent to said League.

Communication from Director of Public Works recommending the authorization for making application for a W.P.A. project for the rehabilitation of paths in Torrey Pines Park, was presented and read; together with approval of City Manager.

RESOLUTION NO. 68943, recorded in Book 61 of Resolutions, authorizing the City Manager to sign project application on behalf of the City for proposed improvement of paths in Torrey pines Park, in accordance with recommendation from Director of Public Works, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, seconded by Councilman Housh, the State Relief Administration was requested to furnish twenty (20) men from their relief rolls to be paid at the rate of fifty cents (50¢) per hour, and at foreman at seventy-five cents (75¢) per hour. Twenty per cent (20%) of which amount shall be paid by the City of San Diego. That a total amount of hours per month shall not exceed two thousand nine hundred and forty (2940) of which amount the City of San Diego shall pay not to exceed three hundred dollars (\$300.00) per month.

Communication from City Attorney relative to the offer of Mrs. Pickering to sell to the City of San Diego her holdings in the amusement center at Mission Beach for the sum of \$12,500.00, was presented and read.

RESOLUTION NO. 68944, recorded in Book 61 of Resolutions, referring the letter from the City Attorney under date of February 21st, 1939 relative to the problems in connection with jurisdiction of the Mission Beach Amusement Center to a committee consisting of the City Manager, the City Attorney and Councilman W. C. Crandall, was on motion of Councilman Wansley, adopted.

Communication from City Manager and Water Commission recommending that the resignation of Mr. T. B. Cosgrove as Special Water Counsel for the City of San Diego, effective as of December 31, 1938 be accepted; and that the sum of \$2500.00, being the balance available in the Special Water Counsel Fund, be transferred to the salary account in the City Attorney's office, and that the position of Deputy City Attorney be created on the Attorney's staff, compensation for same to be not to exceed Five thousand dollars per annum, was presented and read.

Communication from City Attorney stating that he had several conversations with Mr. Cosgrove, since he had turned in his resignation as special water counsel and that Mr. Cosgrove wished the council to accept his resignation, was read and filed.

RESOLUTION NO. 68945, recorded in Book 61 of Resolutions, going on record as being appreciative of the valuable and efficient services rendered by Mr. Cosgrove during the entire period of his employment as such counsel and terminating his services as of December 31, 1938, in accordance with the terms and conditions of his letter under date of January 7, 1939, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley, the recommendation of the Water Commission and City Manager regarding the appointment of a Deputy City Attorney to handle water matters, was placed on the table.


Petition of R. B. Walker for special plumbing permit was presented; together with recommendation of approval from Plumbing Inspector.

RESOLUTION NO. 68946, recorded in Book 61 of Resolutions, granting permission to R. B. Walker to re-use soil pipe and fittings that were a part of the plumbing of a building on Ocean Front Walk; said pipe and fittings to be installed at 733 Balboa Court, was on motion of Councilman Fish, adopted.

Communication from San Diego Junior Chamber of Commerce requesting permission to hang three banners, one at 30th and University, one at 43rd and University, and one at 5th and Broadway, for the purpose of advertising the proposed bond issue for the refinancing of the San Dieguito Water system purchase, was presented, read and on motion of Councilman Wansley, continued over for one week.

RESOLUTION NO. 68947, recorded in Book 61 of Resolutions, agreeing to provide, without cost or expense to the County of San Diego, and make available the necessary office space for officers, clerks and attaches, judges' chambers, jury rooms and court rooms for the five departments of the Municipal Court of the City of San Diego in the Police Headquarters, Jail and Court Room Building now in course of construction by said City; and agreeing to undertake and join with the County of San Diego in an application to the Federal Works Progress Administration, an agency of the Government of the United States, for an allotment of additional Federal funds wherewith to complete the construction and finishing of the ground floor of the San Diego City and County Administration Building, Civic Center, San Diego, California, to provide for certain county departments and certain joint City and County functions, and that the unencumbered balance remaining in the joint completion fund heretofore created shall be used as and for the sponsors' contribution for such project, upon the express condition, however, that the City of San Diego shall not be called upon to contribute any money in addition to its proportion of said unencumbered balance, either by way of sponsors' contribution to said project or otherwise, in connection with the construction and finishing of said ground floor, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Thursday, February 23rd, 1939.

Pursuant to motion a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 11:30 o'clock A.M.

Present--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent-- Councilman Crandall.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING.

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday the 21st day of February 1939 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 23rd day of February 1939, at the hour of 11:30 o'clock A.M., for the purpose of considering matters pertaining to the Special Municipal Bond Election for the construction of San Vicente Dam, Reservoir and Pipeline, 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; Herbert E. Fish, Addison E. Housh, John S. Siebert, Raymond M. Wansley and Bruce R. Stannard.

"TELEGRAM, Seattle, Washington Feb. 21, 1939.

Ruby Schneider, Secretary Council
City Hall San Diego Calif

I waive notice and consent to special meeting Thursday. (signed) W.C. Crandall.

ORDINANCE NO. 1544, new series, recorded in Book 47 of Ordinances, calling a special election in the City of San Diego, California, and submitting to the voters thereof a proposition for the incurring of a bonded indebtedness (San Vicente Dam Project)

was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Crandall.

ORDINANCE NO. 1545, new series, recorded in Book 47 of Ordinances, calling a special municipal election in the City of San Diego, California, and submitting to the voters thereof a proposition for the incurring of a bonded indebtedness; and consolidating said special municipal election with the special municipal election to be held in the City of San Diego, on Tuesday, the 25th day of April, 1939, pursuant to the provisions of Ordinance No. 1544 (new series), adopted February 23rd, 1939, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Crandall.

RESOLUTION NO. 68948, recorded in Book 61 of Resolutions, adopting the recommendation of the Building Committee of the joint Administration Building on the Civic Center that the sum of not to exceed Six Hundred Dollars be expended for the following purposes in connection with the completion of said building, to-wit:

Installation of caps on vent pipes, not to exceed the sum of \$100.00


Cleaning brick steps, not to exceed the sum of \$500.00;

and directing that the City shall pay one-half of said amount expended, not to exceed Six Hundred Dollars, and the County of San Diego shall pay one-half thereof, out of the San Diego Civic Center Completion Construction Fund, was presented, read and on motion of Councilman Wansley, adopted.

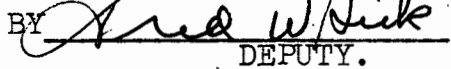
RESOLUTION NO. 68949, recorded in Book 61 of Resolutions, authorizing the City Manager to procure 100,000 Heaven on Earth million dollar bonds, at a cost of not to exceed \$1000.00; also, 100,000 other pamphlets for not to exceed \$1000.00; for distribution at the Golden Gate Exposition; and authorizing requisitions to be drawn upon the Advertising and Publicity Fund to pay for said literature, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68950, recorded in Book 61 of Resolutions, adopting the verbal recommendation of the City Manager to expend \$400.00 from the Advertising and Publicity Fund for a pamphlet advertising Old San Diego (Old Town); and authorizing requisitions to be drawn upon the Advertising and Publicity Fund to pay for said literature, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, February 28th, 1939.

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 Crandall, Wansley, Housh, Fish, Stannard and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Siebert.

On motion of Councilman Wansley, the minutes of the regular meeting of Tuesday, February 21st, 1939, and of the Special Meeting of February 23rd, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block 146, University Heights, under resolution of intention No. 68800, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion the proceedings was referred to the City Attorney for resolution ordering work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving the Alley in Block 113, University Heights, under Resolution of Intention No. 68802, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion the proceedings was referred to the City Attorney for resolution ordering work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 3, 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, RESOLUTION NO. 68951, recorded in Book 61 of Resolutions, confirming the Engineer's report and

assessment for said work, was on motion adopted.

RESOLUTION NO. 68952, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Talmadge Park Lighting District No. 2, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68953, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Talmadge Park Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68954, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block B, Sterlingworth, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68955, recorded in Book 61 of Resolutions, directing the Assessment to be made and signed by the City Engineer for paving the Alley in Block B, Sterlingworth, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68956, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving the alley in Block B, Sterlingworth, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68957, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving the Alley in Block 174, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 68958, recorded in Book 61 of Resolutions, for furnishing electric current for Mission Beach Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68959, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a plat of the district proposed to be assessed for paving CEDAR STREET between California Street and Pacific Highway, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68960, recorded in Book 61 of Resolutions, establishing a loading and unloading zone of 18 feet to extend north from the north side of the driveway at 542 Fifthenth Street, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 68961, recorded in Book 61 of Resolutions, releasing the bond of James Fielding Vaughan signed by Glens Falls Indemnity Company, dated January 27, 1938, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent recommending advertising for bids for reinforced concrete pipe culvert for Cedar Street between California Street and Pacific Highway, was read and filed.

RESOLUTION NO. 68962, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing the city with 426 lineal feet of 36" Centrifugal Reinforced Concrete pipe; 56 lineal feet of 30" Centrifugal Reinforced Concrete Pipe and 756 lineal feet of 24" Centrifugal Reinforced Concrete Pipe, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68963, recorded in Book 61 of Resolutions, accepting the deed of Union Title Insurance and Trust Company for a portion of Scott Street, was presented and on motion of Councilman Housh, adopted.

Communication from Purchasing Agent reporting on bids received for paving a portion of Euclid Avenue, and recommending acceptance of the bid of Daley Corporation, was read and filed.

RESOLUTION NO. 68964, recorded in Book 61 of Resolutions, accepting the bid of Daley Corporation for paving a portion of Euclid Avenue in front of Lots 29 and 30, Granada Tract, for the sum of \$2786.80; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent reporting on bids received for furnishing 95,000 board feet of Douglas Fir rough lumber, and recommending acceptance of the bid of Patten-Blinn Lumber Company, was read and filed.

RESOLUTION NO. 68965, recorded in Book 61 of Resolutions, accepting the bid of Patten Blinn Lumber Company for furnishing the city with 95,000 board feet of Douglas Fir rough lumber for the sum of \$3520.15; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68966, recorded in Book 61 of Resolutions, repealing resolution No. 68947, adopted February 21, 1939, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68967, recorded in Book 61 of Resolutions, providing for the completion of the ground floor of the Civic Center Administration Building and providing for housing the Municipal Court in the New Police Headquarters building at the foot of Market Street, was presented, read and on motion of Councilman Stannard, adopted.

At this time Councilman Siebert entered and took his seat.

Petition of The Oneira Club for permission to erect an ornamental fence, was presented; together with recommendation of denial from Planning Commission.

RESOLUTION NO. 68968, recorded in Book 61 of Resolutions, denying the petition of The Oneira Club for permission to arrange for a fence outside their property lines to enclose a portion of Hawley Boulevard, seven feet wide by 130 feet long, was on motion of Councilman Fish, adopted. Councilman Housh, voted Nay.

Petition of Alfred C. Buck for permission to conduct gospel meetings in Pacific Beach, was presented and read.

RESOLUTION NO. 68969, recorded in Book 61 of Resolutions, granting permission to Alfred C. Buck to place an ornamental sign on Garnet Street and Lamont Street at the southwest corner, directing people to the Full Gospel Temple at Pacific Beach; and also granting permission to Alfred C. Buck to hold street meetings at the Crystal Pier on Sunday evenings; both permits being granted on condition that any complaint of a community disturbance shall be found a reason for immediate discontinuance; that no collections or solicitations for funds shall be made; and that the outdoor service shall not be claimed as grounds for community solicitation of funds, was on motion of Councilman Housh, adopted.

Petition of E. G. Brown for permit to operate refreshment stand on Broadway near the Gas Company building, was presented, read and on motion of Councilman Crandall referred to the City Manager.

RESOLUTION NO. 68970, recorded in Book 61 of Resolutions, referring the petition of E. G. Brown for permission to operate a refreshment stand on Broadway, near the San Diego Consolidated Gas and Electric Company building, was on motion of Councilman Crandall, adopted.

Petition of Karl A. Hammond for permit to conduct street meetings, was presented; together with recommendation from Director of Social Welfare that same be referred to the Traffic Commission and Police Department.

On motion of Councilman Crandall the matter was referred to the Traffic Commission thru the traffic division of the Police Department.

RESOLUTION NO. 68971, recorded in Book 61 of Resolutions, referring to the Traffic Commission thru the Traffic Division of the Police Department, the petition of Karl A. Hammond for permission to conduct street meetings, was on motion of Councilman Crandall, adopted.

Communication from City Auditor transmitting form of ordinance providing for refunds of money to various persons, and recommending adoption of same, was presented, read and filed.

ORDINANCE NO. 1546, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$17.06 out of the Payments Refundable Account, for the relief of certain persons, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1547, new series, recorded in Book 47 of Ordinances, directing the submission to the Electors of the City of San Diego at the Regular Municipal Election called for Tuesday, April 25th, 1939, of a proposition to grant and convey to the United States Government for military purposes certain tidelands in the Bay of San Diego, conditioned upon and in consideration of the granting to the City of San Diego by the United States Government of Certain lands and rights of way, was presented, and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1548, new series, recorded in Book 47 of Ordinances, creating and establishing in the office of the City Treasurer of the City of San Diego a Special Fund, to be known as "Administration Building Salary, Operation and Maintenance Fund", Transferring to said fund the sum of \$1834.00 from the department of public works fund; and appropriating the sum of \$5550.00 from the Unappropriated Balance Fund, and transferring the same to said Administration Building Salary, Operation and Maintenance Fund, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert. Nays--None. Absent--None.

ORDINANCE NO. 1549, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$4000.00 from the Unappropriated Balance Fund of the City of San Diego, and Transferring the same to "Salaries and Wages," Series GD, Division of Public Buildings, department of public works fund, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from City Attorney recommending employment of Gibson, Dunn and Crutcher in connection with the San Dieguito Water System Bond Election, was presented, read and filed.

ORDINANCE NO. 1550, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$2500.00 out of the Unappropriated Balance fund of the City of San Diego for the purpose of providing funds for paying the fee of special counsel to pass upon the validity of the proposed issue of \$2,600,000.00 of bonds for the purpose of exercising the City's option to purchase the San Dieguito Water System; and authorizing the City Attorney to arrange with the firm of Gibson, Dunn & Crutcher, of Los Angeles, to examine and render an opinion upon the validity of said issue, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from City Attorney relative to the opening in the future of certain streets across a spur track to be built by the Atchison, Topeka & Santa Fe Railway Company; and stating that the proposed spur track does not cross an open street

where a crossing signal would be needed, and recommending the filing of the matter and no action taken at this time, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from City Auditor reporting on the claim of Hubert W. McQuire and recommending denial of same, was on motion of Councilman Housh, continued over for one week.

The proposed ordinance providing for the registration of solicitors, peddlers, Hawkers and Salesmen was presented for its second reading.

A Mr. Gleason and a Mr. Harding appeared before the Council and spoke against the adoption of the proposed measure.

RESOLUTION NO. 68972, recorded in Book 61 of Resolutions, referring to Councilmen Bruce R. Sannard, John S. Siebert and Addison E. Housh, for consideration and study, the proposed ordinance providing for the registration of solicitors, peddlers, hawkers and salesmen, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the Claim of David W. Nelson, and recommending denial of same, was presented and read.

RESOLUTION NO. 68973, recorded in Book 61 of Resolutions, denying the claim of David W. Nelson filed on February 14th, 1939, against the City of San Diego, in the amount of \$180.00; alleged to be due on account of over-payment of a Used Truck Dealer's License Fee, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Harold H. Turtoy, and recommending granting of same, was read and filed.

RESOLUTION NO. 68974, recorded in Book 61 of Resolutions, granting the claim of Harold H. Turtoy filed February 9th, 1939 against the City of San Diego, in the amount of \$160.00; said amount alleged to be due on account of property damage caused to his car and two typewriters which were in the car, and also a doctor's bill in attending to cut on claimant's head, when a Harbor Department truck ran into the side of his car; and directing that said sum be paid to Harold H. Turtoy from the Harbor Operation and Maintenance Fund, in full settlement of his claim, was on motion of Councilman Wansley, adopted.

At this time Mayor Benbough was excused from the meeting, and Vice Mayor Siebert took the chair.

Communication from Board of Supervisors relative to wood yard at 35th and Meade Avenue, and reporting that the wood yard had removed to another location, was presented, read and on motion of Councilman Wansley, ordered filed, and the Clerk directed to notify the petitioners of the action taken.

Communication from Civil Service Commission requesting the Council to transfer the sum of \$25.00 from the General Fund to Item No. 399 of Maintenance and Support in the Civil Service Budget, to cover expenses of special examiners who are to conduct the oral interviews in the examinations for the positions of Park Director and of Personnel Director, was read and on motion of Councilman Wansley, referred to the City Attorney to prepare the proper ordinance to accomplish the request.

Communication from Junior Chamber of Commerce requesting permission to hang banners in three sections of the City, calling attention to the San Dieguito Refinancing Bond issue coming before the voters on March 28th, 1939, was presented and read.

RESOLUTION NO. 68975, recorded in Book 61 of Resolutions, denying the request of the San Diego Junior Chamber of Commerce for permission to install banners at various locations; and authorizing the City Manager to grant permission to place posters on light poles, if desired, was on motion of Councilman Wansley, adopted.

Communication from Civic Center Building Committee recommending that the Council and Board of Supervisors make temporary allocation of space to the Historical Record Survey project, so the work would not be interrupted, was read and filed.

RESOLUTION NO. 68976, recorded in Book 61 of Resolutions, authorizing temporary allocation of the Government Reference Library space on the fourth floor of the Civic Center building to the Historical Records Survey, for use in research of city and county records, was on motion of Councilman Wansley, adopted.

Communication from George F. Wiedekamp requesting permission to demonstrate his crossing signal, was presented, read and on motion of Councilman Fish, referred to the Traffic Commission.

Communication from C. L. Fairbank relative to resignation of T. B. Cosgrove, was presented, read and on motion of Councilman Crandall ordered filed.

Communication from Traffic Commission reporting that it had granted a license to George C. Brown and Dorothy Y. Brown to operate one Drive-Yourself Truck, operating from 1444 University Avenue, was presented, read and on motion of Councilman Housh, ordered filed.

On motion of Councilman Wansley the matter of the appointment of Albert Lee as Special Water Counsel, was continued over one week.

RESOLUTION NO. 68977, recorded in Book 61 of Resolutions, authorizing the City Manager to proceed with the program of rehabilitation of office furniture, and requesting him to bring in an appropriation ordinance for next Tuesday's meeting to cover the expense involved, was on motion of Councilman Wansley, adopted.

Communication from Traffic Commission reporting that it doubted the advisability of the boulevard stops suggested for the Rosecrans Street crossing, but that it was heartily in favor of the other installations recommended by the Railroad Commission,

was presented, read and on motion of Councilman Wansley, referred to the City Manager.

Communication from Traffic Commission recommending that since the recent installation of automatic traffic signals at University Avenue and Euclid Avenue, the boulevard stops were no longer needed, and should be removed, was presented and read.

On motion of Councilman Wansley, the recommendation was ordered sent to the City Attorney for the preparation of the necessary ordinance.

Communication from D. H. Cerveney relative to examination conducted by Civil Service Commission for the position of patrolmen, and requesting information as to why service men are allowed extra points, was read and on motion of Councilman Wansley, referred to the Civil Service Commission for a report.

RESOLUTION NO. 68978, recorded in Book 61 of Resolutions, directing the Clerk to give notice of proposed assessment for paving the Alley in Block 53, University Heights, was presented, read and on motion of Councilman Wansley, adopted.

Communication from San Diego County Ministerial Association for permission to conduct street solicitation through Chinese flower girls and business houses, for raising relief funds for non-combatants, women and children, in China, was presented; together with a letter of endorsement from M. G. Pfefferkorn.

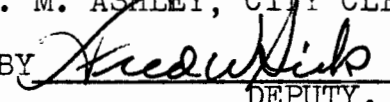
On motion the matter was continued over for one week.

At this time a majority of the members of the Council signed the bond of Samuel W. Dunaway, as water bill collector and the bond of Imle L. Eno, as water bill collector.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, March 7th, 1939.

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 Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---None.

On motion of Councilman Fish the minutes of the regular meeting of Tuesday, February 28th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the City Engineer's estimated cost for construction of sidewalk and curb on Pacific Highway between A Street and Harasthy Street, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion the proceedings was referred to the City Attorney for the preparation of the resolution directing the City Engineer to furnish plans for said work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the City Engineer's estimated cost for paving and otherwise improving the Alley in Block 9, Wilshire Place, the Clerk reported that he had received a written protest from Mathilda Meyers, 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. 68979, recorded in Book 61 of Resolutions, overruling the protest of Mathilda Meyers, was on motion adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the City Engineer's estimated cost for paving and otherwise improving the Alley in Block H, Altadena, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion the proceedings was referred to the City Attorney for preparation of the resolution directing the City Engineer to furnish plans for said work.

At this time a majority of the members of the Council signed the sidewalk license bond of L. B. Butterfield.

RESOLUTION NO. 68980, recorded in Book 61 of Resolutions, referring to the City Manager the matter of a mosquito nuisance in Mission Hills, as requested by Supervisor Walter Bellon, was on motion of Councilman Wansley, adopted.

Communication from Junior Chamber of Commerce requesting funds to aid in sending the State College Basket Ball team to Kansas City, was presented and read.

RESOLUTION NO. 68981, recorded in Book 61 of Resolutions, authorizing the City Manager to expend \$450.00 from the Advertising and Publicity Fund for sending the San Diego State College basketball team to Kansas City, Missouri; and to make arrangements with the team so that publicity is given to San Diego and environs, was on motion of Councilman Wansley, adopted.

Petition of Residents urging the Council to take over the Mission Beach Amusement Center, was presented and read.

RESOLUTION NO. 68982, recorded in Book 61 of Resolutions, referring to the City Attorney and City Manager the Mission Beach Amusement Center matter, with instructions to expedite the following items:

Determining the status of the Pickering lease.

Obtaining from the State Park Commission a ruling on what buildings can be kept up or torn down.

The acceptance of the offer of the Pickering Estate, was on motion of Councilman Crandall, adopted.

The following letter was presented by Councilman Wansley and read to the Council by the City Clerk:

Mr. Edward A. Kickham, Pres.
Mission Beach Chamber of Commerce
833 Island Court, Mission Beach

Mission Beach Booster Club
Mission Beach, California

Gentlemen:

Now that the City of San Diego has petered out on us, at least for two or three years in any effort to financially assist Mission Beach in its protection on the Bayshore, I will agree to take care of all expense in excess of \$150.00 for a preliminary report by Mr. Norman Glover as to estimate of cost for building an earth dyke along the bayside of Mission beach, make soundings, etc.

Mr. Glover's preliminary work re: development of Pacific Beach and the sail boat area received favorable comment from the State Harbor Commission and the Federal Government Engineer. His report will be invaluable in trying to work out a plan.

Will you and the Mission Beach Booster Club work together and raise within ten days from date \$150.00 and pay same to Mr. Glover and get some quick action as we will only have a short session of the Legislature, and if we can get that report out in the next six weeks, we may be able to get some assistance here in addition to the \$30,000 that I have every reason to believe we will get for the acquisition of the dredger and some dredging work done. Our whole fight here is to keep the Governor from transferring the oil revenues which the State Park Commission now has in its possession from going into the general fund.

May I have your early attention to the above.

Sincerely yours,

EF/jv

(signed) Ed. Fletcher

RESOLUTION NO. 68983, recorded in Book 61 of Resolutions, appropriating \$150.00 for the employment of Mr. Norman Glover to make the necessary survey plans and estimates relative to the protection of the east side of Mission Beach from erosion; said plans and estimates to be such as are referred to in Senator Fletcher's letter, and copies of said plans and estimates to be furnished to the Council for its information in protecting public property and City property on the east side of Mission Beach; and accepting the offer of Senator Fletcher, as contained in his letter as quoted above, was on motion of Councilman Wansley, adopted.

The sub-Committee recommendations regarding Mission Bay State Park- Advancement of Development, were presented and read.

RESOLUTION NO. 68984, recorded in Book 61 of Resolutions, adopting the sub committee recommendations from Joint City Officials-Citizens' Advisory Committee, relative to Mission Bay State Park--Advancement of development, with the exception of paragraph "G", was on motion of Councilman Wansley, adopted.

Communication from Board of Education requesting the placing of a proposed retirement system proposition on the City ballot for the April 25th, 1939 election, was presented and read.

RESOLUTION NO. 68985, recorded in Book 61 of Resolutions, requesting the City Clerk and City Attorney to render every assistance in the arrangement for a Board of Education election on the same day as the City General election; using the same polling places and the same personnel; was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68986, recorded in Book 61 of Resolutions, fixing and providing for \$3000.00 bonds for district water bill collectors at 6th Avenue and Broadway, and at 5th Avenue and Broadway, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68987, recorded in Book 61 of Resolutions, fixing and providing for \$1,000.00 bonds for district water bill collectors at 2602 National Avenue and at Sampson Street and Logan Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68988, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving Guy Street, under Resolution of Intention No. 68392, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68989, recorded in Book 61 of Resolutions, for paving and otherwise improving the north and south alley in Block 113, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68990, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving the north and south alley in Block 113, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68991, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving the north and south alley in Block 113, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING WORK NO. 68992, recorded in Book 61 of Resolutions, for paving and otherwise improving the Alley in Block 146, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68993, recorded in Book 61 of Resolutions, directing the work to be done under the direction of the City Engineer for paving the Alley in Block 146, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68994, recorded in Book 61 of Resolutions, directing the assessment to be made and signed by the City Engineer for paving the alley in Block 146, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 68995, recorded in Book 61 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 3, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68996, recorded in Book 61 of Resolutions, accepting the deed of National Iron Works for a portion of Euclid Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68997, recorded in Book 61 of Resolutions, accepting the Subordination Agreement executed by the United States Holding Company, bearing date of December 13, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68998, recorded in Book 61 of Resolutions, accepting the subordination agreement executed by United States Holding Company, bearing date of December 13, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 68999, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$860.00 from Outlay, Account #551, Division of Shops to maintenance and support, account #121, Division of Public Buildings, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69,000, recorded in Book 61 of Resolutions, releasing any liability under the bond of Imle L. Eno executed by the Fidelity & Casualty Company of New York and dated March 1, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69001, recorded in Book 61 of Resolutions, releasing any liability under the bond of Samuel W. Dunaway executed by the Fidelity & Casualty Company of New York and dated February 28, 1938, was on motion of Councilman Wansley, adopted.

Petition of George W. Marston requesting the closing of Fort Stockton Drive between Mason and Harney Streets; Pine Street between Camino Del Rio and Twiggs Street; Twiggs Street between Fort Stockton and Pine; and Mason Street between Caminon Del Rio and Fort Stockton Drive; and in return for said closing, offering to deed to the City of San Diego Block 445 of Old San Diego, was presented, read and on motion of Councilman Wansley, referred to the Planning Commission and City Attorney.

Petition of L. H. Peirce for setback suspension on Hoffman Street was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69002, recorded in Book 61 of Resolutions, granting permission to L. H. Peirce to erect a single family residence and garage not closer to the property line on Hoffman Street than two feet on Villa Lot 146, University Heights; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Clarice E. R. Smith for yard variance permit on Virginia Way, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69003, recorded in Book 61 of Resolutions, granting permission to Clarice E. R. Smith to erect an addition to the rear of the present house on Lots 31 and 32, Block 26, La Jolla Park in Zone R-1, with a side yard of three feet, and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of J. J. Funk for an auto court permit in the 4500 block on Pacific Highway, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69004, recorded in Book 61 of Resolutions, granting permission to J. J. Funk to conduct an auto court of 14 units on a portion of Lots 1 and 2, Block 430, Old San Diego, in the 4500 block on Pacific Highway, was on motion of Councilman Wansley, adopted.

Petition of The Whitson Company for zone variance permit at 6th Avenue and Washington Street; was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69005, recorded in Book 61 of Resolutions, granting permission to The Whitson Company to move and operate a Cabinet Shop- 10 H.P. in zone C, on a portion of Sixth Avenue closed, north of Washington Street; and suspending the provisions of Ordinance No. 190, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition for establishing a two foot setback line on Hoffman Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69006, recorded in Book 61 of Resolutions, authorizing the City Attorney to draft an ordinance establishing a two-foot setback line on the south side of Hoffman Street between Rhode Island Street and Massachusetts Street; was presented and on motion of Councilman Wansley, adopted.

Petition of Chester E. Berg for zone variance permit on 35th Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69007, recorded in Book 61 of Resolutions, granting permission to Chester E. Berg to erect and operate two single-family dwellings in Zone R-1, on Villa Lot 110, Normal Heights; and suspending the provisions of Ordinance No. 13594, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69008, recorded in Book 61 of Resolutions, accepting the resignation of T. B. Cosgrove, as special water counsel for The City of San Diego, effective as of December 31, 1938; and expressing appreciation of the valuable and efficient services rendered by Mr. Cosgrove during the entire period of his employment as such counsel; and directing the City Clerk to mail a certified copy of this resolution to Mr. Cosgrove, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69009, recorded in Book 61 of Resolutions, retaining and employing Albert J. Lee for the balance of the current fiscal year to do and perform all things required of him as special water counsel, as provided for in the City Charter, and that he be paid for such services for the balance of the current fiscal year at the rate of \$5,000.00 per year plus expenses necessarily incurred in the performance of the services required of him outside the County of San Diego; and authorizing the City Manager to enter into an agreement with said Albert J. Lee pursuant to this resolution, was on motion of Councilman Wansley, adopted.

On motion a hearing was set for the hour of 10:00 o'clock A.M., Tuesday, March 21st, 1939 for the purpose of considering the proposed ordinance incorporating Talmadge Park Estates in the City of San Diego, into R-1, R-2 and RC zones, as defined by Ordinance No. 8924 and amendments thereto.

On motion a hearing was set for the hour of 10:05 o'clock A.M., Tuesday, March 21st, 1939 for the purpose of considering the proposed ordinance adopting a map entitled, "Map showing set-back lines in Talmadge Park Estates" and establishing the building set-back lines thereon.

ORDINANCE NO. 1551, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$4500.00 out of the Unappropriated Balance fund of the City of San Diego for the purpose of providing funds for rehabilitation and construction of furniture in City offices at Civic Center, and transferring same to certain accounts in public works department fund, was read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1552, recorded in Book 47 of Ordinances, appropriating the sum of \$25.00 from the Unappropriated balance fund of the City of San Diego, and transferring the same to account 399, Maintenance and support, civil service fund, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

Communication from Progressive Civic Association of San Diego County requesting funds for the purpose of a banquet or barbecue and entertainment for the poor forgotten taxpayer, was presented, read and on motion of Councilman Fish, ordered filed.

Communication from Civil Service Commission relative to the salary fixed by the Council for the Superintendent of Building and Grounds, was presented, read and on motion of Councilman Crandall, referred to the City Attorney for a report.

Communication from contracting Plasterer's Association of San Diego requesting the adoption of an amendment to the plastering ordinance, was presented; together with recommendation from the Chief Inspector that the matter be referred to the Board of Examiners and Appeals for further study, investigation and recommendation,

On motion of Councilman Crandall, the matter was referred as recommended.

Communication from Associated Students of San Diego State College requesting the installation of signals at the intersection of El Cajon Boulevard and College way, was presented, read and on motion of Councilman Housh, referred to the City Manager.

Communication from Director of Public Works, approved by the City Manager, recommending releasing jurisdiction to the County of San Diego for the improvement of AMHERST Street, was presented, read and on motion of Councilman Wansley, referred to the City Attorney for the preparation of the necessary papers.

Communication from H. H. Culver relative to the proposed ordinance regulating solicitors, was presented, read and on motion of Councilman Wansley, referred to the Council Committee that was appointed to study the matter.

Communication from Junior Chamber of Commerce thanking the Council for cooperating in entertaining the Junior Officers of the Army, Navy and Marine Corps, was read and on motion of Councilman Wansley, ordered filed.

Communication from Hydraulic Engineer, approved by the City Manager, recommending the setting of April 27th, 1939 as the opening date for the fishing season on City Lakes, was presented and read.

RESOLUTION NO. 69010, recorded in Book 61 of Resolutions, fixing Thursday, April 27th, 1939 as the official date for opening the fishing season at the City's reservoirs; as recommended by the Water Development Department under Document No. 312467, was on motion of Councilman Crandall, adopted.

On motion of Councilman Housh the report on the claim of Hubert W. McQuire was again tabled for one week.

Communication from City Auditor reporting on the claim of Pete Manos and recommending denial of same, was read and filed.

RESOLUTION NO. 69011, recorded in Book 61 of Resolutions, denying the claim of Pete Manos, filed on February 25th, 1939, against the City of San Diego, in the amount of \$6.00; alleged to be due on account of property damage caused by collision of claimant's automobile with that of a City-owned truck; was on motion of Councilman Housh, adopted.

Communication from City Auditor reporting on the claim of C. R. Lovelace and recommending payment of same, was read and filed.

RESOLUTION NO. 69012, recorded in Book 61 of Resolutions, granting the claim of C. R. Lovelace and authorizing the City Auditor to pay the sum of \$7.50 from the Small Claims Payment Fund, in full settlement of the claim, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of J. C. Wood and recommending payment of same, was read and filed.

RESOLUTION NO. 69013, recorded in Book 61 of Resolutions, granting the claim of J. C. Wood filed on February 27th, 1939; and authorizing the City Auditor to pay J. C. Wood the sum of \$6.00 in full settlement of the claim from the Small Claims Payment Fund, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Harry R. Stevenson and recommending granting of same, was read and filed.

RESOLUTION NO. 69014, recorded in Book 61 of Resolutions, granting the claim of Harry R. Stevenson, filed on February 20th, 1939; and authorizing the City Auditor to pay the sum of \$24.00 to Harry R. Stevenson in full settlement of the claim from the Small Claims Payment Fund, was on motion of Councilman Wansley, adopted.

Communication from City Treasurer recommending sale of certain street bonds held in the Cemetery Fund, was read and filed.

RESOLUTION NO. 69015, recorded in Book 61 of Resolutions, authorizing the City Auditor and City Treasurer to arrange for the sale of bonds for the Mt. Hope Cemetery Fund as follows:

Bond 1, Series 994, against a portion of Lot 1, Resubdivision of Inspiration Heights, to James L. Hogan, for \$20.89.

Bonds 37 and 38, Series 1224, against a portion of Ludington Heights, to Fred R. Dorr, for \$213.42, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, recommending that a resolution be adopted authorizing the expenditure of \$10,000.00 for the acquisition of right of way and payment for damages for Parcels 1, 2 and 3 on Washington Street Extension, was read and filed.

Resolution No. 69016, recorded in Book 61 of Resolutions, authorizing the City Manager to purchase the real property described as Parcels 1, 2 and 3 for the purpose of extending Washington Street, in the City of San Diego, from Fifth Avenue to Lincoln Avenue, was on motion of Councilman Wansley, adopted.

On motion of Councilman Wansley the petition of E. G. Brown for a permit to operate a refreshment stand on Broadway near the S. D. Cons. G. & E. Co. building was ordered filed, due to the fact that the City Manager reported that the City does not have power or authority to authorize the use of public street property for business purposes.

Communication from City Manager relative to storm waters crossing property owned by Charles C. Crouch, and recommending that the matter be referred to the City Attorney for an opinion, was presented, read and on motion of Councilman Wansley the matter was referred to the City Attorney.

Thereupon, on motion of Councilman Housh, a recess was taken until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:
Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk---J.M. Ashley.
Absent---None.

RESOLUTION NO. 69017, recorded in Book 61 of Resolutions, authorizing

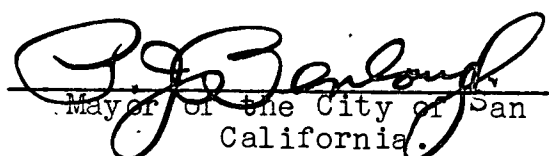
The Councilmen, City Manager, and anyone else who wishes, to attend at City expense a dinner sponsored by the Boys' Club of America, for underprivileged boys, on March 15th, 1939, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69018, recorded in Book 61 of Resolutions, finding and declaring that the participation of the San Diego State College basketball team, which has won the Southern California College Conference title, as well as the California State College championship, at the National Intercollegiate Basketball Tournament to be held March 13th, to 20th, inclusive, in Kansas City, Missouri, is an activity which will be instrumental in bringing visitors and new residents for the City of San Diego; and will be of value in publicizing the advantages of San Diego as a residence and business city; and allocating the sum of \$450.00 from the Advertising and Publicity Fund of the City of San Diego to aid in defraying expenses of sending said basketball team to said National Intercollegiate Tournament, was on motion of Councilman Wansley, adopted.

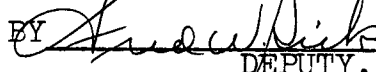
Communication from Harbor Commission requesting the Council to determine a matter of policy in regard to the request of The Ryan School of Aeronautics for a tideland lease on 20 acres, was presented and read.

After going into the matter with the Harbor Commission, RESOLUTION NO. 69019, recorded in Book 61 of Resolutions, generally agreeing with the Harbor Commission that a lease should be granted to Claude Ryan on Lindbergh Field; the lease to run for fifty years at the rentals named in the communication to the Council from the Harbor Commission under date of March 7th, 1939; the option as referred to in the communication to be based on Mr. Ryan's furnishing the Commission with evidence that the additional ground taken under option will be required by his plant for immediate beneficial use before the option can be exercised; beneficial use to be determined by the Harbor Commission, was on motion of Councilman Crandall, adopted.

Thereupon, on motion the meeting was adjourned.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, March 14th, 1939.

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 Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.

Absent---Councilman Wansley.

On motion of Councilman Housh, the minutes of the regular meeting of Tuesday, March 7th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for University Avenue Lighting District No. 2, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 312637.

Thereupon, on motion of Councilman Housh the bid was referred to the City Manager for report and recommendation.

At this time Councilman Wansley entered and took his seat.

Communication from Associated Architects presenting plans and contract documents for the completion of the ground floor of the Civic Center Administration Building, was presented and read; together with copy of resolution adopted by the Board of Supervisors approving the plans and contract documents.

The documents referred to were present by Louis J. Gill, chairman of the Associated Architects.

On motion of Councilman Wansley the documents were referred to the City Attorney and Councilman Siebert for recommendation.

Petition for the construction of a Seawall in Ocean Beach, was presented.

An additional petition with many names attached was presented by Mr. McElwee and another gentlemen, who were allowed to be heard.

On motion of Councilman Crandall, the matter was tabled for one week.

RESOLUTION NO. 69020, recorded in Book 61 of Resolutions, was presented, read and adopted, which read as follows, to-wit:

"That, within the limitations of the agreement as regards this matter between the Council and the Board of Supervisors, the Council is agreeable to making an application for further work on the Civic Center Building to such agency as the Supervisors may determine; and the Council is willing to approve such plans as the Board of Supervisors

desire.

Petition for paving the Alley in Block 336, Choate's Addition, was presented; together with report from City Engineer, approved by the City Manager, stating that it was evident from a preliminary investigation that the work could not be done by assessment proceedings,

RESOLUTION NO. 69021, recorded in Book 61 of Resolutions, denying the petition for paving the Alley in Block 336, Choate's Addition, for the reasons enumerated by the City Engineer in his letter dated March 9th, 1939, was on motion of Councilman Wansley, adopted.

Petition of Gilbert E. Love for a zone variance permit at 4940 Lamont Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69022, recorded in Book 61 of Resolutions, granting permission to Gilbert E. Love to erect and operate a second single family residence in Zone R-1 on the south half of Lot 7, C. M. Doty's Addition; and suspending the provisions of Ordinance No. 119, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Jos. D. Hayward for zone variance permit at 3661 Alabama Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69023, recorded in Book 61 of Resolutions, granting permission to Jos. D. Hayward to construct an addition to a residence in Zone R-4, on Lots 39 and 40, Block 12, Pauley's Addition with a rear yard of five feet; and suspending the provisions of Ordinance No. 12889, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Clifford McCullough for setback suspension at Union Street and Laurel Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69024, recorded in Book 61 of Resolutions, granting permission to Clifford McCullough to erect a garage to the property line on Union Street, on Lot 6, Block 82, Middletown; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Whitney & Company for setback suspension at 7th and University Avenues, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69025, recorded in Book 61 of Resolutions, granting permission to Whitney & Company to erect a sign six feet high, twenty feet long and ten feet off the ground, on Lots 53 and 54, G. A. Bush's Addition, to the property line on University Avenue; and suspending the provisions of Setback Ordinance No. 1212 insofar as the provisions relate to the property mentioned, subject to the owner's signing an agreement to move the sign at no cost to the City when requested to do so, was on motion of Councilman Housh, adopted.

Petition of Waldene Carrie Mullis for setback suspension on Frontera Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69026, recorded in Book 61 of Resolutions, granting permission to Waldene Carrie Mullis to erect a residence and garage not closer to the property line on Frontera Street than five feet on Lot 70, Southern Guaranty Subdivision; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of C. P. Sisson and Elmer J. McInerney for a yard variance permit at 4332 - 30th Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69027, recorded in Book 61 of Resolutions, granting permission to C. P. Sisson and Elmer J. McInerney to erect and operate a store building with existing residential units in Zone "C" on Lots 31 and 32, Block 110, University Heights, with a lot coverage of seventy per cent; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

At this time a majority of the members of the Council signed the bonds of Allene E. McLeod as assistant cashier water bills collection; W. L. Preston as Keeper at Barrett Dam; Cornelia D. Plaister as City Librarian; Alex M. Lesem as Director of Public Health; Edwin W. Beale as City Plumbing and Housing Inspector and Acting assistant Director of Public Health; W. Allen Perry as Park Director; Seth Swenson as Keeper at Morena Dam, Charles J. Rauner as assistant cashier water bills collection; Carson B. Rodman as permit clerk, La Jolla; Joseph H. Shaw as Assistant Purchasing Agent; L. W. Butler as district water bill collector; Philip D. Allen as district water bill collector; Maurice Sloper as BUYER in the Purchasing Department; and Frank M. Stanley as Chief Clerk Accountant.

Petition of Arthur Cain, circulation manager of The San Diego Californian, for permission to place ten stands on street corners to sell San Diego Californian newspapers, was presented and on motion of Councilman Wansley, ordered filed; and the Clerk requested to inform applicant that there was no ordinance providing for the issuance of such a permit.

Communication from City Auditor reporting on the claim of Hubert W. McGuire and recommending that the claim be settled for the sum of \$300.00, was read and filed.

RESOLUTION NO. 69028, recorded in Book 61 of Resolutions, adopting the recommendation of the City Auditor, contained in Document No. 312619, concerning the claim of Hubert W. McGuire and Georgia McGuire; and authorizing the interested City Departments to arrange a compromise settlement of the claim in the sum of \$300.00, was on motion adopted.

ORDINANCE NO. 1553, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$300.00 from the Unappropriated Balance fund in compromise and full settlement of the claim of Hubert McGuire and Georgia McGuire, was presented and on motion

of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Wansley the matter of appointments to be made in connection with the San Diego Veterans Advisory Committee, was referred to Councilman Stannard for recommendation.

Communication from City Manager regarding the purchase of certain property for the extension of Lowell Street, as offered by Glen O. Perkins, and recommending same be referred to the Budget Box, was read and on motion of Councilman Housh, the recommendation was adopted.

Communication from Herbert E. Moore recommending payment of certain light and power bills in connection with the construction of the Civic Center Administration Building, was presented, read and on motion of Councilman Housh, referred to the Maintenance Committee.

Communication from Board of Supervisors relative to available space for Municipal Court and its attaches in the police headquarters building, was presented, read and on motion of Councilman Fish, referred to the City Manager.

Communication from residents requesting the installation of a stop-sign at Canon and Talbot Streets, was presented and on motion of Councilman Housh, referred to the Traffic Commission.

At this time a majority of the members of the Council signed the agreement with the Associated Architects for furnishing plans and contract documents for the completion of the Civic Center Administration Building Ground Floor.

Communication from City Planning Commission recommending the adoption of legislation prohibiting residences on property having no street frontage, was presented and read.

RESOLUTION NO. 69029, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance, in conjunction with the City Planning Commission, covering the building or remodeling of residences on lots having no street frontage, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent, approved by the City Manager, recommending advertising for bids for one new centrifugal pump or pumps and motor for the Point Loma Pumping Station, was presented and read.

RESOLUTION NO. 69030, recorded in Book 61 of Resolutions, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City with one new centrifugal pump or pumps and motor for the Point Loma Pumping Station, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent, approved by the City Manager, reporting on bid received for furnishing 1448 feet of centrifugally reinforced concrete culvert pipe and recommending the acceptance of the bid of American Concrete and Steel Pipe Company, was read and filed.

RESOLUTION NO. 69031, recorded in Book 61 of Resolutions, accepting the bid of American Concrete & Steel Pipe Company for furnishing the city with 1448 feet of centrifugally reinforced concrete culvert pipe for the sum of \$3400.44; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent, approved by the City Manager, reporting on bids received for furnishing the city with 20 police patrol cars and 2 fire department sedans and one and not more than two executives' cars, and recommending that award be made to the Brown Motor Company for the 20 Police Cars, and the 2 Fire Department Cars, for the sum of \$15,912.99; and that J. R. Townsend Company be awarded the contract for furnishing 2 Executives' cars for the sum of \$1869.78, was read and filed.

RESOLUTION NO. 69032, recorded in Book 61 of Resolutions, accepting the bid of Brown Motor Company to furnish the City with 20 Police Cars, and 2 Fire Department cars for the sum of \$15,912.99; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69033, recorded in Book 61 of Resolutions, accepting the bid of J. R. Townsend Company, Inc. to furnish the city with 2 Executives' cars for the sum of \$1869.78; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Wansley, adopted.

Communication from City Attorney reporting on the case of Fraters v. City of San Diego, #2419, Mun. Ct., and recommending that the case be settled by paying plaintiff the sum of \$65.00 and accepting a full release in the matter, was read and filed.

RESOLUTION NO. 69034, recorded in Book 61 of Resolutions, adopting the recommendation of the City Attorney, contained in Document No. 312643, concerning the case of Fraters v. City, #2419 Municipal Court, was on motion of Councilman Housh, adopted.

Communication from Senator Fletcher relative to Mission Bay, and thanking the Council for making available the sum of \$150.00 for Engineering service rendered by Norman Glover, was read and on motion of Councilman Housh, ordered filed.

Communication from Frank M. Downer, Jr. relative to placing of Judge Philip Smith's name on the primary ballot, and inquiring whether the City Attorney has been authorized by the Mayor and Council to defend Judge Smith and advocate his right to a place on the ballot at the coming election, was presented, read and on motion of Councilman Wansley, Ordered filed, and the Clerk directed to answer in the negative.

Communication from Tax Relief Committee, signed by Ione T. Cleaver as vice-president, seeking information in regard to the widespread distribution by mail of the City Manager's annual report and asking for a detailed report of the entire expense involved in the preparation, printing and mailing of the reports, was read and on motion of Councilman Fish, ordered filed; and the Clerk directed to notify Mrs. Cleaver of the things she wants to know and send her a copy of the Manager's report.

RESOLUTION NO. 69035, recorded in Book 61 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Talmadge Park Lighting District No. 3, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69036, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of proposed assessment for the paving of Cedar Street and Pacific Highway, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69037, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving the Alley in Block 20, University Heights, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 69038, recorded in Book 61 of Resolutions, determining that the proposed assessment for paving the Alley in Block 9, Wilshire Place would not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to furnish plans for the proposed work, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69039, recorded in Book 61 of Resolutions, determining that the proposed assessment for paving the Alley in Block H, Altadena would not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to furnish plans for said improvement, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69040, recorded in Book 61 of Resolutions, determining that the proposed assessment for construction of sidewalks and curbs on Pacific Highway would not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to furnish plans for said improvement, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 69041, recorded in Book 61 of Resolutions, releasing the bond of George Russell executed by the Fidelity and Casualty Company, dated May 12, 1938, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent, approved by the City Manager, recommending advertising for bids for lighting fixtures for the Police Headquarters building, was read and filed.

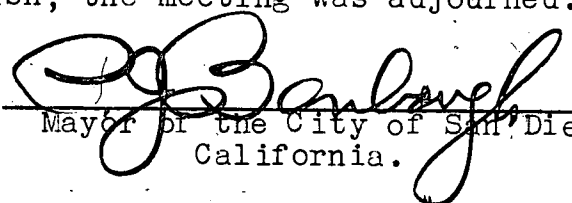
RESOLUTION NO. 69042, recorded in Book 61 of Resolutions, authorizing the City Purchasing Agent to advertise for bids for furnishing the lighting fixtures for the Police Headquarters, City Jail and Court Rooms, was presented and on motion of Councilman Wansley, adopted.

ORDINANCE NO. 1554, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 from the Street Improvement Fund for the purpose of hiring labor and purchasing material for repair of streets, bridges and culverts in the City of San Diego, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

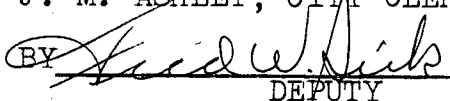
ORDINANCE NO. 1555, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$150.00 from the Unappropriated Balance fund in payment of Engineering services to be rendered by Norman Glover in connection with the necessary survey, plans and estimates relative to the protection of the east side of Mission Beach from erosion, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 69043, recorded in Book 61 of Resolutions, referring the matter of supplying water to property owners outside of the City in the vicinity of 50th Street; as discussed by Councilman Bruce R. Stannard at to-day's meeting, to the City Manager and the City Attorney, was on motion of Councilman Stannard, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, March 21st, 1939.

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 Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley

Absent---None.

On motion of Councilman Housh, the minutes of the regular meeting of Tuesday, March 14th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the City Clerk reported that in response to notice inviting bids for furnishing electric current for Talmadge Park Lighting District No. 2, he had received one bid, which bid was on motion duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 312733.

Whereupon, on motion of Councilman Wansley said bid was referred to the City Manager for report and recommendation.

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

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 312732.

Whereupon, on motion of Councilman Stannard, said bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the City Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block B, Sterlingworth, 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 executed by Maryland Casualty Company, and was given Document No. 312729.

Griffith Company, accompanied by a bond executed by National Surety Corporation, and was given Document No. 312730.

V. R. Dennis Construction Company, accompanied by a certified check in the sum of \$235.00, and was given Document No. 312731.

Whereupon, on motion of Councilman Siebert the 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 protests against the furnishing of electric current for Kensington Manor Lighting District No. 1, the City 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, RESOLUTION NO. 69044 recorded in Book 61 of Resolutions, confirming and approving the City Engineer's report and assessment for said work, was on motion of Councilman Crandall, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed Ordinance incorporating Talmadge Park Estates into R-1, R-2 and RC Zones, 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, ORDINANCE NO. 1556, new series, recorded in Book 47 of Ordinances, incorporating Talmadge Park Estates into R-1, R-2 and RC zones, as defined by Ordinance No. 8924, and amendments thereto, was on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of a proposed ordinance adopting a map showing set-back lines in Talmadge Park Estates, 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, ORDINANCE NO. 1557, new series, recorded in Book 47 of Ordinances, adopting a map entitled, "Map Showing Set-back lines in Talmadge Park Estates" and establishing the building set-back lines thereon, was on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

At this time a majority of the members of the Council signed the bond of Maude Wiltse as district water bill collector in Mission Beach.

Petition of The Emerson P.T.A. requesting installation of lights at the Mountain View Park, was presented; together with recommendation from City Manager that the matter be referred to the Budget Box.

Whereupon, on motion of Councilman Wansley the recommendation was adopted.

Petition of Joe Stubbs Jr., Inc. for a special building permit, was presented; together with recommendation of approval from Plumbing Inspector and Chief Inspector. RESOLUTION NO. 69045, recorded in Book 61 of Resolutions, granting permission to Joe Stubbs Jr., Inc., to erect a portable building located on the property lying at the southwest corner of First Avenue and Broadway without installing a toilet as required by

Ordinance No. 11648, providing the construction conforms to the Building Code regulations and requirements, was on motion of Councilman Housh, adopted.

Petition of Mead-Haskell Company for zone variance on 56th Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69046, recorded in Book 61 of Resolutions, granting permission to Mead-Haskell Company to erect three houses on the northerly 150 feet of the easterly 150 feet of the south half of Lot 9, Lemon Villas, in Zone R-2, on the westerly side of 56th Street, opposite Mead Avenue; and suspending the provisions of Ordinance No. 13559, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Arthur W. Molsdale for yard variance permit at 1635 Neale Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69047, recorded in Book 61 of Resolutions, granting permission to Arthur W. Molsdale to erect and operate an addition to a garage on Lots 15, 16 and 17, Block 69, Middletown Addition, in Zone R-1, with a side yard of six inches; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Elizabeth A. Zehner for setback suspension at 1919 Linwood Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69048, recorded in Book 61 of Resolutions, granting permission to Elizabeth A. Zehner and Herman O. Zehner to erect a garage not closer to the property line on Linwood Street than seven and one half feet, on Lots 19 and 20, Block 25, Middletown Addition; and suspending the provisions of setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Fish, adopted.

Petition of Lee S. Wilcox for zone variance permit at 4773 Newport Avenue, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69049, recorded in Book 61 of Resolutions, granting permission to Lee S. Wilcox to erect and operate an apartment attached to garage; 5th unit on lots; in Zone R-2 on Lots 43 and 44, Block 33, Ocean Beach; and suspending the provisions of Ordinance No. 12793, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Walter Church for closing Emory Street, was presented; together with recommendation of denial from City Engineer and Planning Commission.

RESOLUTION NO. 69050, recorded in Book 61 of Resolutions, denying the petition for closing Emory Street full width, between the northeasterly line of Pacific Highway and the southwesterly line of the Atchison, Topeka and Santa Fe Railway right of way, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Kent R. Parker and recommending denial of same, was read and filed.

RESOLUTION NO. 69051, recorded in Book 61 of Resolutions, denying the claim of Kent R. Parker filed March 9th, 1939, against the City in the sum of \$847.00, alleged to be due on account of personal injuries and expenses incurred incident thereto, when struck on the head with a baseball bat while on the premises of the Golden Hill Playgrounds, was on motion of Councilman Housh, adopted.

Communication from City Auditor reporting on the claim of Manuel C. Sotelo, and recommending granting of same, was read and filed.

RESOLUTION NO. 69052, recorded in Book 61 of Resolutions, granting the claim of Manuel C. Sotelo, and authorizing the City Auditor to pay the sum of \$25.00 from the Small Claims Payment Fund, in full settlement of the claim hereinabove mentioned, upon delivery to said City Auditor of a duly executed release, the form of which shall be approved by the City Attorney, was on motion of Councilman Housh, adopted.

Communication from Planning Commission reporting that it had considered a request of the School Board to amend the Major Street Plan insofar as the proposed Lowell Street Extension was concerned and that a public hearing was held and no protests had been received; and recommending that the City Attorney be instructed to prepare the necessary ordinance to provide for the change as indicated on the accompanying map, provided easements for street purposes were received from Glen Perkins and from the Board of Education, as offered by them, was read and on motion of Councilman Fish, the recommendation was adopted, and the matter referred to the City Attorney for the preparation of the necessary ordinance.

RESOLUTION NO. 69053, recorded in Book 61 of Resolutions, authorizing the City Manager to negotiate for the purchase of three lots for Lowell Street extension; paying down not more than \$100.00; the balance to be paid in six months, with the price of the property purchased to be based on twice the assessed valuation, was on motion of Councilman Wansley, adopted. Councilmen Stannard and Siebert voted Nay.

Communication from City Planning Commission submitting a plan showing a proposed amendment to the Major Street Plan in the vicinity of Thirty-second Street and Harbor Drive, and recommending that the change be made.

On motion of Councilman Fish the recommendation was adopted, and the papers referred to the City Attorney for preparation of the necessary ordinance.

Communication from City Planning Commission recommending changes be made in the Ordinance regulating construction of Auto Courts, was read and on motion of Councilman Wansley, referred to the City Attorney for the preparation of the necessary ordinance providing for the changes recommended.

Communication from City Planning Commission relative to proposed re-alignment of Harbor Drive in vicinity of The Destroyer Base, was presented and read.

RESOLUTION NO. 69054, recorded in Book 61 of Resolutions, re-affirming

the Council's intention to acquire property as previously agreed to with the Navy officials; and referring the report of the City Planning Commission relative to proposed realignment of Harbor Drive in vicinity of The Destroyer Base to the Budget Box, was on motion of Councilman Wansley, adopted. Councilman Siebert voted Nay.

Communication from Associated Students of San Diego State College thanking the Council for assisting in sending the basket ball team to Kansas City, was read and on motion of Councilman Crandall, ordered filed.

RESOLUTION NO. 69055, recorded in Book 61 of Resolutions, extending a vote of appreciation to the San Diego State College Basketball Team and its coach, in connection with the participation in the tournament at Kansas City, was on motion of Councilman Fish, adopted.

Communication from Senator Fletcher relative to Senate Bill No. 19, was presented and read.

RESOLUTION NO. 69056, recorded in Book 61 of Resolutions, referring the copy of Senate Bill No. 19, a proposed amendment to the Vehicle Code regarding the over-time parking of motor vehicles, to the City Manager and the City Attorney to review said bill and make such recommendations to the Assemblymen as they feel are in the interest of the City of San Diego, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69057, recorded in Book 61 of Resolutions, accepting the certain agreement executed by The Whitson Company bearing date March 16, 1939, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69058, recorded in Book 61 of Resolutions, accepting the deed of The Whitson Company for a portion of Washington Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69059, recorded in Book 61 of Resolutions, accepting the deed of The Whitson Company for a portion of Washington Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69060, recorded in Book 61 of Resolutions, terminating the services of W. E. Roberts as inspector of the San Diego City and County Administration Building on the Civic Center site as of the 18th day of March, 1939, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69061, recorded in Book 61 of Resolutions, terminating the services of Charlotte Brown as Clerical Assistant to the Chief Inspector for the City and County Administration Building on the Civic Center Site, as of March 18th, 1939, was on motion of Councilman Wansley, adopted.

Petition of Good Shepard Lutheran Church for permission to install two signs, facing the traffic on El Cajon Boulevard, at the intersection of Van Dyke Avenue, directing persons to the Good Shepard Lutheran Church on Van Dyke Avenue, half a block north of El Cajon Boulevard, was presented; together with report from Chief Inspector, stating that the size and height of the sign and the location relative to walk or public property was not given and consequently the request could not be approved as to safety and location. On motion of Councilman Housh the City Clerk was requested to write a letter information the applicant of the Building Inspector's notation and requesting applicant to amend its petition accordingly.

Petition of property owners for closing portion of Cave Street, was presented and on motion of Councilman Fish, ordered tabled for one week.

Communication from City Attorney relative to salary fixed for the Superintendent of Civic Center Administration Building, was read and on motion of Councilman Housh, ordered filed.

Communication from Jack Melvin relative to Bathing Beauty Contest to be held in Palm Springs and requesting permission to use the name "Miss San Diego" for one of the entrants, was read and on motion of Councilman Stannard, ordered filed.

Communication from City Attorney relative to Mission Beach Amusement Center was presented and read, and on motion of Councilman Crandall, ordered filed and the City Attorney requested to acknowledge the letter from the State Park Commission.

Communication from City Manager transmitting the report of Norman Glover regarding Mission Beach Bay Front Erosion, was presented and on motion of Councilman Crandall tabled for one week.

RESOLUTION NO. 69062, recorded in Book 61 of Resolutions, appointing city employees to work under the direction, control and supervision of the Superintendent of the San Diego City and County Administration Building and Grounds, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69063, recorded in Book 61 of Resolutions, authorizing Councilman Addison E. Housh to write a letter to Senator Ed. Fletcher, expressing the Council's view on the priority use of money on the Mission Beach improvement project, was on motion of Councilman Wansley, adopted.

Communication from Purchasing Agent, approved by the City Manager, recommending acceptance of the bid of American Concrete and Steel Pipe Company for furnishing 1238 feet of centrifugally spun reinforced concrete pipe, was read and filed.

RESOLUTION NO. 69064, recorded in Book 61 of Resolutions, accepting the bid of American Concrete and Steel Pipe Company for furnishing the City with 1238 feet of centrifugally spun reinforced concrete pipe for the sum of \$3402.71; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Crandall, adopted.

Communication from V. Wayne Kenaston, Jr. relative to mailing of City Manager's annual report, was read and on motion of Councilman Crandall, ordered filed.

Upon unanimous consent being given, Councilman Wansley asked the Mayor whether he could point out a joker in the Budget, but the Mayor did not reply.

Whereupon, on motion of Councilman Crandall, seconded by Councilman Housh, Councilman Wansley's statement or query was ordered filed.

Communication from City Manager addressed to Councilman Siebert explaining how a reduction of 90% in the tax rate had been made since his appointment as City Manager, was presented and on motion of Councilman Crandall, ordered filed.

Communication from City Engineer reporting on the bid received for furnishing electric current for University Avenue Lighting District No. 2, and recommending acceptance of the bid of S. D. Consolidated Gas and Electric Company for said work, was read and filed.

RESOLUTION OF AWARD NO. 69065, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 2, was on motion of Councilman Wansley, adopted.

RESOLUTION OF INTENTION NO. 69066, recorded in Book 61 of Resolutions, for furnishing electric current for Loma Portal Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69067, recorded in Book 61 of Resolutions, approving and accepting the plans, drawings and specifications for the finishing of the ground floor of the joint City and County Administration Building on the Civic Center site, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69068, recorded in Book 61 of Resolutions, authorizing Herbert E. Moore, as agent of the County of San Diego and The City of San Diego to proceed to make application for Federal funds from the Works Progress Administration, and to prepare a project proposal for the completion and finishing of the ground floor of the said City and County Administration Building on the Civic Center Site, with the sponsors' contribution of the joint sponsors, to-wit, the County of San Diego and The City of San Diego, fixed at the sum of \$48,000.00, was presented, read and on motion of Councilman Wansley, adopted. Councilman Siebert voted Nay.

RESOLUTION NO. 69080, recorded in Book 61 of Resolutions, authorizing the City Manager to enter into a lease with A. E. Williams covering certain premises owned by the City of San Diego at 1769 Front Street, located on Lot A, Block 220, Horton's Addition, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69069, recorded in Book 61 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$55.49 as recommended by the City Manager under date of March 16th, 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69070, recorded in Book 61 of Resolutions, accepting the deed of Fred A. Barchus for sewer right of way, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69071, recorded in Book 61 of Resolutions, authorizing the Purchasing agent to advertise for bids for the rental of a truck crane for the City of San Diego, Harbor Department, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69072, recorded in Book 61 of Resolutions, releasing the bond of W. Allen Perry executed by Glens Falls Indemnity Company dated March 31, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69073, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$2000.00 from maintenance and support, account #362, Electrical Subdivision to maintenance and support, Account #373, Division of Public Buildings, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69074, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$1200.00 from Outlay, Account #551, Division of Shops to maintenance and support, Account #372, (Sewer maintenance) Division of Sewers, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69075, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$1310.00 from Account #227, Maintenance and Support, Electrical Subdivision to Account #394, maintenance and support, Division of Public Buildings, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69076, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$500.00 from Account #551, Outlay, Division of Shops, Public Works Department to account #111, maintenance and support, inspection department, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69077, recorded in Book 61 of Resolutions, approving change Order No. 6, in connection with the contract for the construction of Police Head-

quarters, City Jail and Court Rooms, as recommended by the supervising architects and the City Manager, was on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

On motion a hearing was set for the hour of 10:00 o'clock A.M., April 4th, 1939 for the purpose of considering the proposed ordinance creating a setback line of two feet on the south side of Hoffman Street between Rhode Island Street and Massachusetts Street,

ORDINANCE NO. 1558, new series, recorded in Book 47 of Ordinances, repealing subsection 94 of Section 24 of Ordinance No. 709 (new series), (Traffic Ordinance), adopted July 9, 1935, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1559, new series recorded in Book 47 of Ordinances, appropriating the sum of \$65.00 from the Unappropriated Balance fund of the City of San Diego to be paid to Cecelia Fraters as a compromise of her claim for damages against the City of San Diego and in consideration of the dismissal with prejudice by said Cecelia Fraters of Action No. 2419 in the Municipal Court of the City of San Diego, County of San Diego, State of California, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1560, new series, recorded in Book 47 of Ordinances, temporarily transferring to the Police Headquarters and Jail Acquisition and Construction Fund the sum of \$38,581.35 from various funds of The City of San Diego; and providing for the repayment to said funds of moneys temporarily transferred upon receipt of the balance of the PWA grant from the Federal Emergency Administration of Public Works, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert. Nays-- Mayor Benbough. Absent--None.

Upon unanimous consent the report of the City Engineer was brought and read, and on motion of Councilman Wansley ordered placed on the table for one week.

RESOLUTION NO. 69078, recorded in Book 61 of Resolutions, appointing the following as members of the Veterans' Advisory Commission:

George W. Fisher, American Legion;
Henry W. Grebbien, Disabled American Veterans;
Paul A. Henderson, Fleet Reserve;
Herbert Collins, Veterans of Foreign Wars;
Vice Mayor of the Council,

with the understanding that additional appointments will be made at a later date, was on motion of Councilman Stannard, adopted.

RESOLUTION NO. 69079, recorded in Book 61 of Resolutions, authorizing the Building Committee to revise the Civic Center lobby concession contract to include the sale of wrapped sandwiches and bottled drinks; providing they are not consumed at the counter; the contract to be on a month-to-month basis, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, March 28th, 1939.

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 Crandall, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Wansley

On motion of Councilman Housh, the minutes of the regular meeting of Tuesday, March 21st, 1939, 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 113, University Heights, under resolution of Intention No. 68802, 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:

Griffith Company, accompanied by a bond executed by National Surety Corporation, which was given Document No. 312832.

Daley Corporation, accompanied by a bond executed by Maryland Casualty Company, which was given Document No. 312833.

V. R. Dennis Construction Company, accompanied by a certified check in the sum of \$210.00, which was given Document No. 312834.

Thereupon, on motion of Councilman Housh, said bids were referred to the City Manager for reports and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 146, University Heights, in said City, under Resolution of Intention No. 68800, 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 executed by Maryland Casualty Company, which was given Document No. 312835.

Griffith Company, accompanied by a bond executed by National Surety Corporation, which was given Document No. 312838.

V. R. Dennis Construction Company, accompanied by a certified check in the sum of \$240.00, which was given Document No. 312836.

R. E. Hazard & Sons, accompanied by a bond executed by Pacific Indemnity Company, which was given Document No. 312837.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's Assessment for paving and otherwise improving GUY STREET, under Resolution of Intention No. 68392, the City Clerk reported that he had received a written appeal from Mrs. Bernice Stallboris, which appeal 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. 69081, recorded in Book 61 of Resolutions, overruling and denying the appeal of Mrs. Bernice Stallboris, and all other appeals; and confirming the City Engineer's assessment for said work and improvement, was on motion of Councilman Crandall, adopted.

Petition for construction of a seawall in Ocean Beach, was presented; together with a report from the City Engineer and City Manager.

RESOLUTION NO. 69082, recorded in Book 61 of Resolutions, declaring the sense of the Council to be in favor of the plans for protection of property in Ocean Beach; and directing the City Attorney and City Engineer, together with the City Manager, to proceed with steps to provide for the safety of citizens and property, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69083, recorded in Book 61 of Resolutions, authorizing Councilman Crandall and City Engineer, Jorgensen to go to Los Angeles, at City expense, to contact Major Wyman at the earliest convenient date, in connection with the proper protection of Ocean Beach property, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69084, recorded in Book 61 of Resolutions, endorsing in principle the Glover Plan for Mission Beach Improvement project, as contained in Document No. 312719, was on motion of Councilman Crandall, adopted.

Petitions protesting against the shipping of scrap iron to Japan, were presented and read.

Delmar Dyreson, President of the Ministerial Association of San Diego and Dr. Sherman appeared and spoke to the Council on the matter.

RESOLUTION NO. 69085, recorded in Book 61 of Resolutions, directing that copies of petitions contained in Documents 312738 and 312800, protesting against shipping of scrap iron to Japan, be sent to Representative Izac and Senators Johnson and Downey with the endorsement of the Council; was on motion of Councilman Crandall, adopted.

Petition of James L. Harlan complaining against the smallness of the storm drain in Florida Street, was presented; together with report from Director of Public Works reporting that the City was not obligated to do anything to improve the situation, On motion of Councilman Crandall, the matter was ordered filed.

Petition of Karl A. Hammond for permit to conduct street meetings, was presented; together with recommendation of denial from Traffic Commission.

RESOLUTION NO. 69086, recorded in Book 61 of Resolutions, denying the petition of Karl A. Hammond for a group known as the Brethren to hold open air meetings at 3rd and Market Street, 4th and Market Street and at 5th and G Street, was on motion of Councilman Crandall, adopted.

Petition for closing portion of Cave Street, was presented, and on motion of Councilman Crandall ordered placed on the table until a conference could be had between the City Engineer, Planning Commission and Norman Glover.

Petition of San Diego Post #6, American Legion for permission to conduct Crafts' 20 Big Shows, was presented and read.

RESOLUTION NO. 69087, recorded in Book 61 of Resolutions, granting to San Diego Post #6, American Legion permission 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 April 1st to 9th, 1939, inclusive; together with a free electrical permit and free inspection; provided all amusement devices, seats, rides, etc., are safe, suitable for the purpose and subject to approval by the inspection department at the carnival site, was on motion of Councilman Fish, adopted.

Communication from San Diego Post #6, American Legion requesting the Council to place an item of \$1300.00 in the coming budget for use of said Post, was presented, read and on motion referred to the Budget.

Petition of 7th Day Adventist Broadway Church for permit to place literature on backs of benches at Street Car Stops, was presented and read, and on motion of Councilman Fish the City Clerk was directed to notify the applicant that the Council had not jurisdiction in the matter.

On motion of Councilman Crandall the request for the Council to endorse the petition for realigning the State Highway No. 94, was referred to the Planning Commission.

Petition of Henry Lang requesting an amendment to resolution No. 65928, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69088, recorded in Book 61 of Resolutions, amending Resolution No. 65928 so as to permit the construction and operation of an additional 16' x 40' chicken house on a portion of Lot 50, Ex-Mission Lands, at 4460 Ocean View Boulevard, was on motion of Councilman Crandall, adopted.

Petition of M. Garfield for a yard variance permit at 3860 Pringle Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69089, recorded in Book 61 of Resolutions, granting permission to Monty Garfield to erect and operate an addition to a residence on the easterly seventy feet of Lot 5, Block 17, Mission Hills, street address 3860 Pringle Street, in Zone R-1, with a rear yard of two feet four inches and with a lot coverage of 46 per cent; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Lucy M. McDermott for zone variance at 5174--34th Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69090, recorded in Book 61 of Resolutions, granting permission to Lucy M. McDermott to remodel a room above a garage into an apartment in Zone R-1, on Villa Lot 70, Normal Heights; and suspending the provisions of Ordinance No. 13594 insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of Nicholas Specht for setback suspension at 1055--20th Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69091, recorded in Book 61 of Resolutions, granting permission to Nicholas Specht to erect a four car garage to the property line on 20th Street, on Lot 2, Block 30, Culverwell & Taggart's Subdivision, with no sideyard on the north lot line; and suspending the provisions of Setback Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Crandall, adopted.

Petition of San Diego Branch Broadway of America Highway Association for permission to place placards on Lamp Posts advertising "Spectacular Spring Festival" to be held in the City Stadium, Saturday, April 29th, 1939, was presented and read.

RESOLUTION NO. 69092, recorded in Book 61 of Resolutions, denying the petition of the San Diego Branch Broadway of America Highway Association for permission to use the city lighting standards for the display of cardboard placards announcing the holding of the "Spring Festival" in the City Stadium, on April 29th, 1939, was on motion of Councilman Housh, adopted. Councilman Fish voted Nay.

Communication from George F. Wiedekamp requesting permission to demonstrate his crossing signal was presented; together with a report from the Traffic Commission stating that Mr. Wiedekamp had been notified that the City could not install a railroad crossing signal without the approval of the Railroad Commission, and that Mr. Wiedekamp would contact the Railroad Commission to secure approval of his device, On motion of Councilman Crandall the papers were ordered filed.

Communication from Victor R. Lundy relative to proposed opening and extending of Robinson Avenue and offering to sell certain property to the City for said project was presented, read and on motion of Councilman Housh, referred to the Budget.

Communication from Ocean Beach Chamber of Commerce relative to need for trimming of trees on Voltaire Street, was presented and on motion of Councilman Crandall, referred to the City Manager.

Communication from residents requesting the installation of a stop-sign at Canon and Talbot Streets, was presented; together with recommendation of approval from City Traffic Commission.

RESOLUTION NO. 69093, recorded in Book 61 of Resolutions, granting the request of residents for stop sign at intersection of Canon and Talbot Street; and requesting the City Attorney to draft an ordinance making the boulevard stop effective, was on motion of Councilman Crandall, adopted.

Communication from Civil Service Commission requesting permission to have transferred the sum of \$35.00 from item to item within its budget, was presented and read.

RESOLUTION NO. 69094, recorded in Book 61 of Resolutions, authorizing the City Auditor to transfer the sum of \$35.00 from Item 111, Maintenance and Support to Outlay, Civil Service Department Fund, was on motion of Councilman Crandall, adopted.

At this time Councilman Wansley entered and took his seat.

RESOLUTION NO. 69095, recorded in Book 61 of Resolutions, requesting the Civil Service Commission to forthwith submit to the City Council a list of three names for its recently established eligible list for the position of Superintendent of the San Diego City and County Administration Building and Grounds, in order to enable the Council to make a permanent appointment to said position, was on motion of Councilman Wansley, adopted.

Communication from Civil Service Commission reporting that it was recommending Rate 7, \$106-\$132 per month as the salary for the position of Institution Engineer, was presented and read.

RESOLUTION NO. 69096, recorded in Book 61 of Resolutions, setting the salary scale for the position of Institution Engineer at \$106-\$132 per month, in connection with the operation and maintenance of the Administration Building and Grounds, was on motion of Councilman Wansley, adopted.

Communication from Associated Students of San Diego State College thanking the Council for making it possible to send the basket ball team to the National Intercollegiate Tournament at Kansas City, Missouri, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from City Attorney relative to supplying water to consumers outside the City of San Diego and stating that the Council was without authority to grant such service, was presented, read and on motion of Councilman Housh, ordered filed.

Communication from Commandant of the 11th Naval District requesting information in regard to the maintenance of the 16" water main recently installed by the United States Government, which line is serving water to North Island, was presented, read and on motion of Councilman Wansley, referred to the City Attorney.

Communication from City Planning Commission transmitting an easement for extending Scott Street and recommending acceptance of same, was presented and on motion of Councilman Housh the recommendation was adopted, and the papers referred to the City Attorney for preparation of the necessary resolution.

Communication from San Diego Highway Development Association urging the Council to request the California Highway Commission to provide in its pending Biennial Budget for the completion of the Mountain Springs Grade realignment from Mountain Springs to the foot of the grade; and also that someone be sent to Sacramento to attend the first meeting of the Commission to be held on March 31, 1939 for the purpose of insuring that the City's interests in the construction of the Washington Street bridge, the widening of Rosecrans Street and other projects of major importance are protected, was presented and read.

RESOLUTION NO. 69097, recorded in Book 61 of Resolutions, respectfully requesting the State Highway Commission to include in its budget for the coming Biennium a sufficient amount to insure the completion of the improvement of ~~xxxx~~ Mountain Springs Grade, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69098, recorded in Book 61 of Resolutions, authorizing Councilman Herbert E. Fish to attend, at the City's expense, a meeting in Sacramento on March 31st, 1939, with the California Highway Commission, to insure proper attention to the City's interests in the matter of constructing the Washington Street bridge; the widening of Rosecrans Street; and other projects of major importance, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids for paving the Alley in Block B, Sterlingworth, and recommending accepting of the bid of Griffith Company, was read and filed.

RESOLUTION NO. 69099, recorded in Book 61 of Resolutions, awarding to Griffith Company the contract for paving the Alley in Block B, Sterlingworth, was on motion of Councilman Housh, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of S. D. Cons. G. & E. Co. for furnishing electric current for Talmadge Park Lighting District No. 2, was read and filed.

RESOLUTION OF AWARD NO. 69100, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Talmadge Park Lighting District No. 2, was presented and on motion of Councilman Housh, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of S. D. Cons. G. & E. Co. for furnishing electric current for Talmadge Park Lighting District No. 1, was read and filed.

RESOLUTION OF AWARD NO. 69101, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Talmadge Park Lighting District No. 1, was on motion of Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 69102, recorded in Book 61 of Resolutions, for furnishing electric current for San Diego Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69103, recorded in Book 61 of Resolutions, releasing any liability under the bond of Maude Wiltse executed by Fidelity & Casualty Company of New York, dated March 18, 1938, was on motion of Councilman Wansley, adopted.

On motion of Councilman Fish, a Special Meeting of the Council was called for the hour of 1:00 o'clock P.M., Thursday, March 30th, 1939, for the purpose of canvassing the returns from the Primary Election, Special Municipal Elections and Special Municipal Bond Election, held March 28th, 1939; and any other business that may come before said meeting.

On motion of Councilman Wansley, the communication from Ocean Beach Chamber of Commerce relative to removal of dirt from Collier Park, was presented, read and placed on the table.

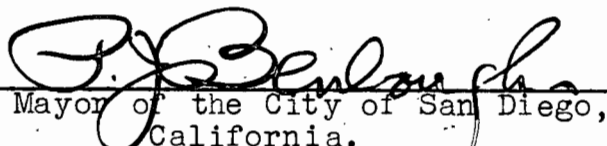
ORDINANCE NO. 1561, new series, recorded in Book 47 of Ordinances, transferring the sum of \$1950.00 from Outlay, Division of Shops, Public Works Department Fund, to Outlay, Fire Department Fund, was read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--None.

RESOLUTION NO. 69104, recorded in Book 61 of Resolutions, appointing S. R. Freeman as the representative of the Regular Veterans' Association on the Veterans' Advisory Commission, was on motion of Councilman Stannard, adopted.

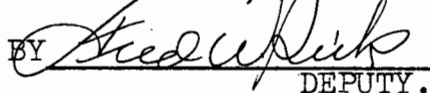
At this time a majority of the members of the Council signed:

The Bond of Matthew Niven Bruce, as Assessment Clerk; William Alexander Kearns, as Superintendent of Playgrounds and Recreation; Roderick Francis McLeon, as Swimming Pool Supervisor; Frank Leo Chatfield, as Checker, Golf Course; Robert Charles Klingenberg, as Starter and Caddy Master, Golf Course; Allen B. Higdon, as Cashier, Golf Course; Frances Frazer, as Swimming Pool Attendant; and Florence E. Cooke, as District Water Bill Collector.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Thursday, March 30th, 1939.

Pursuant to motion a Special Meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Mayor Benbough at 1:00 o'clock P.M.

Present--Councilmen Crandall, Wansley, Housh, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Fish.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

Whereas, on motion of the Council duly adopted in open meeting on Tuesday the 28th day of March 1939 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 30th day of March 1939, at the hour of 1:00 o'clock P.M., for the purpose of considering Canvassing the returns from the Primary Election, Special Municipal Elections and Special Municipal Bond Election, held March 28th, 1939, 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; Raymond M. Wansley; W. C. Crandall; Addison E. Housh, Herbert E. Fish; Bruce R. Stannard and John S. Siebert.

At this time the Council proceeded to canvass the returns of the Municipal Primary Election held Tuesday, March 28th, 1939, for the nomination of candidates for Mayor, Councilmanic Districts Nos. 2, 5 and 6; for the nomination of candidates for members of the Board of Education from the San Diego School District; and for the nomination of candidates for Judges of the Municipal Court for Departments Nos. 1, 2, 3, 4 and 5.

The Clerk reported that he had received all of said returns of said election to-wit: from Election Precincts Nos. 1 to 337, and Chollas Precinct, Greenwood Precinct and Kensington Precincts Nos. 1 and 2.

All of said returns being duly signed and sealed as by law required by the respective Boards of Election of the various Precincts, said returns were delivered to the Council for the canvass thereof.

Mayor Benbough appointed Councilmen Crandall, Wansley, Housh, Stannard and Siebert 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, including Chollas, Greenwood and Kensingtons 1 and 2, were canvassed.

Thereupon, the Clerk reported that all of the absentee ballots had not been received, and upon motion, the canvass of the returns was ordered continued until the hour of 10:00 o'clock A.M., Friday, March 31st, 1939.

At this time the Council then proceeded to canvass the returns of the SPECIAL MUNICIPAL ELECTIONS, held Tuesday, March 28th, 1939, covering the following propositions:

Proposition No. 1. Amend Section 66, Article V, of the Charter of the City of San Diego;

Proposition No. 2. Amend Section 110, Article VII of the Charter of the City of San Diego.

Proposition No. 3. Shall the use as a public park of a portion of the lands owned by The City of San Diego, known as Balboa Park, be discontinued; and after discontinuance to convey same to the United States Government for another public purpose.

Proposition No. 4. Shall the use as a public park of portions of the lands owned by The City of San Diego, known as Torrey Pines Park, be discontinued; and after discontinuance to allow same to be used by the United States of America for agricultural and horticultural experimental purposes, and for public road purposes.

Proposition No. 5. Shall the City of San Diego grant and convey to the United States of America certain tidelands adjacent to the U. S. Destroyer Base.

Proposition No. 6. Shall the City of San Diego recede and transfer to the State of California certain tidelands for the erection of State Buildings.

Proposition No. 7. Shall the Ordinance concerning fireworks, regulating sale, distribution, use or possession thereof, be adopted.

Proposition No. 8. Shall a Board of Freeholders be elected to frame a new charter for The City of San Diego providing for the separation of said City from the County of San Diego, and the formation of said City into a consolidated City and County.

The Clerk reported that he had received all of said returns of said elections to-wit: from Election precincts Nos. 1 to 337, inclusive.

All of said returns being duly signed and sealed as by law required, by the respective Boards of Election of the various Precincts, said returns were delivered to the Council for the canvass thereof.

Mayor Benbough appointed Councilmen Crandall, Wansley, Housh, Stannard, and Siebert 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, the Canvass of the returns was ordered continued until the hour of 10:00 o'clock A.M., Friday, March 31st, 1939.

The Council then proceeded to canvass the returns of the SPECIAL MUNICIPAL BOND ELECTION, held Tuesday, March 28th, 1939, for voting \$2,600,000.00 worth of bonds for the purchase and acquisition of the San Dieguito Water System, located 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 337, inclusive.

All of said returns being duly signed and sealed as by law required, by the respective Boards of Election of the various Precincts, said returns were delivered to the Council for the canvass thereof.

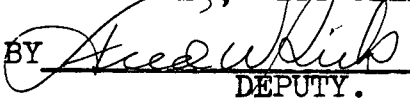
Mayor Benbough appointed Councilmen Crandall, Wansley, Housh, Stannard, and Siebert as tellers, and the Council proceeded to canvass said returns, beginning with precinct No. 1 and continuing in numerical order until the returns of all of said precincts were canvassed.

Thereupon, the Clerk reported that all of the absentee ballots had not been received, and upon motion, the canvass of the returns was ordered continued until the hour of 10:00 o'clock A.M., Friday, March 31st, 1939.

Thereupon, on motion of Councilman Wansley, the meeting was adjourned until the hour of 10:00 o'clock A.M., Friday, March 31st, 1939.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Friday, March 31st, 1939.

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


Present--Mayor Benbough

Clerk----J.M. Ashley

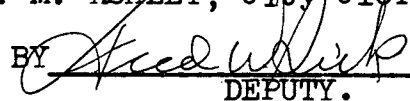
Absent---Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert.

The Clerk reported that all of the absentee ballots of the Municipal Primary, Special Municipal Elections and Special Municipal Bond Election, held March 28th, 1939, had not all been received.

Whereupon, the Mayor declared the meeting adjourned until the hour of 10:00 o'clock A.M., Saturday, April 1st, 1939, and the canvass of the returns of said elections continued until said hour.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, City Clerk

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San
Diego, California, Saturday, April 1, 1939.

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

Present--Mayor Benbough

Clerk----J.M. Ashley.

Absent---Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert.

The Clerk reported that all of the absentee ballots of the Municipal Primary, Special Municipal Elections and Special Municipal Bond Election, held Tuesday, March 28th, 1939, had not all been received.

Whereupon, Mayor Benbough declared the canvass of said returns continued until the hour of 10:00 o'clock A.M., Monday, April 3rd, 1939; and also declared the meeting adjourned until said hour and date.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Monday, April 3rd, 1939.

Pursuant to adjournment the meeting of the Council of the City of San Diego, California, was called to order by Councilman Stannard at the hour of 10:00 o'clock A.M. this date.

Present--Councilman Stannard.

Absent----Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough.

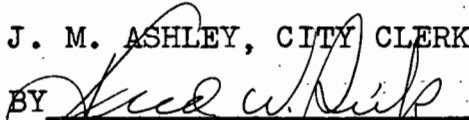
Clerk---- J.M. Ashley.

The Clerk reported that all of the absentee ballots of the Municipal Primary, Special Municipal Elections and Special Municipal Bond Election, held Tuesday, March 28th, 1939, had not all been received.

Whereupon, Councilman Stannard declared the canvass of said returns continued until the hour of 10:00 o'clock A. Am., Tuesday, April 4th, 1939; and also declared the meeting adjourned until said hour and date.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, April 4th, 1939.

Pursuant to adjournment the meeting of the Council of the City of San Diego, California, was called to order by Mayor Benbough at 9:00 o'clock A.M.

Present--Councilmen Crandall, Wansley, Housh, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Fish.

This being the date to which the matter of the Canvass of the returns of the Municipal Primary Election, held March 28th, 1939, was continued to. The Clerk presented the locked ballot box in which had been placed the sealed ballots of absentee voters, One Hundred Ninety Three (193) 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 and with the registration affidavits. 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 ~~the ballots~~ then being taken therefrom, opened and the votes thereupon, entered upon the tally sheets, as provided by Section 1362 of the Political Code. The votes for the several candidates being added to the votes for said candidates as returned by the several election boards.

Thereupon, Resolution No. 69105, recorded in Book 60 of Resolutions, declaring the result of the Municipal Primary Election held in the City of San Diego, California, on Tuesday, the 28th day of March, 1939, was presented, read and on motion of Councilman Wansley, adopted.

Said Resolution showed the following to-wit:

The Whole number of votes cast in said City at said Municipal Primary Election was Forty thousand four hundred thirty-five (40,435).

The total vote received by each candidate at said Municipal Primary Election was as follows:

FOR MAYOR:

Percy J. Benbough	received	22,652 votes
Claude Chandler	received	3,241 votes
Jacob Weinberger	received	9,707 votes
Magner White	received	4,236 votes

FOR MEMBER OF THE COUNCIL FROM DISTRICT NO. 2:			
Byron Gilchrist	received	1,952	votes
Wilbur A. Thomas	received	2,367	votes
Louis F. Weggenman	received	2,010	votes
FOR MEMBER OF THE COUNCIL FROM DISTRICT NO. 5:			
Harley E. Knox	received	5,051	votes
FOR MEMBER OF THE COUNCIL FROM DISTRICT NO. 6:			
Albert E. Flowers	received	2,525	votes
John S. Siebert	received	2,378	votes
Dan F. Taylor	received	1,254	votes
FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 1:			
Joe L. Shell	received	34,460	votes
FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 2:			
Eugene Daney, Jr.	received	33,810	votes
FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 3:			
Frank M. Downer, Jr.	received	8,756	votes
Philip Smith	received	27,014	votes
FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 4:			
Fred Noon	received	7,612	votes
Dean Sherry	received	24,117	votes
Benjamin F. Tyler	received	5,777	votes
FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 5:			
Claude L. Chambers	received	5,280	votes
Clarence F. Terry	received	29,397	votes
FOR MEMBERS OF THE BOARD OF EDUCATION:			
Orton E. Darnall	received	23,613	votes
Mary L. Fay	received	22,060	votes
Dan P. Harmer	received	18,188	votes

Thereupon, RESOLUTION NO. 69106, recorded in Book 61 of Resolutions, declaring the result of the municipal primary election held in that portion of the San Diego Unified School District lying outside the corporate limits of the City of San Diego, for the purpose of voting on the nomination of the candidates for members of the Board of Education to be nominated at the Municipal Primary election to be held in the City of San Diego on the 28th day of March, A.D. 1939, was presented and on motion of Councilman Stannard adopted.

Said resolution showed the following, to-wit:

The whole number of votes cast in said portion of the San Diego Unified School District lying outside of the corporate limits of The City of San Diego was One Hundred Thirty-six (136).

The total vote received by each candidate for Member of the Board of Education at said Municipal Primary Election in said portion of the San Diego Unified School District lying outside of the corporate limits of The City of San Diego, was as follows, to-wit:

FOR MEMBERS OF THE BOARD OF EDUCATION:			
Orton E. Darnall	received	89	votes
Mary L. Fay	received	77	votes
Dan P. Harmer	received	83	votes

The Complete precinct votes on the above candidates are recorded in Book No. 1 of Election Returns, official records of the City Clerk of the City of San Diego.

This being the date to which the matter of the Canvass of the returns of the SPECIAL MUNICIPAL BOND ELECTION (San Dieguito Refinancing), held Tuesday, March 28th, 1939, was continued to, The Clerk presented the locked ballot box in which had been placed the sealed ballots of absentee voters, One hundred Eighty-Six (186) 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 and with the registration affidavits. 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 Section 1362 of the Political Code. The votes for the proposition being added to the votes for said proposition as returned by the several election boards.

THEREUPON, RESOLUTION NO. 69107, recorded in Book 60 of Resolutions, declaring the result of the Special Municipal Bond Election held in the City of San Diego, California, on Tuesday, March 28th, 1939, upon a proposition for the incurring of a bonded indebtedness, was presented, and on motion of Councilman Housh, adopted.

Said resolution showed the following to-wit:

The whole number of ballots cast in said City at said special Municipal Election was Thirty-eight thousand, seven hundred fifty-four (38,754).

The vote received was as follows, to-wit:

For said proposition	28,681	votes
Against said proposition	9,292	votes
Void ballots	781	

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 proposition are recorded in Book No. 1 of Election Returns, Official Records of the City Clerk of The City of San Diego.

This being the date to which the matter of the Canvass of the returns of the SPECIAL MUNICIPAL ELECTIONS, held March 28th, 1939, was continued to, The Clerk presented the locked ballot box in which had been placed the sealed ballots of absentee voters, One Hundred Ninety-one (191) 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 and with the registration affidavits. 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 Section 1362 of the Political Code. The votes for the several propositions being added to the votes for said proposition as returned by the several election boards.

Thereupon, RESOLUTION NO. 69108, recorded in Book 61 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California, on Tuesday, March 28th, 1939, upon certain proposed amendments to the charter of the City of San Diego, was presented and on motion of Councilman Stannard, adopted.

Said resolution showed the following to-wit:

That the whole number of ballots cast in said City at said special municipal election on proposition I of amending the Charter of the City of San Diego, was Thirty-three thousand One Hundred Ninety (33,190)

The total vote received by proposition No. 1 was as follows:

For Proposition No. 1	17,840	votes
Against Proposition No. 1	15,093	votes
Void Ballots	257	

That the whole number of ballots cast in said City at said special municipal election on Proposition II of amending the Charter of the City of San Diego, was Thirty-One Thousand One Hundred Forty-four (31,144).

The total vote received by proposition No. 2 was as follows:

For Proposition No. 2	22,637	votes
Against Proposition No. 2	8,250	votes
Void ballots	257	

and that said propositions have received the vote of a majority of the qualified voters voting thereon at said election. (The complete precinct returns are recorded in Book 1 of Election returns.

RESOLUTION NO. 69109, recorded in Book 61 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California, on Tuesday, March 28th, 1939, upon the proposition of the discontinuance of the use as a public park of a certain portion of Balboa Park located in Pueblo Lots 1136 and 1143 of the Pueblo Lands of The City of San Diego, and upon the proposition of the discontinuance of the use as a public park of certain portions of Torrey Pines Park located in Pueblo Lots 1326, 1330 and 1333 of the Pueblo Lands of said City, was presented and on motion of Councilman Housh, adopted.

Said resolution showed the following to-wit:

That the whole number of ballots cast in said City at said special municipal election on the proposition of discontinuing in use as a public park a portion of Balboa Park, was thirty-five thousand Seven hundred sixty-one (35,761).

The total vote received by said proposition was as follows:

For said proposition No. 3	27,393	votes
Against said proposition No. 3	8,111	votes
Void Ballots	257	

and that said proposition has received the vote of two-thirds of all the voters voting thereon at said election. The complete precinct votes are recorded in Book 1 of Election returns.

That the whole number of ballots cast in said City at said special Municipal election on the proposition of discontinuing in use as a public park of portions of Torrey Pines Park, was thirty-five thousand one hundred eighty-eight (35,188).

The total vote received by said proposition was as follows:

For said proposition No. 4	26,919	votes
Against said proposition	7,912	votes
Void ballots	257	

and that said proposition has received the vote of two-thirds of all the voters voting thereon at said election. The complete precinct votes are recorded in Book 1 of election returns, official records of the City Clerk of The City of San Diego.

RESOLUTION NO. 69110, recorded in Book 61 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California, on Tuesday, March 28th, 1939, upon the proposition to grant and convey to the United States of America for Military Purposes certain tidelands in the bay of San Diego, and upon the proposition to recede and transfer to the State of California for use by said State as a site for the construction of a State office building and other buildings, certain tidelands in the Bay of San Diego, was presented and on motion of Councilman Stannard, adopted.

Said resolution showed the following to-wit:

That the whole number of ballots cast in said city at said special municipal election, on the proposition to grant and convey certain tidelands to the U.S. of America, was twenty-five thousand six hundred six (25,606).

The total vote received by said proposition was as follows:

For said proposition No. 5	21,927	votes
Against said proposition No. 5	3,422	votes
Void Ballots	257	

and said proposition received the vote of a majority of the qualified voters voting thereon at said election. The complete precinct votes are recorded in Book 1 of election returns, Official Records of the City Clerk of The City of San Diego.

That the whole number of ballots cast in said City at said special municipal election on the proposition to recede and transfer to the State of California certain tidelands and submerged lands, was thirty-three thousand seventy-two (33,072).

Said resolution showed the following to-wit:

For said proposition No. 6	27,331	votes
Against said proposition No. 6	5,484	votes
Void ballots	257	

and that said Proposition had received the vote of a majority of the qualified voters voting thereon at said election. The complete precinct votes are recorded in Book 1 of election returns, official records of the City Clerk of The City of San Diego.

RESOLUTION NO. 69111, recorded in Book 61 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California, on Tuesday, March 28th, 1939, upon Ordinance No. 1313 (New Series), entitled, "An Ordinance concerning fireworks, regulating the sale, exposure for sale, distribution, use or possession thereof; providing penalties for violations of the provisions of this ordinance; and repealing ordinance No. 4417 of the Ordinances of the City of San Diego, and all ordinances amendatory thereof, was presented and on motion of Councilman Stannard, adopted.

Said Resolution showed the following, to-wit:

That the whole number of ballots cast in said City at said special municipal election on the question of adopting the ordinance concerning fireworks, was thirtyfour thousand eighty (34,080).

The total vote received by said proposition was as follows:

For the adoption of said Ordinance	18,151	votes
Against the adoption of said Ordinance	15,672	votes
Void ballots	257	

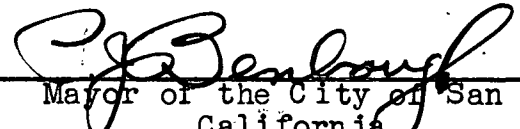
and said ordinance having received the vote of a majority of all the voters voting thereon at said special municipal election, said ordinance is hereby declared to be effective from and after the date of this resolution. The complete precinct votes is recorded in Book 1 of election returns, official records of the City Clerk of The City of San Diego.

RESOLUTION NO. 69112, recorded in Book 61 of Resolutions, declaring the result of the special municipal election held in the City of San Diego, California, on Tuesday, the 28th day of March, 1939, upon the proposition of whether a board of freeholders should be elected to frame a new charter for the city of San Diego providing for the separation of said City from the County of San Diego, and the formation of said City into a consolidated city and county to be governed by such charter, and for the election of fifteen freeholders to prepare such a charter, was presented and on motion of Councilman Housh, adopted.

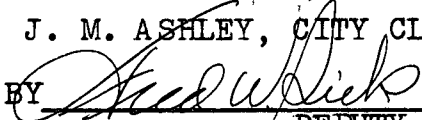
Said resolution showed the following to-wit:
 That the whole number of ballots cast in said city at said special municipal election, was twentyfive thousand six hundred twenty-nine (25,629).
 That the total vote received by said proposition was as follows:
 For said Proposition No. 8 5,999 votes
 Against said Proposition No. 8 19,373 votes
 Void Ballots 257
 and that said proposition had not received the vote of a majority of the qualified 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 Stannard the meeting was adjourned.


 Mayor of the City of San Diego,
 California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
 DEPUTY.

REGULAR MEETING.

Chamber of the Council of the City of San Diego,
 California, Tuesday, April 4th, 1939.

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 10:30 o'clock A.M.

Present--Councilmen Crandall, Wansley, Housh, Stannard, Siebert and Mayor Benbough.

Clerk----J. M. Ashley.
 Absent---Councilman Fish.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, March 28th, 1939, and of the special meeting of Thursday, March 30th, 1939, and of the adjourned special meeting of Friday, March 31st, 1939, and of the adjourned special meeting of Saturday, April 1st, 1939, and of the adjourned special meeting of Monday, April 3rd, 1939, were approved without reading.

At this time a majority of the members of the Council signed the bonds of J. E. Daly as keeper, Bernardo Bridge; G. J. Kenline as assistant Superintendent of cemeteries; Basil W. Woods as Chief Deputy City Treasurer; Fred Quaid as keeper, Hodges Grove; and the contract for University Avenue Lighting District No. 2.

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 Talmadge Park Lighting District No. 3, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 312991.

Thereupon, on motion of Councilman Stannard, 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 taking up and considering the proposed ordinance creating a setback line of two feet on the south side of Hoffman Street, between Rhode Island Street and Massachusetts 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, ORDINANCE NO. 1562, new series, recorded in Book 47 of Ordinances, creating a setback line of two feet on the south side of Hoffman Street, between Rhode Island Street and Massachusetts Street, and providing the penalty for the violation thereof, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Fish.

Petition of Richard T. Robinson for permission to improve Bessemer Street and San Antonio Place at private contract, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69113, recorded in Book 61 of Resolutions, granting permission to Richard T. Robinson, to improve by private contract ~~xxx~~ portions of Bessemer Street and San Antonio Place, under city inspection and in accordance with drawing No. 5687-L, was on motion of Councilman Stannard, adopted.

On motion of Councilman Wansley two deeds for the extension of Scott Street were presented and referred to the City Attorney for the preparation of resolutions accepting same.

Petition of F. E. Young for permission to grade portion of Addison Street at private contract, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69114, recorded in Book 61 of Resolutions, granting permission to F. E. Young to improve by private contract the northerly half of Addison Street from Willow Street westerly a distance of 150 feet; providing no work is done until approved plans are submitted, was on motion of Councilman Wansley, adopted.

Petition for paving the Alley in Block 78, Park Villas, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69115, recorded in Book 61 of Resolutions, granting the petition for paving the Alley in Block 78, Park Villas; and directing the City Engineer to furnish a plat of the proposed district to be assessed for said work, was on motion of Councilman Wansley, adopted.

Haynes Louise

Petition of Sherman/and/Haynes for a floor show license, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 69116, recorded in Book 61 of Resolutions, granting a floor show license to Sherman Haynes and Louise Haynes for use in connection with their dine and dance establishment at the Hof Brau Cafe, 402 West C Street, was on motion of Councilman Housh, adopted.

Application for dine and dance license to operate at 402 West C Street, by Sherman Haynes and Louise Haynes, was presented; together with recommendation of approval from Chief of Police, Director of Social Welfare and City Manager.

RESOLUTION NO. 69117, recorded in Book 61 of Resolutions, granting the application for license to conduct public dances on premises where intoxicating liquor is sold at the Hof Brau Cafe, applied for by Sherman Haynes and Louise Haynes, under the provisions of Ordinance No. 581, new series, was on motion of Councilman Housh, adopted.

Petition of Dr. F. D. Ullrich for a yard variance permit at 7788 Lookout Drive, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69118, recorded in Book 61 of Resolutions, granting permission to Dr. F. D. Ullrich to erect a garage to the front property line in Zone R-1, with a side yard of twenty-one inches, on Lot 15, La Jolla Hills; and suspending the provisions of section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned; providing the present structure is removed and a building suitable in appearance to the Planning Commission is constructed, was on motion of Councilman Crandall, adopted.

Petition of W. C. Crandall for a yard variance permit on Roseland Drive, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69119, recorded in Book 61 of Resolutions, granting permission to W. C. and L. S. Crandall to erect and operate a garage addition to a residence in Zone R-1, on Lot 46 and the southeasterly five feet of Lot 48, Assessors Map #33; pueblo Lot 1285, with a side yard of three feet; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Stannard, adopted.

Petition for setback line on Roseland Drive, was presented; together with recommendation of approval of the Planning Commission.

On motion of Councilman Wansley the matter was referred to the City Attorney for the preparation of the necessary ordinance.

Petition of Alice S. Veach for yard variance permit on Via Del Norte, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69120, recorded in Book 61 of Resolutions, granting permission to Alice S. Veach to erect and operate a garage and maid's quarters on Lot 1, Block 9, La Jolla Hermosa, in Zone R-1, with a side yard of one foot; with a rear yard of five feet, and with a lot coverage of 40 per cent; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned; conditioned upon the new structure having a tile roof to match the existing tile roof on the main body of the house, was on motion of Councilman Wansley, adopted.

Petition of W. Arthur Lane for zone variance permit on Union Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69121, recorded in Book 61 of Resolutions, granting permission to W. Arthur Lane and Alice H. Lane to erect and operate a second residence in Zone R-1 on Lots 1 and 12, and portions of closed streets adjoining, block 150, Middletown; and suspending the provisions of Ordinance No. 802, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Stanley E. Keagy for zone variance permit at 2578 Market Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69122, recorded in Book 61 of Resolutions, granting a revocable zone variance permit to Stanley E. Keagy to conduct the business of retail sale of lubricating oil in Zone R-4, on Lots 45 and 46, Block 23, L. W. Kimball's Addition, at 2578 Market Street; and suspending the provisions of Ordinance No. 12942, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted. Councilman Stannard voted Nay.

Petition of Karl A. Henschele for zone variance on Rosecrans Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69123, recorded in Book 61 of Resolutions, granting a revocable zone variance to Karl A. Henschele to operate a nursery in Zone R-4 on Lots 11, 12 and a portion of Lots 1 and 2, Block 46, Roseville; and suspending the provisions of Ordinance No. 32 insofar as the provisions relate to the property mentioned; with the understanding that there will be no objectionable features such as noise, odors, or unsightly signs, was on motion of Councilman Wansley, adopted.

Petition of residents protesting against zone violation at 3859--47th Street, was presented; together with recommendation from Planning Commission that the City Prosecutor be instructed to issue a complaint in order that the matter may be heard before the Court.

Hugh Sanders represented Mr. Heilman, who was asking for a re-zoning of said property in question.

On motion of Councilman Housh the matter was ordered back to the Planning Commission.

RESOLUTION NO. 69124, recorded in Book 61 of Resolutions, referring back to the Planning Commission the petitions of residents protesting against an alleged zone violation at 3859--47th Street, and a petition for re-zoning of property on 47th Street, for the purpose of holding a hearing, was on motion of Councilman Housh, adopted.

Petition of Frank O'Farrell for a parade permit was presented, read and on motion of Councilman Housh, placed on the table pending further information.

Petition of Rev. Metta M. Shreves for permission to conduct street meetings at 5th and G Streets, was presented, and on motion of Councilman Crandall the matter was referred to the Traffic Commission.

Communication from Ocean Beach Chamber of Commerce relative to removal of dirt from Collier Park, was presented and on motion of Councilman Wansley, placed on the table.

Communication from Workers Alliance protesting against use of German Cement by the Solar Aircraft Company, was read and on motion of Councilman Crandall, ordered filed.

Communication from City Auditor reporting on the claim of Winifred Dean, and recommending denial of same, was presented and read.

RESOLUTION NO. 69125, recorded in Book 61 of Resolutions, denying the claim of Mrs. Winifred Dean, filed on February 15th, 1939, against the City of San Diego, in the amount of \$50.00; alleged to be due for damages sustained by reason of falling on a curb near Fifth Avenue and Spruce Street, was on motion of Councilman Wansley, adopted.

Communication from City Auditor reporting on the claim of Grace M. Burdick, and recommending denial of same, was presented and read.

RESOLUTION NO. 69126, recorded in Book 61 of Resolutions, denying the claim of Grace M. Burdick, filed on March 21st, 1939, against the City of San Diego, in the amount of \$2500.00; claimed to be due on account of damages alleged to have been sustained by her running into the rear of a City truck, was on motion of Councilman Wansley, adopted.

Communication from Legal Department relative to damage ~~to~~ to a lamp post by L. P. Morrissey and recommending settling the matter for the sum of \$70.00, was presented and read.

RESOLUTION NO. 69127, recorded in Book 61 of Resolutions, authorizing the interested City departments to accept a compromise offer of \$70.00 in full settlement of damages done to an ornamental light post at 1969 Abbott Street, Ocean Beach, by L.P. Morrissey; and to execute a release upon the payment of said amount, was on motion of Councilman Wansley, adopted.

Communication from Legal Department relative to damage done to a lamp by a truck belonging to the Paramount Sales Company, driven by James Mennifield, and recommending accepting an offer of settlement in the sum of \$40.00, was presented and read.

RESOLUTION NO. 69128, recorded in Book 61 of Resolutions, authorizing the interested City departments to accept a compromise offer of \$40.00 in full settlement of damages done to an ornamental light standard on Seventh Avenue near the Bank of America Building, by James Mennifield, of the Paramount Sales Company; and to execute a release upon the payment of said amount, was on motion of Councilman Wansley, adopted.

Communication from Frances Elise Lahmer thanking Council for its resolution regarding the shipping of Scrap Iron to Japan, was read and on motion of Councilman Housh, ordered filed.

Communication from Grover T. Smith, relative to status of the Municipal Court in San Diego, was presented, read and on motion of Councilman Stannard, ordered filed.

Communication from Morris H. Gross thanking the Council for aiding in sending the State College basket ball team to Kansas City, was read and on motion of Councilman Wansley, ordered filed.

Communication from Civic Center Art Committee relative to proposed murals for the Council Chamber, was read and on motion of Councilman Wansley, referred to the Mayor, as the Council's Art Committee.

Communication from City Auditor reporting on the claim of R. C. Woods, and recommending denial of same, was presented and read.

RESOLUTION NO. 69129, recorded in Book 61 of Resolutions, denying the claim of R. C. Woods filed on March 29, 1939 against the City of San Diego, in the amount of \$6.08, alleged to be due on account of property damage occurring when claimant drove his

automobile into an open ditch at or near Home Avenue and Federal Boulevard, was on motion of Councilman Stannard, adopted.

Communication from City Engineer, approved by the City Manager recommending installation of a street light at 29th and Nutmeg Streets, was presented and read.

RESOLUTION NO. 69130, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install a 400 c.p. overhead street light at the intersection of 29th and Nutmeg Streets, was on motion of Councilman Housh, adopted.

Communication from City Engineer, approved by the City Manager, recommending installation of street lights at various locations, was presented and read.

RESOLUTION NO. 69131, recorded in Book 61 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at Reed Avenue and Gresham Street; Redwood Street and Felton Street; 37th Street and Beta Street; and Emerson Street and Scott Street, was on motion of Councilman Housh, adopted.

Communication from Purchasing agent, approved by the City Manager, reporting on bids received for furnishing light fixtures for Police Headquarters, and recommending acceptance of the bid of Capitol Electric Company, was presented and read.

RESOLUTION NO. 69132, recorded in Book 61 of Resolutions, accepting the bid of Capitol Electric Company to furnish the City with light fixtures for Police Headquarters, City Jail and Court Rooms, for the sum of \$5280; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Housh, adopted. Mayor Benbough voted Nay.

Communication from Purchasing Agent, approved by the City Manager, reporting on bids received for furnishing one new centrifugal pump or pumps and motor for Point Loma Pumping Station, and recommending acceptance of the bid of Standard Iron Works, was presented and read.

RESOLUTION NO. 69133, recorded in Book 61 of Resolutions, accepting the bid of Standard Iron Works to furnish the City of San Diego with one centrifugal pump or pumps and motor for Point Loma Pumping Station for the sum of \$1691.69; and authorizing the City Manager to enter into contract for same, was on motion of Councilman Housh, adopted.

On motion of Councilman Wansley the proposed resolution appointing H. E. Moore as a member of the Civic Center Building Committee, was ordered filed.

RESOLUTION NO. 69134, recorded in Book 61 of Resolutions, authorizing the Building Committee of the San Diego City and County Administration Building to designate one of the members of said Committee to draw and approve requisitions against said joint completion construction fund for authorized expenditures from the same, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids received for paving the Alley in Block 113, University Heights, and recommending acceptance of the bid of Daley Corporation, was presented and read.

RESOLUTION OF AWARD NO. 69135, recorded in Book 61 of Resolutions, awarding to Daley Corporation the contract for paving the Alley in Block 113, University Heights, under Resolution of Intention No. 68802, was on motion of Councilman Wansley, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids received for paving the Alley in Block 146, University Heights, was presented and read.

RESOLUTION OF AWARD NO. 69136, recorded in Book 61 of Resolutions, awarding to R. E. Hazard & Sons the contract for paving the Alley in Block 146, University Heights, under Resolution of Intention No. 68800, was on motion of Councilman Wansley, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69137, recorded in Book 61 of Resolutions, for furnishing electric current for Kensington Manor Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69138, recorded in Book 61 of Resolutions, ordering the closing of Haines Street between the southerly line of Diamond Street and the northerly line of Emerald Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69139, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Loma Portal Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69140, recorded in Book 61 of Resolutions, fixing time and place for hearing protests against the furnishing of electric current for Mission Beach Lighting District No. 1, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69141, recorded in Book 61 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving the Alley in Block 6, Frary Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69142, recorded in Book 61 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block 148, University Heights, under Resolution of Intention No. 68519, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69143, recorded in Book 61 of Resolutions, accepting the deed of Hugh McArthur and Ruth McArthur for portions of C Street and 42nd Street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69144, recorded in Book 61 of Resolutions, accepting the deed of D. A. Donofrio and Clara J. Donofrio for portion of 42nd Street, was presented, and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69145, recorded in Book 61 of Resolutions, accepting the deed of D. A. Donofrio and Clara J. Donofrio for a portion of Hilltop Drive, was presented, and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69146, recorded in Book 61 of Resolutions, releasing any liability under the bond of David Vincent executed by Hartford Accident & Indemnity Company dated March 17, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69147, recorded in Book 61 of Resolutions, releasing any liability under the bond of Thomas H. Tulloch executed by the Glens Falls Indemnity Company, dated March 31, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69148, recorded in Book 61 of Resolutions, releasing any liability under the bond of Lloyd W. Ham executed by National Surety Corporation, dated July 29, 1938, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69149, recorded in Book 61 of Resolutions, approving the diagram of assessment district for paving the Alley in Block 148, University Heights, was on motion of Councilman Wansley, adopted.

ORDINANCE NO. 1563, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$250.00 from the Unappropriated Balance fund of the City of San Diego, and transferring the same to the small claims payment fund, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Fish,

On motion of Councilman Wansley a hearing was set for the hour of 10:00 o'clock A.M., April 11th, 1939 for the purpose of considering the proposed ordinance amending sections 1 and 2 of Ordinance No. 820, regulating auto courts and public camps.

On motion of Councilman Wansley a hearing was set for the hour of 10:00 o'clock A.M., April 18th, 1939, for the purpose of considering the proposed ordinance amending the Major Street Plan for the City of San Diego, and particularly affecting the vicinity of Thirty-second Street and Harbor Drive,

On motion of Councilman Wansley, a hearing was set for the hour of 10:00 o'clock A.M., April 18th, 1939, for the purpose of considering the proposed ordinance amending the Major Street Plan for the City of San Diego, and particularly affecting Lowell Street Extension.

ORDINANCE NO. 1564, new series, recorded in Book 47 of Ordinances, declaring that portion of Canon Street between the northwesterly and southeasterly lines of Talbot Street, a Boulevard, and providing a penalty for the violation of same, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Stannard, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Fish,

Communication from City Attorney reporting on Rate Reduction, San Diego Consolidated Gas and Electric Company, was presented and on motion of Councilman Stannard, ordered filed.

RESOLUTION NO. 69150, recorded in Book 61 of Resolutions, approving the attendance of the City Attorney before the Engineers of the Railroad Commission in San Francisco on March 24, 1939, concerning further reduction of gas and electric rates; and ratifying the expenses incurred by the City Attorney in the attendance at said hearing in the sum of \$47.60, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69151, recorded in Book 61 of Resolutions, appointing W. E. Roberts to the position of Superintendent of the San Diego City and County Administration Building and Grounds, created by Ordinance No. 1525, at the compensation established and fixed for said position by said ordinance, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69152, recorded in Book 61 of Resolutions, authorizing temporary allocation of the Government Reference Library space on the fourth floor of the Civic Center Building to the Historical Records Survey for use in their research of City and county records, as recommended by the Building Committee, was on motion of Councilman Housh, adopted.

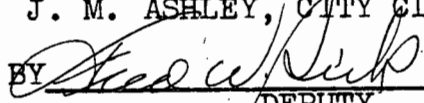
Petition of Chas. Lucas for zone variance at 3402 Louisiana Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69153, recorded in Book 61 of Resolutions, granting a revocable zone variance to Chas. Lucas to conduct a retail Antique Shop in his home at 3402 Louisiana Street, which property is in Zone R-1, on the east 50 feet of the south ten feet of Lot 8, and the east 50 feet of Lots 9 to 11, Block 19, Pauly's Addition; provided there are no signs on the premises, nor any merchandise displayed, visible on the exterior of the building; and suspending the provisions of Ordinance No. 12889, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, April 11th, 1939.

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 Crandall, Housh, Siebert and Mayor Benbough.

Clerk----J.M. Ashley

Absent---Councilmen Wansley, Fish and Stannard.

On motion of Councilman Crandall, the minutes of the Adjourned Special Meeting of Tuesday, April 4th, 1939, and of the Regular Meeting of Tuesday, April 4th, 1939, were approved without reading.

At this time Councilmen Fish and Wansley entered and took their seats.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up and considering the proposed ordinance amending sections 1 and 2 of Ordinance No. 820, regulating Public Camps and Auto Courts, 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, ORDINANCE NO. 1565, new series, recorded in Book 47 of Ordinances, amending Sections 1 and 2 of Ordinance No. 820 (new series), adopted January 28, 1936, and repealing ordinance No. 10750, approved October 30, 1926, which regulates public camps and auto courts, was presented, read and on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

RESOLUTION NO. 69154, recorded in Book 61 of Resolutions, approving and allowing the claims of Smileage Company in the sum of \$263.39; San Diego Consolidated Gas and Electric Company in the sum of \$1187.57; and Pacific Chemical Company in the sum of \$5.17, attached to transmittal No. 1 of the Administration Building and Grounds Department, was on motion of Councilman Wansley, adopted.

Petition for closing portion of Union Street, was presented; together with recommendation of approval from City Engineer and Planning Commission.

RESOLUTION NO. 69155, recorded in Book 61 of Resolutions, granting the petition for closing a portion of Union Street adjoining Block 150 of Middletown, as contained in Document No. 312994; and authorizing the City Engineer to furnish a description of the lands to be closed, was on motion of Councilman Wansley, adopted.

Petition of Bureau of Radio and Electrical appliances of San Diego County for a special wiring permit, was presented and read.

RESOLUTION NO. 69156, recorded in Book 61 of Resolutions, granting permission to W. C. Gill to install temporary wiring in the Federal Housing Building in Balboa Park for the "Third Annual Spring Fair of Modern Home Ideas", to be held April 25th, 1939 to April 30, 1939; both dates inclusive, subject to approval from the City Manager and Electrical Inspector; said wiring to be open type and installed under the supervision of the City Electrical Department, and removed when the Fair closes; and without fees, was on motion of Councilman Wansley, adopted.

Petition of Antonio Ferraro for yard variance permit at 515 --5th Avenue, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69157, recorded in Book 61 of Resolutions, granting permission to Antonio Ferraro to remodel the second floor at 515 Fifth Avenue, on the southerly half of Lot E, Block 96, Horton's Addition for living quarters, in Zone M-2; provided this work meets with approval of the Building Department; that the lot coverage be 75% instead of 60%; that the rear yard be 5½ feet instead of 10 feet; and that the side yard be zero instead of three feet on one side; and on the other side be 7½ feet wide in part; and suspending the provisions of Ordinance No. 8924 insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Hurlburt, Frank & Slaughter, Inc. for zone variance permit at Lytton, Kingsley and Evergreen Streets, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69158, recorded in Book 61 of Resolutions, granting permission to Hurlburt, Frank & Slaughter, Inc. to erect four residences on Lots 4, 5, 6 and 7, Block 25, Chatsworth Terrace, in Zone R-1, with a fifteen foot setback on Lytton Street and on Evergreen Street, and with a five foot setback on Kingsley Street; and suspending the provisions of Ordinance No. 31, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Mrs. R. A. Keirle for zone variance permit at 3747 -32nd Street, was presented; together with recommendation of denial from Planning Commission.

RESOLUTION NO. 69159, recorded in Book 61 of Resolutions, denying the petition of Mrs. R. A. Keirle for permission to operate a small bakery in a garage at 3447--32nd Street, On Lots 13 and 14, Block 45, Park Villas, was on motion of Councilman Wansley, adopted.

Communication from City Manager reporting that the Mosquito Control project would get under way on April 6th, 1939; and that the abatement would consist of planting mosquito eating fish, pouring oil, or draining water on public property and cooperating with the owners of private property, was read and on motion of Councilman Wansley, ordered filed.

Communication from Pacific Coast Building Official Conference urging the City of San Diego to take out a membership in said organization, was presented, read and on recommendation of City Manager referred to the Budget Box for consideration.

Communication from Civil Service Commission transmitting the compensation Schedule data for 1939-40, was presented, read and on motion of Councilman Wansley, referred to the City Attorney for preparation of the necessary papers.

Communication from Board of Supervisors reporting on complaint against the county-owned wood yard on Meade Avenue; and stating that the San Diego County Department of Public Welfare was authorized to use County-owned property situated at Woden and Guava Streets, for a wood yard, and that the yard would be removed from the Meade Avenue location, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from Geo. M. Harris relative to recent interruption of Electric Service in San Diego, was read and on motion of Councilman Crandall, referred to Walter Cooper, care of the Legal Department.

Communication from Walter S. Lieber complaining regarding the condition of the Palm trees that encircle the Civic Center Administration building, was presented and on motion of Councilman Wansley, referred to the Building Committee.

Communication from Mrs. L. Ritter relative to condition of palms at the Civic Center, was presented and on motion of Councilman Wansley, referred to the Building Committee.

Communication from Charles C. Crouch requesting a reply to his letter regarding the diversion by the City of water from El Cajon Boulevard across and over Lot 3, Blocks 15, El Cerrito Heights Unit No. 2 owned by him, was presented and read.

Communication from City Attorney reporting on the matter and stating that the city was not liable for any damage done by storm waters to Lot 3, was presented read and on motion of Councilman Wansley, all papers pertaining to the subject were ordered filed; and the Clerk directed to send a copy of the City Attorney's letter to Mr. Crouch.

Communication from Ocean Beach Chamber of Commerce urging that the beaches be cleaned broken glass, remains of fires and debris of all kinds strewn around, was read and on motion of Councilman Wansley, referred to the City Manager.

RESOLUTION NO. 69160, recorded in Book 61 of Resolutions, authorizing the City and County Purchasing Agents to arrange for the recommended insurance covering boilers, furnace explosion, pressure piping, air tanks, and hot water pressure heating tank, from December 2nd, 1938 to March 8, 1941; as recommended by the Administration Building Control Committee, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69161, recorded in Book 61 of Resolutions, authorizing the Superintendent of Building and Grounds to enter into a contract with the Otis Elevator Company for complete maintenance of the two Otis elevators in use at the Civic Center Administration Building; as recommended by the Administration Building Control Committee under Document No. 313057, was on motion of Councilman Wansley, adopted.

Communication from Senator Fletcher announcing the passage of Senate Bill No. 825, authorizing cities to acquire certain liens or property offered for sale for the nonpayment of certain assessments, was presented and on motion of Councilman Wansley, ordered filed.

Communication from C. Leon de Aryan demanding investigation be made concerning civil service employees in the Police Department, was read and Mr. de Aryan allowed to be heard.

On motion of Councilman Crandall, the matter was referred to the County Grand Jury.

On motion of Councilman Crandall the Council decided to go out to Mission Beach during the noon hour this date for examination of buildings to be retained and razed; and to return for meeting this afternoon.

RESOLUTION NO. 69162, recorded in Book 61 of Resolutions, the City Attorney was requested to contact the attorneys for the Pickering Estate, and the principals, relative to the immediate possession and control of the Mission Beach Amusement Center area, was on motion of Councilman Housh, adopted.

At this time Councilman Siebert was excused from the meeting.

Communication from J. F. Russell relative to need of cabins at Morena Lake Camp grounds, was presented, read and on motion of Councilman Grandall, ordered filed; and the Clerk directed to write and state that the situation was a Health Problem.

At this time a majority of the members of the Council signed the following:
 Bond of E. J. Parker as district water bill collector
 Bond of Myers Bros. as sidewalk contractors
 Bond of Joe Banaga as sidewalk contractor

RESOLUTION NO. 69163, recorded in Book 61 of Resolutions, directing notice inviting bids for furnishing electric current for Kensington Manor Lighting District No. 1, was presented, read and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69164, recorded in Book 61 of Resolutions, directing notice of filing of assessment for paving the Alley in Block 148, University Heights, was on motion of Councilman Wansley, adopted.

Communication from Harbor Commission transmitting form of resolution ratifying tideland lease with Ryan Aeronautical Company, and recommending adoption of same, was read and filed.

RESOLUTION NO. 69165, recorded in Book 61 of Resolutions, ratifying, confirming and approving a tideland lease with the Ryan Aeronautical Company, for a period of five years, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69166, recorded in Book 61 of Resolutions, accepting the deed of Union Title Insurance and Trust Company for portions of Ada Avenue and Franklin Avenue, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69167, recorded in Book 61 of Resolutions, accepting the deed of The First National Trust and Savings Bank of San Diego for portions of Ada Avenue and Franklin Avenue, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69168, recorded in Book 61 of Resolutions, accepting the deed of Jacques Passmore and Lavena Passmore for sewer right of way, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69169, recorded in Book 61 of Resolutions, accepting the deed of Hubert E. Wyllie and Rachel H. Wyllie for portion of Scott Street, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69170, recorded in Book 61 of Resolutions, accepting the deed of Greg Rogers, Rose M. Rogers, Marie Lagana Patterson and F. & W. Thum Company for a portion of Scott Street, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69171, recorded in Book 61 of Resolutions, approving Change Order No. 7 in connection with the contract for the construction of Police Headquarters, City Jail and Court Rooms (Federal Works Project No. 1596-F), as recommended by the Supervising Architects and the City Manager, was presented and on motion of Councilman Wansley, adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, and Fish. Nays--Mayor Benbough. Absent--Councilman Siebert and Stannard.

On motion of Councilman Housh a hearing was set for the hour of 10:00 o'clock A.M., April 25th, 1939 for considering the proposed ordinance creating a setback line of three feet on the north side of Roseland Drive, between Little Street and Spindrift Drive.

ORDINANCE NO. 1566, new series, recorded in Book 47 of Ordinances, transferring the sum of \$2500.00 from the funds heretofore appropriated and set aside by Ordinance No. 1417 to the funds heretofore set aside and appropriated by Ordinance No. 1410 for the purpose of providing additional funds for purchasing rights of way, and for the payment of additional damages and incidental expenses in connection with the improvement of Mission Valley Road, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish and Mayor Benbough. Nays--None. Absent--Councilmen Stannard and Siebert.

ORDINANCE NO. 1567, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 from the Street Improvement Fund of the City of San Diego, for the purpose of providing funds for hiring labor and purchasing material for the repair of streets, bridges and culverts in the City of San Diego, was presented and on motion of Councilman Fish, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish and Mayor Benbough. Nays--None. Absent--Councilmen Stannard and Siebert.

Communication from The San Diego Sun announcing that on Sunday April 16th, & 19th, the Annual "CleanUp - Paint Up- Fix Up" Edition would be published, and requesting the Council to participate to the extent of using one half page of advertising to appear in both issues, at a total cost of \$130.00, was presented and on motion of Councilman Wansley, ordered filed.

Upon motion of Councilman Fish, unanimous Consent was given, and the action taken, March 28th, 1939, on the request of the Broadway of America Association for permission to place placards on lamp standards was reconsidered.

RESOLUTION NO. 69172, recorded in Book 61 of Resolutions, granting permission to the Broadway of America Highway Association to display cardboard placards announcing the holding of a "Spectacular Spring Festival" in the City Stadium on Saturday, April 29th, 1939, from 1:30 to 5:00 P.M., said placards to be placed on city lighting standards not prior to April 23rd, and to be removed on the night of the festival; and repealing resolution No. 69092, adopted March 28th, 1939, was on motion of Councilman Wansley, adopted. Mayor Benbough voted Nay.

P.M.

Thereupon on motion a recess was taken until the hour of 2:00 o'clock

Benbough.

Upon reassembling the roll call showed the following, to-wit:
Present--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor

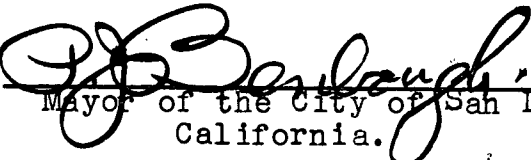
Clerk----J.M. Ashley
Absent---Councilman Stannard.

RESOLUTION NO. 69173, recorded in Book 61 of Resolutions, instructing the City Attorney to proceed with the necessary steps to eliminate squatters in Torrey Pines Park, was on motion of Councilman Crandall, adopted. Mayor Benbough voted Nay.

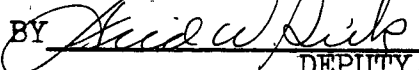
RESOLUTION NO. 69174, recorded in Book 61 of Resolutions, authorizing the City Manager and City Engineer to make and submit to the Council, a survey of ownership of buildings; survey of cost of rehabilitation; and survey of probable cost of operation of the Mission Beach property, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69175, recorded in Book 61 of Resolutions, authorizing the City Attorney to make a survey to see if there has been a compliance with the terms of the Pickering lease at Mission Beach, was on motion of Councilman Wansley, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San
Diego, California, Tuesday, April 18th, 1939.

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 Crandall, Wansley, Housh, Siebert and Mayor
Benbough.

Clerk----J.M. Ashley
Absent---Councilmen Fish and Stannard.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday April 11th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived the time set for taking up and considering the proposed ordinance amending the Major Street Plan in the vicinity of 32nd Street and Harbor Drive, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, ORDINANCE NO. 1568, new series, recorded in Book 47 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 the vicinity of Thirty-second Street and Harbor Drive, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit; Yeas--Councilmen Crandall, Wansley, Housh, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Stannard.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up and considering the proposed ordinance amending the Major Street Plan in the vicinity of Lowell Street Extension, 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, ORDINANCE NO. 1569, new series, recorded in Book 47 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 Lowell Street Extension, was presented and on motion of Councilman Housh placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Fish and Stannard.

At this time Councilman Fish entered and took his seat.

Petition of G. W. Converse for zone variance at 54th Street and Collier Avenue, was presented; together with recommendation of approval from Planning Commission. On motion of Councilman Crandall the petition was granted.

Whereupon, on further discussion, on motion of Councilman Crandall, the matter was reconsidered.

On motion of Councilman Wansley the papers were referred back to the Planning Commission for return to the Council at its next meeting, April 25th, 1939.

At this time Councilman Siebert was excused from the meeting.

On motion of Councilman Wansley the application for dance license where intoxicating liquor is sold at 1753 India Street, was tabled for one week.

Petition of Annie B. Sloane and H. E. Sloane for refund of certain taxes was presented and on motion of Councilman Wansley referred to the City Attorney.

Petition for Architectural control for Roseville Heights, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69176, recorded in Book 61 of Resolutions, authorizing and directing the City Attorney to draft an ordinance establishing Architectural Control in a portion of Roseville Heights, as petitioned for under Document No. 313137, was on motion of Councilman Wansley, adopted.

At this time Councilman Siebert returned and took his seat.

Petition of Albert Norris for setback suspension on Armada Terrace, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69177, recorded in Book 61 of Resolutions, granting permission to Capt. Albert Norris to erect a dwelling and garage to the property line on Armada Terrace, and adjacent to the side line for garage construction, on a portion of Pueblo Lot 174 described as a fifty foot lot 200 feet southerly from the end of Armada Terrace on the east side of the street; and suspending the provisions of Ordinance No. 12321, insfar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Dr. F. J. Dingeman for zone variance at 1801 Bancroft Street, was presented; together with recommendation of denial from Planning Commission.

RESOLUTION NO. 69178, recorded in Book 61 of Resolutions, referring back to the Planning Commission, the petition of Dr. Frank J. Dingeman for permission to operate a Rest Home for aged persons in Zone R-2, on Lots 1 and 2, Block 23, San Diego Property Union, was on motion of Councilman Wansley, adopted.

Petition for setback ordinance on Udall Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69179, recorded in Book 61 of Resolutions, referring to the City Attorney the petition for special setback on Udall Street, between Rosecrans Street and Locust Street, for preparation of the necessary ordinance, was on motion of Councilman Wansley, adopted.

Communication from California Sewage Works Association announcing its 11th annual spring conference, was presented and on motion of Councilman Wansley, referred to the City Manager.

Communication from H. E. Moore demanding payment of his salary for January and February, 1939, as chief inspector on the Civic Center Administration Building, was presented and on motion of Councilman Wansley permission was granted for the withdrawal of the demand.

Communication from The Texas Company requesting permission to change the type of Gasoline pumps, was presented; together with report from City Planning Commission.

RESOLUTION NO. 69180, recorded in Book 61 of Resolutions, granting permission to The Texas Company to replace with a new type pump, the two gasoline pumps located on Lot 22, West Atlantic Street Addition, under the terms of Resolution No. 63280; but that the provisions of said resolution be not modified in any other respect, was on motion of Councilman Wansley, adopted.

Communication from San Diego Highway Development Association requesting an appropriation of funds from the Advertising and Publicity Fund promoting the Nyland Road, was presented, read and on motion of Councilman Wansley, referred to Councilman Fish.

Communication from Normal Heights Business and Improvement Club relative to turning off of lights during nite ball games, was presented and on motion of Councilman Wansley, referred to the City Manager.

Communication from University of Southern California announcing its 11th annual institute of government, was presented and on motion of Councilman Fish, referred to the City Manager.

Communication from East San Diego Kiwanis Club thanking the Council for its aid in securing the improvement of Home Avenue, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from City Auditor reporting on the claim of W. S. Heller, and recommending granting of same, was presented and read.

RESOLUTION NO. 69181, recorded in Book 61 of Resolutions, granting the claim of W. S. Heller filed on April 7th, 1939, against the City of San Diego, in the amount of \$8.00; alleged to be due on account of property damage caused when a City rubbish truck, operated by City forces, backed into a plumosa palm tree, breaking and destroying said tree; and directing the City Auditor to arrange for the payment of \$8.00 to Mr. Heller from the Small Claims Payment Fund, in full settlement of this claim, was on motion of Councilman Wansley, adopted.

Communication from Senator Fletcher relative to pending legislation regarding Meat Inspection, was presented and read.

RESOLUTION NO. 69182, recorded in Book 61 of Resolutions, referring to the

City Manager, with power to act, the communication from Senator Ed Fletcher, contained in Document No. 313145, relative to pending legislation regarding Meat Inspection, was on motion of Councilman Fish, adopted.

Petition of Geo. W. Marston for closing portions of Sunset Boulevard and Wallace Street, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69183, recorded in Book 61 of Resolutions, granting the petition of George W. Marston for closing portions of Sunset Boulevard and Wallace Street; and referring the papers to the City Attorney for the preparation of the papers necessary for the next step, was on motion of Councilman Fish, adopted.

Petition of Union Title Insurance and Trust Company to place in operation the lamps in the ornamental standards in Talmadge Park Estates and the formation of a lighting district, was presented; together with recommendation of Approval from City Engineer and City Manager.

RESOLUTION NO. 69184, recorded in Book 61 of Resolutions, referring the petition of the Union Title Insurance and Trust Company, for the operation of the lamps in the ornamental standards in Talmadge Park Estates, and the creation of a lighting district to pay for the cost of the current, to the City Attorney and City Engineer to start the proceedings, was on motion of Councilman Wansley, adopted.

Communication from Mrs. Ida B. Wellington relative to Anza Park and Colorado River water rights, was presented, read and on motion of Councilman Housh, referred to the City Attorney and Hydraulic Engineer for report on the effect of the City's water rights.

RESOLUTION NO. 69185, recorded in Book 61 of Resolutions, referring to the City Attorney and Hydraulic Engineer for report on the effect the proposed Anza State Park project will have on the City's water rights, was on motion of Councilman Housh, adopted.

Communication from Purchasing Agent reporting on bids for rental of a truck crane, was presented with recommendation to accept the bid of Smith Booth Usher Company,

RESOLUTION NO. 69186, recorded in Book 61 of Resolutions, accepting the bid of Smith Booth Usher Company to furnish the City of San Diego with one truck mounted crane at the price of \$639.00 monthly each month until the sum of \$7898.04 has been paid; and authorizing the City Harbor Department to enter into contract for same, was on motion of Councilman Housh, adopted.

At this time Councilman Wansley, was excused from the meeting.

RESOLUTION NO. 69187, recorded in Book 61 of Resolutions, authorizing the Mayor and City Clerk to execute for and on behalf of the City of San Diego a deed to Charles L. Good and Effie A. Good covering the southwest quarter of the southwest quarter of Section 16, all in Township 12 south, range 2 east, s.b.m., County of San Diego, State of California, was on motion of Councilman Siebert, adopted.

At this time Councilman Wansley entered and took his seat.

RESOLUTION NO. 69188, recorded in Book 61 of Resolutions, releasing any liability under the bond of Winthrop J. Willits executed by National Surety Corporation and dated March 5th, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69189, recorded in Book 61 of Resolutions, releasing any liability under the bond of Robert B. Beckett executed by National Surety Corporation and dated March 19, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69190, recorded in Book 61 of Resolutions, releasing any liability under the bond of Charles Claud Clark executed by National Surety Corporation and dated March 30th, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69191, recorded in Book 61 of Resolutions, releasing any liability under the bond of Olleigh Malcolm Cleaves executed by National Surety Corporation and dated March 5, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69192, recorded in Book 61 of Resolutions, releasing any liability under the bond of Francis S. Firkins executed by National Surety Corporation and dated March 14, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69193, recorded in Book 61 of Resolutions, releasing any liability under the bond of Robert S. Jump executed by National Surety Corporation and dated March 19, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69194, recorded in Book 61 of Resolutions, releasing any liability under the bond of Eldridge T. Osborne executed by National Surety Corporation, and dated March 19, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69195, recorded in Book 61 of Resolutions, releasing any liability under the bond of Moreland Read Stafford executed by National Surety Corporation and dated March 5, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69196, recorded in Book 61 of Resolutions, releasing any liability under the bond of H. Bruce Weston executed by National Surety Corporation and dated March 19, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69197, recorded in Book 61 of Resolutions, releasing any liability under the bond of A. F. Crowell executed by Maryland Casualty Company, and dated March 24th, 1938, was presented and on motion of Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 69198, recorded in Book 61 of Resolutions,

for closing the portion of Union Street adjacent to Lots 5 and 6, Block 150, Middletown was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69199, recorded in Book 61 of Resolutions, directing City Engineer to report on the estimated cost for paving and otherwise improving the Alley in Block 53, University Heights, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69200, recorded in Book 61 of Resolutions, directing the City Engineer to report on the estimated cost for paving and otherwise improving the Alley in Block 174, University Heights, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69201, recorded in Book 61 of Resolutions, appointing time and place for hearing protests against the furnishing of electric current for San Diego Lighting District No. 1, was presented and on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69202, recorded in Book 61 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Talmadge Park Lighting District No. 3, was presented and on motion of Councilman Wansley, adopted.

ORDINANCE NO. 1570, new series, recorded in Book 47 of Ordinances, providing for the issuance of certain bonds for the purchase of the San Dieguito Water System in the sum of \$2,600,000.00, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

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

RESOLUTION NO. 69203, recorded in Book 61 of Resolutions, authorizing Councilman Wesley C. Crandall and City Engineer Hans W. Jorgensen to request the Beach Erosion Committee to come to San Diego to study the local condition, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69204, recorded in Book 61 of Resolutions, instructing the City Attorney and City Engineer to make such engineering studies and draw up such legal documents as are necessary, so that land in Torrey pines park now occupied by cottages may be withdrawn from the Park, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69205, recorded in Book 61 of Resolutions, instructing the City Manager to inform our United States Senator and representatives of the effect of the proposed measure upon participation in W.P.A; regarding the telegram to the Manager from Paul V. Betters of the U. S. Conference of Mayors, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69206, recorded in Book 61 of Resolutions, authorizing the City Manager to take the necessary steps to secure and attach to the new Police Headquarters and Jail Building a suitable plaque; placing thereon the names of Federal and City Officials responsible for its construction; and authorizing the Manager to eliminate the names from said plaque of anyone who may request him to do so, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69207, recorded in Book 61 of Resolutions, referring to the City Manager the request of the North San Diego Chamber of Commerce to use a recreational area in conjunction with its Fiesta, with power to act, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69208, recorded in Book 61 of Resolutions, was on motion of Councilman Wansley, adopted, and read as follows, to-wit:

Whereas, Councilman Bruce R. Stannard has been stricken by illness, and

Whereas, his health and well being are matters of grave concern to his colleagues on the Council,

Therefore, be it resolved that the Mayor and Council of the City of San Diego hereby extends its deepest sympathy to Councilman Stannard, and earnestly hopes for a rapid and complete recovery from his illness.

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

(ATTEST): J. M. ASHLEY, CITY CLERK

BY *Stacy W. Kirk*
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, April 25th, 1939.

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 Crandall, Housh, Fish, and Mayor Benbough.
Clerk----J.M. Ashley.
Absent---Councilmen Wansley, Stannard and Siebert.

On motion of Councilman Housh the minutes of the regular meeting of Tuesday, April 18th, 1939, were approved, after ordering corrections made in Resolution No. 69203.

On motion of Councilman Housh a Special Meeting was called for the hour of 2:00 o'clock P.M., for the purpose of canvassing the returns from the General Election and the Special Municipal Bond Elections, held April 25th, 1939.

RESOLUTION NO. 69209, recorded in Book 62 of Resolutions, amending Resolution No. 69203, adopted April 18th, 1939 to read as follows:

That Councilman Wesley C. Crandall and City Engineer Hans W. Jorgensen are hereby requested to find out the conditions under which the Beach Erosion Committee will come to San Diego to study the local condition, was on motion of Councilman Crandall, adopted.

At this time Councilman Siebert entered and took his seat.

The hour of 10:00 o'clock A.M. having arrived, the time set for taking up the proposed ordinance creating a setback line on Roseland Drive, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, ORDINANCE NO. 1571, new series, recorded in Book 47 of Ordinances, creating a setback line of three feet on the north side of Roseland Drive, between Little Street and Spindrift Drive, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Stannard and Wansley.

On motion of Councilman Crandall the petition of G. W. Converse for zone variance at 54th and Collier, was tabled for two weeks.

Petition of D. C. and Marion Lebew for yard variance permit at 4824 West Point Loma Boulevard, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69210, recorded in Book 62 of Resolutions, granting permission to C. D. and Marion Lebew to erect and operate a private garage to the side lot line fifty feet back from the public sidewalk, on Lots 40 and 41, Block 29, Ocean Beach Park Annex, in Zone R-4; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Sigrid Crosby for zone variance permit on Ashby Street, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 69211, recorded in Book 62 of Resolutions, denying the petition of Mrs. Sigrid Crosby filed under Document No. 313272, for a zone variance on Lots 7 and 8, (except the east 100 feet), Block 2, El Cerrito Heights, was on motion of Councilman Crandall, adopted.

Petition of First National Trust and Savings Bank for zone variance on Soledad Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69212, recorded in Book 62 of Resolutions, granting permission to the First National Trust and Savings Bank of San Diego for permission to erect and operate four residences in Zone R-1 on Block L, La Jolla Villa Tract; and suspending the provisions of Ordinance No. 13294 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Gail H. Winnek for zone variance at 1422 Meade Avenue, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 69213, recorded in Book 62 of Resolutions, denying the petition of Gail H. Winnek for permission to operate a Beauty Shop in Zone R-2, at 1422 Meade Avenue, on the east 45 feet of Lots 23 and 24, Block 81, University Heights, was on motion of Councilman Crandall, adopted.

Petition of Louise C. Forini for extension of time under Resolution No. 68760, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69214, recorded in Book 62 of Resolutions, granting a ninety-day extension of time to Louise C. Lorini and Raffael Lorini to comply with the terms and conditions of Resolution No. 68760, adopted January 17, 1939, which resolution granted permission to erect four residences on Lots E, F, G and H, Block 335, Horton's Addition, providing a setback of ten feet is kept on Palm Street and a five-foot setback along Front and Albatross Streets, was on motion of Councilman Crandall, adopted.

Petition of Willi Strobel for permit to make alterations at Pacific Highway and Noell Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69215, recorded in Book 62 of Resolutions, granting

permission to Willi Strobel to do certain construction work petitioned for under Document No. 313276, on Lots 5 and 6, Block 240, Middletown, closer to Pacific Highway than permitted by Ordinance No. 401, new series; providing the construction work does not jeopardize the existing agreement signed by the previous property owner to move the structure when requested so to do by the City Council, was on motion of Councilman Crandall, adopted.

Communication from North San Diego Chamber of Commerce requesting the installation of facilities in the Old Town Recreational Center, was presented, read and on motion of Councilman Crandall, referred to the Budget Box.

Communication from Mrs. Ida B. Wellington relative to sign on Old City Hall, was presented and read.

RESOLUTION NO. 69216, recorded in Book 62 of Resolutions, authorizing the City Manager to contact the San Diego Historical Society to see if they want the old "City Hall" sign for the Serra Museum, was on motion of Councilman Housh, adopted.

Petition of Chinese Consolidated Benevolent Association for permission to hold a street dance, was presented and read.

RESOLUTION NO. 69217, recorded in Book 62 of Resolutions, referring to the City Manager, the Police Department, and the Social Welfare Department with power to act, the petition of the Chinese Consolidated Benevolent Association for permission to hold a street dance; and to temporarily close 3rd Avenue between Island Avenue and J Street on April 29th, 1939, was on motion of Councilman Crandall, adopted.

At this time a majority of the members of the Council signed contracts for Talmadge Park Lighting Districts Nos. 1 and 2.

Communication from Library Commission requesting a new main library building, was presented, read and on motion of Councilman Siebert referred to the Budget Box.

Communication from Zoological Society of San Diego requesting funds for rehabilitating certain building in Balboa Park, was presented, read and on motion of Councilman Crandall, referred to the Budget Box.

Communication from San Diego Junior Chamber of Commerce inviting the Council to participate in a parade April 29th, 1939, was presented, read and on motion of Councilman Housh, the City Clerk was directed to thank the chamber for the invitation and state that as many of the Councilmen as could would participate.

Communication from Junior Chamber of Commerce requesting \$250.00 for sending Junior Traffic Patrol delegates to San Francisco, was presented, read and on motion of Councilman Crandall, placed on the table.

Communication from Senator Fletcher relative to assembly bill No. 1507, which provides for expenditures of funds for protection of the beaches from erosion, was presented and on motion of Councilman Crandall, ordered filed.

Communication from City Auditor reporting on claim of E. H. Wiedmann and recommending granting of same, was presented and read.

RESOLUTION NO. 69218, recorded in Book 62 of Resolutions, granting the claim of E. H. Wiedmann filed on April 13, 1939, against the City of San Diego, in the amount of \$17.87; alleged to be due on account of property damage caused when claimant's automobile was damaged by being struck by a truck owned by the City of San Diego; and authorizing the City Auditor to arrange for the payment of \$17.87 from the "Small Claims Payment Fund" in full settlement of said claim, was on motion of Councilman Crandall, adopted.

Communication from City Auditor reporting on claim of Bert Schneider, and recommending granting of same, was presented and read.

RESOLUTION NO. 69219, recorded in Book 62 of Resolutions, granting the claim of Bert Schneider filed on April 11, 1939 against the City of San Diego, in the amount of \$1.72 alleged to be due on account of property damage caused when a rubbish can was dropped from a City rubbish truck, denting the fender of claimant's automobile; and authorizing the City Auditor to arrange for the payment of \$1.72 from the "Small Claims Payment Fund" in full settlement of said claim, was on motion of Councilman Crandall, adopted.

Communication from California Safety Council relative to "City Awards Luncheon", was presented and read.

RESOLUTION NO. 69220, recorded in Book 62 of Resolutions, authorizing the Mayor, members of the Council and Safety Council members to go to Los Angeles at the City's expense to attend the "City Awards Luncheon" of the California Safety Council, Friday Noon, April 28th, 1939, at the Los Angeles Biltmore Hotel, was on motion of Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 69221, recorded in Book 62 of Resolutions, for furnishing electric current for Five Points Lighting District No. 1, was presented and on motion of Councilman Crandall, adopted.

Communication from Building Control Committee transmitting form of resolution that would authorize the Committee to approve or disapprove proposed alterations, repairs, additions or improvements in the Civic Center Building which affect or tend to affect the structural or architectural design of the building, was presented and read.

RESOLUTION NO. 69222, recorded in Book 62 of Resolutions, directing that before any alterations, repairs, additions or improvements shall be undertaken by or on behalf of any office or department of the City or County, the plans and scope of the same shall first be submitted to the Administration Building Control Committee for its consideration.

ation and approval or rejection, as the case may be, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69223, recorded in Book 62 of Resolutions, accepting the deed of Claire E. Allanson and Alice B. Allanson for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69224, recorded in Book 62 of Resolutions, accepting the deed of H. C. Field and Ada Field for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69225, recorded in Book 62 of Resolutions, accepting the deed of Frankie Friederich for sewer right of way, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69226, recorded in Book 62 of Resolutions, accepting the deed of Johnson, Inc., for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69227, recorded in Book 62 of Resolutions, accepting the deed of James A. McDonald and Elsie M. McDonald for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69228, recorded in Book 62 of Resolutions, accepting the deed of George McManness and Hattie McManness for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69229, recorded in Book 62 of Resolutions, accepting the deed of John W. Morgan and Jessie E. Morgan for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69230, recorded in Book 62 of Resolutions, accepting the deed of A. F. Thomas and Jane D. Thomas for sewer right of way, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69231, recorded in Book 62 of Resolutions, accepting the deed of H. C. Field and Ada Field for portion of Trojan Avenue, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69232, recorded in Book 62 of Resolutions, accepting the deed of George McManness and Hattie McManness for portion of Trojan Avenue, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69233, recorded in Book 62 of Resolutions, accepting the deed of William Roemer and Mina Roemer for portion of Trojan Avenue, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69234, recorded in Book 62 of Resolutions, accepting the subordination agreement executed by San Diego Trust & Savings Bank, bearing date March 20, 1939, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69235, recorded in Book 62 of Resolutions, accepting the deed of Russell Segel and Alice K. Segel for portions of El Cajon Boulevard and Dawson Avenue, was presented and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69236, recorded in Book 62 of Resolutions, accepting the deed of George S. Vanderburg and Minnie E. Vanderburg for a portion of Trojan Avenue and Dawson Avenue, was presented, and on motion of Councilman Housh, adopted.

RESOLUTION NO. 69237, recorded in Book 62 of Resolutions, accepting the deed of Ruth A. Ward for portion of Trojan Avenue, was presented and on motion of Councilman Housh, adopted.

On motion of Councilman Housh the matter of authorizing a preferential, non-exclusive use and occupancy permit for W.P.A. office in Balboa Park, was referred to the City Attorney for preparation of the necessary resolution.

ORDINANCE NO. 1572, new series, recorded in Book 47 of Ordinances, accepting the bequest to the San Diego Public Library contained in the last will and testament of David Churchill Crosby, deceased; creating a special fund in the office of the Treasurer of the City of San Diego, to be known as "Crosby Library Fund," and providing for expenditures therefrom, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Wansley and Stannard.

On motion of Councilman Crandall to place on its final passage, at its first reading, the proposed ordinance providing funds for purchase of certain land for the Police Headquarters, the roll call showed the following, to-wit: Yeas--Councilmen Crandall, Housh, Fish and Siebert. Nays--Mayor Benbough. Absent--Councilmen Wansley and Stannard.

Upon further motion the matter was reconsidered by unanimous vote of the members of the Council present.

ORDINANCE NO. 1573, new series, recorded in Book 47 of Ordinances, transferring \$3000.00 from Item 10 (elections), Series JC, General Appropriations; and transferring the sum of \$6,000.00 from the funds heretofore appropriated by Ordinance No. 1460 to the funds heretofore appropriated by Ordinance No. 1481, for the purpose of providing additional funds for the purchase of lands contiguous to Police Headquarters and Jail Site at the foot of Market Street, and for incidental expenses in connection therewith, was on motion of Councilman Crandall, seconded by Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilmen Stannard and Wansley.

Communication from San Diego Highway Development Association requesting funds from the Advertising and publicity fund, which had been referred to Councilman Fish at the previous meeting, was on motion of Councilman Siebert ordered filed.

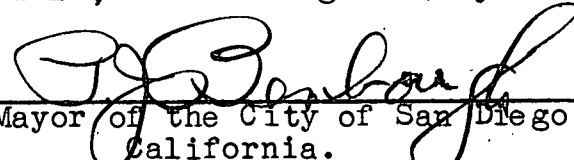
RESOLUTION NO. 69238, recorded in Book 62 of Resolutions, granting Councilman Addison E. Housh a sixty-day leave of absence, starting May 15th, 1939, with permission to leave the State, was presented and on motion of Councilman Crandall, adopted.

Communication from San Diego Highway Development Association relative to a ~~xxx~~ meeting in San Francisco, was presented and read.

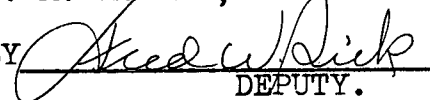
RESOLUTION NO. 69239, recorded in Book 62 of Resolutions, authorizing Councilman Herbert E. Fish and Director of Public Works Fred Rhodes to attend, at the City's expense, a meeting of the State Highway Commission to be held in San Francisco on Friday, April 28th, 1939, at 9:00 A.M. in the Bellevue Hotel, at which time the Mountain Springs Grade project will be discussed, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69240, recorded in Book 62 of Resolutions, authorizing the City Attorney to prepare a resolution requesting the Civil Service Commission to work out any inequalities which may exist in the compensation schedule, was presented and on motion Councilman Housh, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Thursday, April 27th, 1939.

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 Siebert at 2:00 o'clock P.M.

Present--Councilmen Crandall, Wansley, Housh, Siebert and Mayor Benbough.
Clerk----J.M. Ashley
Absent---Councilmen Fish and Stannard.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

Whereas, on motion of the Council duly adopted in open meeting on Tuesday the 25th day of April 1939 of the Council, a Special Meeting of the Council was called to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Thursday, the 27th day of April 1939, at the hour of 2:00 o'clock P.M. for the purpose of Canvassing the returns from the General Election and Special Municipal Bond Elections, held April 25th, 1939, 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; W. C. Crandall; Raymond M. Wansley; Addison E. Housh; Herbert E. Fish; Bruce R. Stannard and John S. Siebert.

At this time the Council proceeded to canvass the returns of the Municipal General Election held Tuesday, April 25th, 1939, for the election of a Mayor, Councilmen from Districts 2, 5 and 6, two members for Board of Education, and Five Municipal Court Judges; and the propositions submitted as said election.

The Clerk reported that he had received all of said returns of said election to-wit: from Election Precincts Nos. 1 to 337, inclusive, and Chollas Precinct, Greenwood Precinct and Kensington Precincts Nos. 1 and 2.

All of said returns being duly signed and sealed as by law required by the respective Boards of Election of the various Precincts, said returns were delivered to the Council for the canvass thereof.

Vice Mayor Siebert appointed Councilmen Crandall, Wansley, Housh and himself 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, including Chollas, Greenwood and Kensingtons 1 and 2, were canvassed.

Thereupon, the Clerk reported that all of the absentee ballots had not been received, and upon motion, the canvass of the returns was ordered continued until the hour of 10:00 o'clock A.M., Friday, April 28th, 1939.

Mayor Benbough entered after the canvass had gotten under way.

At this time the Council then proceeded to canvass the returns of the Special Municipal Bond Elections, held Tuesday, April 25th, 1939, covering the following propositions:

Proposition No. 1, for voting bonds in the sum of \$1,975,000.00 for construction of San Vicente Dam.

Proposition No. 1, for voting bonds in the sum of \$250,000.00 for construction of improvements, extensions and additions to the Water Distribution System.

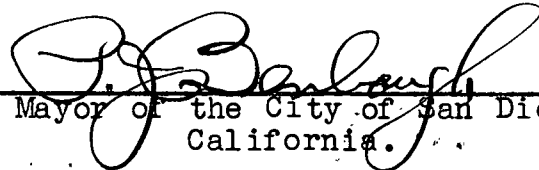
The Clerk reported that he had received all of said returns of said election to-wit: From Election Precincts Nos. 1 to 337, inclusive.

All of said returns being duly signed and sealed as by law required by the respective Boards of Election of the various Precincts, said returns were delivered to the Council for the canvass thereof.

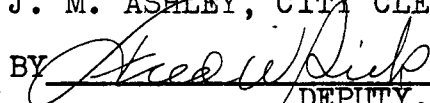
Councilmen Crandall, Wansley, Housh, and Siebert acted as tellers, and the Council proceeded to canvass said returns, beginning with precinct No. 1 and continuing in numerical order until the returns of all of said precincts were canvassed.

Thereupon, the Clerk reported that all of the absentee ballots had not been received, and upon motion, the canvass of the returns was ordered continued until the hour of 10:00 o'clock A.M., Friday, April 28th, 1939.

Thereupon, on motion of Councilman Crandall, the meeting was adjourned until the hour of 10:00 o'clock A.M., Friday, April 28th, 1939.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Friday, April 28th, 1939.

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

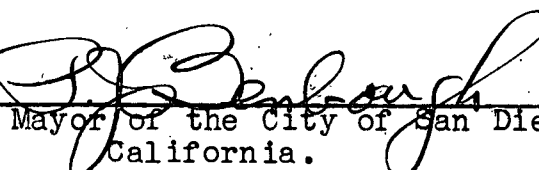
Present--Mayor Benbough

Clerk----J.M. Ashley

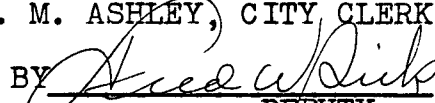
Absent---Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert.

The Clerk reported that all of the absentee ballots of the Municipal General Election, and Special Municipal Bond Elections, held April 25th, 1939, had not all been received.

Whereupon, the Mayor declared the meeting adjourned until the hour of 10:00 o'clock A.M., Saturday, April 29th, 1939, and the canvass of the returns of said elections continued until said hour.


Mayor of the City of San Diego,
California.

ATTEST: J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Saturday, April 29th, 1939.

Pursuant to adjournment the meeting of the Council of the City of San Diego, California, was called to order by Councilman Housh at the hour of 10:00 o'clock A.M., this date.

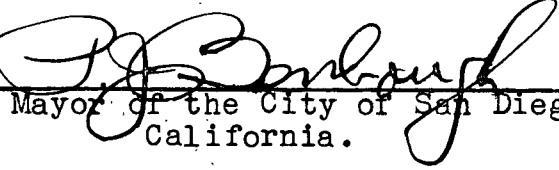
Present--Councilman Housh.

Clerk----J.M. Ashley

Absent---Councilmen Crandall, Wansley, Fish, Stannard, Siebert and Mayor Benbough.

The Clerk reported that all of the absentee ballots of the Municipal General Election, and Special Municipal Bond Elections, held April 25th, 1939, had not all been received.

Whereupon, Councilman Housh declared the meeting adjourned until the hour of 10:00 o'clock A.M., Monday, May 1st, 1939, and the canvass of the returns of said elections continued until said hour.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

ADJOURNED SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Monday, May 1st, 1939.

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

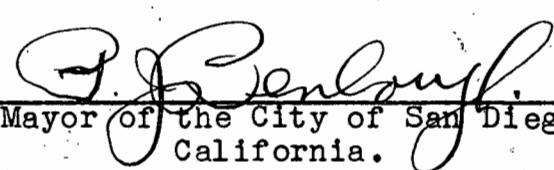
Present---Mayor Benbough.

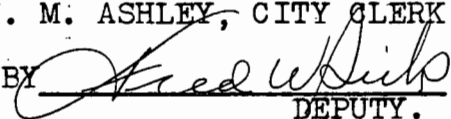
Clerk---- J.M. Ashley

Absent----Councilmen Crandall, Wansley, Housh, Fish, Stannard and Siebert.

The Clerk reported that all of the absentee ballots of the Municipal General Election, and Special Municipal Bond Elections, held April 25th, 1939, had not all been received.

Whereupon, Mayor Benbough declared the meeting adjourned until the hour of 9:00 o'clock A.M., Tuesday, May 2nd, 1939, and the canvass of the returns of said elections continued until said hour.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK
BY  DEPUTY.

ADJOURNED SPECIAL MEETING
Chamber of the Council of the City of San Diego,
California, Tuesday, May 2nd, 1939.

Pursuant to adjournment the meeting of the Council of the City of San Diego, California, was called to order by Mayor Benbough at 9:00 o'clock A.M.

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.
Clerk----J.M. Ashley
Absent---None.

This being the date to which the matter of the Canvass of the returns of the Municipal General Election, held April 25th, 1939, was continued to, The Clerk presented the locked ballot box in which had been placed the sealed ballots of absentee voters, Two Hundred Thirty-seven (237) 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 signautres 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 Section 1362 of the Political Code. The votes for the several candidates being added to the votes for said candidates as returned by the s everal election boards.

Thereupon, RESOLUTION NO. 69241, recorded in Book 62 of Resolutions, declaring the result of the Regular Municipal Election held in the City of San Diego, California, on Tuesday, the 25th day of April, A.D. 1939, was presented and motion of Councilman Wansley, adopted.

Said resolution showed the following, to-wit:
The whoe number of votes cast in said City at said Regular Municipal Election was Forty-two Thousand Three Hundred Ninety-four (42,394),
That the total vote received by each candidate at said regular municipal election was as follows:

FOR MAYOR:
PERCY J. BENBOUGH RECEIVED 32,196 votes
JACOB WEINBERGER RECEIVED 9,113 votes
and said Council declared Percy J. Benbough elected to the office of Mayor of The City of San Diego.

FOR MEMBER OF THE COUNCIL FROM DISTRICT NO. 2:
WILBUR A. THOMAS RECEIVED 15,938 votes
LOUIS F. WEGGENMAN RECEIVED 23,619 votes
and said Council declared Louis F. Weggenman elected to the office of member of the Council from District No. 2.

FOR MEMBER OF THE COUNCIL FROM DISTRICT NO. 5:
HARLEY E. KNOX RECEIVED 31,440 votes
and said Council declared Harley E. Knox elected to the office of member of the Council from District No. 5.

FOR MEMBER OF THE COUNCIL FROM DISTRICT NO. 6:
ALBERT E. FLOWERS RECEIVED 25,784 votes
JOHN S. SIEBERT RECEIVED 13,911 votes
and said Council declared Albert E. Flowers elected to the office of member of the Council from District No. 6.

FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 1:
JOE L. SHELL RECEIVED 34,865 votes
and said Council declared Joe L. Shell elected to the office of Judge of the Municipal Court, Department No. 1.

FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 2:
EUGENE DANAY RECEIVED 34,801 votes
and said Council declared Eugene Daney elected to the office of Judge of the Municipal Court, Department No. 2.

FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 3:
FRANK M. DOWNER, JR. RECEIVED 8,895 votes
PHILIP SMITH RECEIVED 27,920 votes
and said Council declared Philip Smith elected to the office of Judge of the Municipal Court, Department No. 3.

FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 4:
FRED NOON RECEIVED 9,395 votes
DEAN SHERRY RECEIVED 28,844 votes
and said Council declared Dean Sherry elected to the office of Judge of the Municipal Court, Department No. 4.

FOR JUDGE OF THE MUNICIPAL COURT, DEPARTMENT NO. 5:
CLAUDE L. CHAMBERS RECEIVED 7,248 votes
CLARENCE F. TERRY RECEIVED 32,332 votes
and said Council declared Clarence F. Terry elected to the office of Judge of the Municipal Court, Department No. 5.

FOR MEMBERS OF THE BOARD OF EDUCATION:
ORTON E. DARNALL RECEIVED 23,230 votes
MARY L. FAY RECEIVED 23,470 votes
DAN P. HARMER RECEIVED 19,776 votes
and said Council declared Orton E. Darnall and Mary L. Fay each elected to the office of Member of the Board of Education of The City of San Diego.

That the whole number of votes cast in said City at said Regular Municipal Election on the proposition authorizing the City of San Diego to grant and convey to the United States Government for military purposes certain tidelands in the Bay of San Diego, conditioned upon and in consideration of the granting to The City of San Diego by the United States Government of certain lands and rights of way, which proposition was designated on the ballot as Proposition No. 1, was Thirty-Six Thousand Four Hundred Ninety (36,409) as follows, to-wit:

FOR SAID PROPOSITION 31,839 votes
AGAINST SAID PROPOSITION 4,475 votes
Void ballots the vote of 95
and declared said proposition had received a majority of the voters voting thereon at said election.

That the whole number of votes cast in said City at said regular municipal election on the proposition of approving and ratifying a certain contract between the United States of America and The City of San Diego relative to the construction and operation of a canal from a dam on the Colorado River to Imperial Valley, which proposition was designated on the ballot as Proposition No. 2, was Thirty-five Thousand Eight Hundred Ninety-seven (35,897) as follows, to-wit:

FOR SAID PROPOSITION 25,347 votes
AGAINST SAID PROPOSITION 10,455 votes
VOID BALLOTS 95
and declared said proposition had received the vote of two-thirds of all the qualified voters voting thereon at said election.

RESOLUTION NO. 69242, recorded in Book 62 of Resolutions, declaring the result of the regular municipal election held in that portion of the San Diego Unified School District lying outside the corporate limits of the City of San Diego on the 25th day of April, 1939, for the purpose of voting on the election of members of the Board of Education, was presented and on motion of Councilman Wansley, adopted.

Said resolution showed the following to-wit:
The whole number of votes cast in said portion of the San Diego Unified School District lying outside of the corporate limits of The City of San Diego was One Hundred Eighty-eight (188).
That the total vote received by each candidate for member of the Board of Education at said regular municipal election in said portion of the San Diego Unified School District lying outside of the corporate limits of The City of San Diego was as follows:

FOR MEMBERS OF THE BOARD OF EDUCATION:
ORTON E. DARNALL RECEIVED 115 votes
MARY L. FAY RECEIVED 121 votes
DAN P. HARMER RECEIVED 99 votes
and said Council declared Orton E. Darnall and Mary L. Fay each elected to the office of member of the Board of Education of The City of San Diego.

THE INDIVIDUAL PRECINCT VOTE IS RECORDED IN BOOK No. 1 of ELECTION RETURNS on file in the office of the City Clerk of the City of San Diego, California.

This being the date to which the matter of the Canvass of the returns of the SPECIAL MUNICIPAL BOND ELECTION held in the City of San Diego on the 25th day of April 1939, upon the proposition to incur a bonded indebtedness of one million nine hundred seventy-five thousand dollars (&1,975,000.00) for the acquisition, construction and completion of a gravity section concrete dam, at a point 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 presented the locked ballot box in which had been placed the sealed ballots of absentee voters, 235 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 Section 1362 of the Political Code. The votes for the proposition being added to the votes for said proposition as returned by the several election boards.

THEREUPON, RESOLUTION NO. 69243, recorded in Book 62 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California on Tuesday, April 25, 1939, upon a proposition for the incurring of a bonded indebtedness, was presented and on motion of Councilman Wansley, adopted.

Said Resolution showed the following to-wit:
The whole number of ballots cast in said City at said special municipal election was Forty-two thousand three hundred eighty-five (42,385).
That on the Proposition, designated on the ballot as proposition No. 1, the vote was

FOR SAID PROPOSITION, 23,763 votes
AGAINST SAID PROPOSITION 15,737 votes
VOID BALLOTS 1,638
and that the total number of votes given in said city in favor of said proposition was Twenty-three thousand seven hundred sixty-three, and the total number of votes given against said proposition was Fifteen thousand seven hundred thirty-seven, and the total number of void ballots was Sixteen hundred thirty-eight; and that said proposition had not received the vote of two-thirds of all the voters voting thereon at said election.

The individual precinct vote is recorded in Book No. 1 of Election Returns on file in the office of the City Clerk of the City of San Diego, California.

This being the date to which the matter of the Canvass of the returns of the SPECIAL MUNICIPAL BOND ELECTION held in the City of San Diego on the 25th day of April, 1939, upon the proposition of incurring a bonded indebtedness of \$250,000.00 for the acquisition, construction and completion of improvements, extensions and additions to the water distribution system located in The City of San Diego, The Clerk presented the locked ballot box in which had been placed the sealed ballots of absentee voters, 235 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 Section 1362 of the Political Code. The votes for the proposition being added to the votes for said proposition returned by the several election boards.

Thereupon, RESOLUTION NO. 69244, recorded in Book 62 of Resolutions, declaring the result of the Special Municipal Election held in the City of San Diego, California, on Tuesday, April 25, 1939, upon a proposition for the incurring of a bonded indebtedness, was presented and on motion of Councilman Wansley, adopted.

Said resolution showed the following, to-wit:

That the whole number of ballots cast in said City at said special municipal election was Forty-two thousand three hundred eighty-five (42,385).

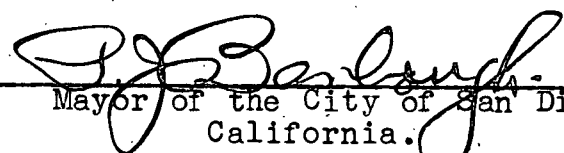
That the proposition, designated on the ballot as proposition No. 2, received the following vote:

FOR SAID PROPOSITION	23,699 votes
AGAINST SAID PROPOSITION	14,967 votes
VOID BALLOTS	1,638

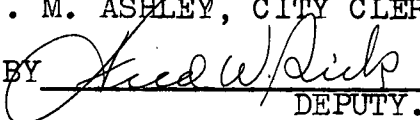
That the total number of votes given in said City in favor of said proposition was Twenty-three thousand six hundred ninety-nine, and the total number of votes given against said proposition was Fourteen thousand nine hundred sixty-seven, and the total number of void ballots was Sixteen hundred thirty-eight; and said proposition had not received the vote of two-thirds of all the voters voting thereon at said election.

The individual precinct vote is recorded in Book No. 1 of Election Returns on file in the office of the City Clerk of the City of San Diego, California.

Thereupon, on motion of Councilman Wansley the Special adjourned meeting was adjourned.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY  DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, May 2nd, 1939

A regular meeting of the Council of the City of San Diego, California, was called to order by Mayor Benbough, immediately following the adjournment of the Special adjourned meeting, held this date.

Present--Councilmen Crandall, Wansley, Housh, Fish, Stannard, Siebert and Mayor Benbough.

Clerk----J.M. Ashley
Absent---None.

On motion of Councilman Wansley, the minutes of the regular meeting of Tuesday, April 25th, 1939; and of the Special Meeting of Thursday, April 27th, 1939; and of the Special adjourned meeting of Friday, April 28th, 1939; and of the Special adjourned meeting of Saturday, April 29th, 1939; and of the Special adjourned meeting of Monday, May 1st, 1939, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 313438.

Thereupon, on motion of Councilman Wansley the 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 protests against the furnishing of electric current for Loma Portal Lighting District No. 1, 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, RESOLUTION NO. 69245, recorded in Book 62 of Resolutions, confirming the Engineer's report and assessment for said work, was on motion of Councilman Wansley, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Mission Beach Lighting District No. 1, 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, RESOLUTION NO. 69246, recorded in Book 62 of Resolutions, confirming the Engineer's report and assessment for said work, was presented and on motion of Councilman Crandall, 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 the Alley in Block 148, University Heights, under resolution of Intention No. 68519, the Clerk reported that a written appeal had been received from Alice M. O'Mara and Anna McKeen Hunter, which appeal 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. 69247, recorded in Book 62 of Resolutions, overruling and denying the appeal of Alice M. O'Mara and Anna McKeen Hunter, and all other appeals; and confirming and approving the City Engineer's assessment for said work and improvement, was on motion of Councilman Fish, adopted.

At this time a majority of the members of the Council signed the bonds of Dayton Lewis Ault, as City Attorney; Charles L. Royer as assistant storekeeper; Wesley C. Crandall, as Councilman; Herbert E. Fish, as Councilman; Addison E. Housh; Percy J. Benbough; Louis F. Weggenman; Harley E. Knox and Albert E. Flowers.

RESOLUTION NO. 69248, recorded in Book 62 of Resolutions, approving the proposed Murals for the Council Chamber, according to sketches presented, was on motion of Councilman Wansley, adopted.

Petition of Dr. F. J. Dingeman for zone variance at 1801 Bancroft Street, was presented; together with report from the Planning Commission stating that two members of the Commission favored granting the petition, provided the variance was revocable and to automatically expire if the rest home was operated in a manner detrimental to the neighborhood, and on condition that no signs were displayed on the premises, no alcoholic or mental patients on the property, nor more than six aged persons housed, but that the motion failed to pass as three commissioners voted against same; and that it would require five votes of the Council to grant a zone variance.

Councilman Crandall, seconded by Councilman Siebert, moved to continue the matter for one week, which motion received the following vote, to-wit: Yeas--Councilmen Crandall, Stannard and Siebert. Nays--Councilmen Wansley, Housh, Fish and Mayor Benbough. Absent--None.

Councilman Siebert, seconded by Councilman Fish, then moved to grant the petition, which motion received the following vote, to-wit: Yeas--Councilmen Crandall, Fish, Stannard and Siebert. Nays--Councilmen Wansley, Housh and Mayor Benbough. Absent--None.

Thereupon, Councilman Wansley moved to deny the petition, but no second was received to the motion.

By unanimous consent the communication from Harry Schultheiss, et al requesting the placing for sale of Lot 4, Block 436, Old San Diego, at public auction, was brought up and on motion of Councilman Wansley, referred to the City Manager and Planning Commission.

Petition for paving Columbia Street and Walnut Avenue, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69249, recorded in Book 62 of Resolutions, granting the petition for paving Columbia Street between the southeasterly line of Chalmers Street and the northwesterly line of Walnut Avenue; and Walnut Avenue between the Southwesterly line of Columbia Street and the southwesterly line of State Street; and directing the City Engineer to furnish a plat of the district to be assessed for said work, was on motion of Councilman Wansley, adopted.

Petition for installation of a sewer line to serve 47th Street and Euclid Avenue south of Dwight Street, was presented; together with report from City Engineer stating that the petition contained 50½ --25 foot lots, and that to serve the lots requested it would require the construction of approximately 5000 feet of sewer, the cost of which would be more than the improved property along the course of the sewer that would probably be improved for a considerable time, due to the topography of the country; and that there was considerable additional area in the vicinity and districts in other parts of the City where similar conditions exist with respect to sewers; and that the solution would be ~~the~~ combined City and Federal aid, if WPA approval could be had for such construction.

On motion of Councilman Wansley the matter was referred to the Budget box.

Petition for widening of 6th Avenue between University Avenue and Robinson Avenue, was presented; together with report from City Engineer, stating that the petition contained signatures of the owners of 55% of the property on the east side, where the widening would be done, and 72% on the west side.

On motion of Councilman Wansley the matter was referred to the Gas Tax Money Box.

Petition for sewer to serve the territory bounded by Orange Avenue, 49th Street, 48th Street and Auburn Drive, was presented and on motion of Councilman Wansley, referred to the Budget Box.

At this time Councilman Stannard, was excused from the meeting.

Petition for paving Monroe Avenue and Mission Avenue, was presented; together with report from City Engineer stating that the petition was signed by 61% of the property fronting on the streets sought to be improved, and that the petition requested that the cost of improving the excess width of the intersection of Monroe Avenue with Mission Avenue be not assessed against the property, but paid for by the City; and that if said aid was approved, that he would recommend that proceedings be started for the work. On motion of Councilman Wansley, the matter was referred to the Budget Box.

Petition of G. W. Converse requesting that his zone variance request be considered this date instead of on May 9th, 1939, was presented and granted.

RESOLUTION NO. 69250, recorded in Book 62 of Resolutions, granting permission to G. W. Converse, providing a setback line of 25 feet from 54th Street was maintained, to erect four single family residences in Zone R-1, on the south 200 feet of the east 135 feet of Lot 14, Redland Tract; and suspending the provisions of Ordinance No. 1506, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted, Councilman Siebert voted Nay.

On motion of Councilman Wansley the petition of Good Shepard Lutheran Church for permit to erect 2 signs on El Cajon Boulevard and Van Dyke Avenues, was referred to the City Manager.

Communication from Thomas Whelan relative to operation of the Police Radio equipment, was presented and on motion of Councilman Wansley, referred to the Budget Box.

Petition of Harry Dunlop for permission to dump rubbish on certain property at various locations in the City, was presented and read.

RESOLUTION NO. 69251, recorded in Book 62 of Resolutions, denying the petition of Harry Dunlap, contained in Document No. 313295, for permission to dump rubbish on certain property at various locations in the City, was on motion of Councilman Wansley, adopted.

Petition of La Jolla Federal Savings and Loan Association for permission to grade and oil Cabrillo Avenue south of Pearl Street, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69252, recorded in Book 62 of Resolutions, granting permission to the La Jolla Federal Savings and Loan Association to grade and oil Cabrillo Avenue, south of Pearl Street, by private contract; said work to be done in accordance with plans furnished, and under City inspection, was on motion of Councilman Housh, adopted.

Petition of Y.W.C.A. Clay Street Branch for permission to temporarily close Clay Street for a Street carnival and for permission to conduct said carnival, was presented; together with recommendation of Approval from Police Department, Director of Social Welfare and City Manager.

RESOLUTION NO. 69253, recorded in Book 62 of Resolutions, granting permission to the Y.W.C.A., Clay Street Branch to temporarily close Clay Avenue, between 29th and 30th Streets, on Saturday, May 27th, for a Street carnival and also granting permission to conduct a Bazaar at said location; subject to compliance with existing regulations, was on motion of Councilman Housh, adopted.

Petition of John C. Morris, et al requesting a fifteen minute parking zone on Fairmount Avenue, south of University Avenue, was presented; together with recommendation of approval from Traffic Commission.

RESOLUTION NO. 69254, recorded in Book 62 of Resolutions, granting the petition of John C. Morris, et al for fifteen minute parking zones on Fairmount Avenue, south of University Avenue; and requesting the City Attorney to prepare the necessary ordinance to make these limited parking zones effective, was on motion of Councilman Wansley, adopted.

Petition of The House of the Lord, Rev. Metta M. Shreves, Pastor, for street meeting permit for the corner of 5th Avenue and G Street, was presented; together with disapproval recommendation from Traffic Commission.

RESOLUTION NO. 69255, recorded in Book 62 of Resolutions, denying the petition of Rev. Metta M. Shreves, pastor of The House of the Lord, for permission to conduct street meetings nightly at Fifth Avenue and G Street, was on motion of Councilman Crandall, adopted.

Petition of T. H. Hamm for zone variance permit at 3752 Acacia Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69256, recorded in Book 62 of Resolutions, granting a revocable permit for a period of five years from the date of this resolution to T.H. Hamm to erect and operate a store building in Zone R-4, on Lots 10 and 11, Block D, Arlington; and suspending the provisions of Ordinance No. 13216, insofar as the provisions relate to the property mentioned, providing the setback line is maintained, was on motion of Councilman Wansley, adopted.

Petition of Marie E. Brenner for zone variance on Puterbaugh Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69257, recorded in Book 62 of Resolutions, granting permission to Marie E. Brenner to operate one Duplex and garages in Zone R-1, on Lots 17 and 18, Block 50, Middletown Addition; and suspending the provisions of Ordinance No. 12990, insofar

as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of Robert Sanders for yard variance permit on Witherby Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69258, recorded in Book 62 of Resolutions, granting permission to Robert Sanders to erect and operate a garage in Zone R-1, with no side yard, on Lot 9, Block 11, Inspiration Heights; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Wansley, adopted.

Petition of E. Florence Glaze for yard variance permit at 1064 Cypress Way, was presented; together with recommendation of denial from Planning Commission.

RESOLUTION NO. 69259, recorded in Book 62 of Resolutions, denying the petition of E. Florence Glaze for permission to erect and operate servant's quarters over a garage in Zone R-1, on Lot 17, Marston Hills, was on motion of Councilman Housh, adopted.

Communication from City Manager reporting on request for appropriation of funds for the sending of Junior Traffic Patrol delegates to San Francisco, was presented and read.

RESOLUTION NO. 69260, recorded in Book 62 of Resolutions, allocating the sum of \$300.00 from the Promotional Advertising Fund for the purpose of sending representatives of the Junior Traffic Patrol of San Diego to the State-wide traffic patrol gathering at San Francisco; as recommended by the City Manager, was on motion of Councilman Fish, adopted.

Communication from San Diego Convention & Tourist Bureau requesting an additional \$1000.00 be allocated from the Advertising and Publicity Fund for use of said organization, was presented and read.

RESOLUTION NO. 69261, recorded in Book 62 of Resolutions, allocating an additional sum of \$1000.00 from the Advertising and Publicity Fund for carrying on the work of the San Diego Convention & Tourist Bureau for the remainder of the fiscal year; was on motion of Councilman Wansley, adopted.

Petition of J. W. Gardner for special sewer permit, was presented, together with report from Health Department favoring the granting of said permit, providing the City is protected from any responsibility for any failure or stoppage that may occur to said system.

On motion of Councilman Wansley the matter was referred to the City Attorney.

Communication from City Manager reporting that the matter of lights for softball games at John Adams School would be worked out by the Superintendent of Playgrounds, was presented, read and on motion of Councilman Wansley, ordered filed.

Communication from City Attorney relative to Anza State Park project and its affect on the city's bringing water from the Colorado River, was read and on motion of Councilman Wansley, ordered filed.

Communication from J. S. Perry requesting cooperation with the Board of Supervisors for grading 54th Street from Collier Avenue to Mission Valley Road, was presented, read and on motion of Councilman Wansley referred to the Budget Box.

Communication from Junior Chamber of Commerce requesting setting up of funds for a float in the Tournament of Roses Parade, held in Pasadena on New Year's Day, was read and on motion of Councilman Wansley, referred to the Budget Box.

Communication from San Diego Municipal Employees Association thanking the Council for the Five Day Week setup, was read and on motion of Councilman Wansley, ordered filed.

Communication from City Attorney transmitting report of Walter W. Cooper regarding the San Diego Consolidated Gas and Electric Company, was presented and on motion of Councilman Wansley, ordered filed.

Communication from Old Town American Legion Safety Committee requesting the fixing of a 25 mile speed limit on portion of Pacific Highway, thru the Old Town Section, was on motion of Councilman Crandall, referred to the Traffic Commission.

Communication from City Attorney relative to maintenance of certain water main installed by the United States of America, and stating that an opinion had been furnished to the City Manager on the matter, and that the City Manager no doubt would send a copy of said opinion to the Commandant of the 11th Naval District, was read and on motion of Councilman Wansley, ordered filed.

Communication from City Engineer, approved by the City Manager recommending that the expenditure of \$850.00 be authorized for the securing of additional land for the Washington Street Extension project, was read and filed.

RESOLUTION NO. 69262, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain real property for the purpose of extending Washington street, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69263, recorded in Book 62 of Resolutions, directing the City Engineer to prepare plans and specifications for the paving and otherwise improving of CEDAR STREET and Pacific Highway, was presented and on motion of Councilman Siebert, adopted.

RESOLUTION NO. 69264, recorded in Book 62 of Resolutions, directing the City Engineer to prepare plans for paving the Alley in Block 20, University Heights, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69265, recorded in Book 62 of Resolutions, authorizing the Park Director to make and execute a preferential, non-exclusive use and occupancy permit with the Procurement Division, U. S. Treasury Department, for office space in Balboa Park for W.P.A., was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69266, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block 146, University Heights, under resolution of intention No. 68800, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69267, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the north and south Alley in Block 113, University Heights, under resolution of intention No. 68802, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69268, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of assessment district for paving the Alley in Block B, Sterlingworth, under resolution of intention no. 68720, was on motion of Councilman Siebert, adopted.

RESOLUTION NO. 69269, recorded in Book 62 of Resolutions, releasing any liability under the bond of Evan Lawrence Burk executed by National Automobile Insurance Company, dated April 20, 1938, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69270, recorded in Book 62 of Resolutions, approving and allowing the claims attached to transmittal No. 2 of the Administration Building and Grounds Department, in the total sum of \$1,288.52, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69271, recorded in Book 62 of Resolutions, accepting the quitclaim deed of Christ Jensen to all of his interest in the unnumbered lot in Block 18, according to Map No. 456 of New San Diego filed in the office of the County Recorder of San Diego County, California, lying between the Mean High Tide Line as now established for the Bay of San Diego and the southerly line of Market Street and between the easterly line of Lots 1 and 2 and the westerly line of Lots 37 and 38, in said Block 18, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69272, recorded in Book 62 of Resolutions, accepting the deed of Helen Pringle for sewer right of way, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69273, recorded in Book 62 of Resolutions, accepting the deed of Willis H.P. Shelton and Ellen A. Shelton for sewer right of way, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69274, recorded in Book 62 of Resolutions, accepting the deed of Union Title Insurance and Trust Company for portion of Paradise Valley Road, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69275, recorded in Book 62 of Resolutions, accepting the deed of A. B. Titus, E. W. Peterson and Amanda C. Peterson for portion of Paradise Valley Road, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69276, recorded in Book 62 of Resolutions, accepting the deed of Rebecca Offer for portion of Paradise Valley Road, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69277, recorded in Book 62 of Resolutions, accepting the deed of Emily N. Chambers and Florence Chambers for sewer right of way, was on motion of Councilman Wansley, adopted.

RESOLUTION NO. 69278, recorded in Book 62 of Resolutions, requesting Civil Service Commission to reconsider and adjust the compensation schedule for Comfort Station Attendant (female); Swimming Pool Attendant (female); Assistant Planning Engineer; Janitress; and Institution Engineer, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69279, recorded in Book 62 of Resolutions, authorizing the City Auditor to transfer the sum of \$200.00 from Account #362, Maintenance and Support to Account #551, Outlay, Police Department Fund, was on motion of Councilman Wansley, adopted.

Petition for paving Polk Avenue between Louisiana Street and Texas Street, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69280, recorded in Book 62 of Resolutions, granting the petition for paving Polk Avenue between Texas and Louisiana Street; and directing the City Engineer to furnish a plat of the district to be assessed for said work, was on motion of Councilman Wansley, adopted.

Communication from Walter W. Cooper reporting on complaint of Geo. M. Harris relative to electric service in San Diego, California, was presented, read and on motion of Councilman Wansley, ordered filed.

ORDINANCE NO. 1574, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 69, University Heights, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1575, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 46, Park Villas, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1576, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 4, Normal Heights was presented and on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1577, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 2, Chester Park, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1578, new series, recorded in Book 47 of Ordinances, establishing the grade of 53rd Street and Meade Avenue, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1579, new series, recorded in Book 47 of Ordinances, establishing the grade of the north and south Alley in Block 25, Normal Heights, was presented, read and on motion of Councilman Siebert, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1580, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 54, City Heights, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1581, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 5, City Heights Annex No. 2, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1582, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 53, La Jolla Park, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1583, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 2, Normal Heights, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1584, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 19, Normal Heights, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1585, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 10, Normal Heights, was presented and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1586, new series, recorded in Book 47 of Ordinances, authorizing the City Manager to enter into a lease with the United States of America for a certain portion of the Pueblo Lands of the City of San Diego, was presented and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

ORDINANCE NO. 1587, new series, recorded in Book 47 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", Series AB, The City Councilmen's Office Fund, was presented, read and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

On motion of Councilman Wansley, a hearing was set for the hour of 10:00 o'clock A.M., Tuesday, May 16th, 1939 for the purpose of considering the proposed ordinance establishing the property line as the building setback line on both sides of Udall Street between Rosecrans Street and Locust Street.

On motion of Councilman Wansley, a hearing was set for the hour of 10:05 o'clock A.M., Tuesday, May 16th, 1939 for the purpose of considering the proposed

Ordinance establishing Architectural control upon exterior designs of buildings to be erected in a portion of Roseville Heights.

ORDINANCE NO. 1588, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Acquisition and Investigation Water Bond Fund of the City of San Diego for the purpose of providing funds for payment of the City's Share of W.P.A. Project for construction of Dulzura Creek Gauging Station, was presented and on motion of Councilman Crandall, placed on its final passage at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

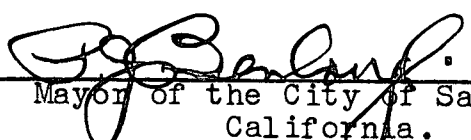
ORDINANCE NO. 1589, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7,500.00 out of the Street improvement fund of the City of San Diego for the purpose of purchasing material and hiring labor for repair of streets, bridges and culverts in said City, was presented and on motion of Councilman Wansley, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough. Nays--None. Absent--Councilman Stannard.

On motion of Councilman Crandall the reports of the Health Department, City Engineer, Building Inspector; Superintendent of Playgrounds and City Attorney's office, relative to the Mission Beach Amusement Center, ^{ordered} on the calendar for the meeting of Tuesday, May 9th, 1939.

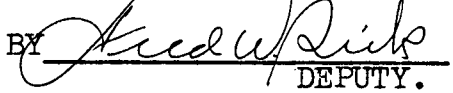
On motion of Councilman Crandall the matter of Beach Erosion study was ordered sent to the Budget Box.

On motion of Councilman Siebert, a Special Meeting of the Council of the City of San Diego, California, was called for the hour of 10:00 o'clock A.M., Saturday, May 6th, 1939, for the purpose of considering acceptance of the Police Headquarters, Jail and Court Rooms construction contract; and any other business that may come before said meeting.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Saturday, May 6th, 1939.

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

Present---Councilmen Crandall, Wansley, Housh, Fish, Siebert and Mayor Benbough.

Clerk-----J.M. Ashley.

Absent---Councilman Stannard.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday the 2nd day of May 1939 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 Saturday, the 6th day of May 1939, at the hour of 10:00 o'clock A.M., for the purpose of considering Acceptance of the Police Headquarters, Jail and Court Rooms contract, 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; W.C. Crandall; Raymond M. Wansley; Addison E. Housh; Bruce R. Stannard; Herbert E. Fish and John S. Siebert.

RESOLUTION NO. 69281, recorded in Book 62 of Resolutions, accepting the materials furnished and work performed in completing the Police Headquarters, City Jail and Court Rooms, at the Market Street site, in the City of San Diego, California, by M. H. Golden, the contractor under said contract, was presented and on motion of Councilman Wansley, adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish, and Siebert. Nays--Mayor Benbough. Absent--Councilman Stannard.

RESOLUTION NO. 69282, recorded in Book 62 of Resolutions, allocating office space in the Police Headquarters, City Jail and Court Rooms building at the foot of Market Street for officers, clerks and attaches, judges' chambers, jury rooms and court rooms for the five departments of the Municipal Court of the City of San Diego, was presented and on motion of Councilman Wansley, adopted.

Communication from City Manager presenting design for plaques for the Police Headquarters buildings, was presented and read.

RESOLUTION NO. 69283, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent to immediately order two plaques to be attached to the Police Headquarters, Jail and Court Rooms Building at the foot of Market Street, the design and plan to be as submitted by the City Manager in accordance with the Council's previous instructions to provide such plaques, was presented and on motion of Councilman Wansley, adopted.

Communication from City Manager was presented and read as follows, to-wit:

"I hereby tender my resignation, to be effective at the close of business on May 31, 1939, as City Manager of San Diego, California.

Subject to and as a consideration of this resignation, I respectfully request that same as of said date be accepted forthwith.

With thanks to the Council for their official and personal co-operation, I remain,


Sincerely,

(signed) R.W. Flack
City Manager."

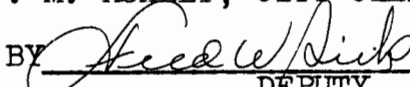
RWS rc

RESOLUTION NO. 69284, recorded in Book 62 of Resolutions, accepting the resignation of Robert W. Flack as City Manager of the City of San Diego, said resignation to become effective as of close of business on May 31, 1939, was presented, read and on motion of Councilman Wansley, seconded by Councilman Housh, adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Wansley, Housh, Fish and Siebert. Nays--Mayor Benbough. Absent--Councilman Siebert.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, May 9th, 1939.

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 Crandall, Weggenman, Housh, Fish, Knox, Flowers, and Mayor Benbough.

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

On motion of Councilman Housh, the minutes of the Adjourned Special Meeting of Tuesday, May 2nd, 1939, and of the Regular meeting of Tuesday, May 2nd, 1939, and of the Special Meeting of Saturday, May 6th, 1939, were approved without reading.

Petition of Albin Sandell for closing portion of Sutter Street, was presented; together with recommendation of approval from City Planning Commission and City Engineer.

RESOLUTION NO. 69285, recorded in Book 62 of Resolutions, granting the petition of Albin Sandell for closing a portion of Sutter Street adjoining Lots 13, 14, 15, 16 and 17 Middletown Addition and Lot 28, Bellevue; and directing the City Engineer to furnish a description of the land to be closed, was on motion of Councilman Crandall, adopted.

Petition of M. E. Langham for yard variance permit at 3975 Texas Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69286, recorded in Book 62 of Resolutions, granting permission to M. E. Langham to remodel an existing five car garage into a two-unit apartment, under an existing three-unit apartment in the rear of 3975 Texas Street, in Zone R-4; on Lots 5 and 6, Block 200, University Heights; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Ralph Koen for zone variance at Catoctin Drive and La Dorna, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69287, recorded in Book 62 of Resolutions, granting permission to Ralph Koen to build four houses on one parcel of land on a portion of Lot 29, La Mesa Colony; and suspending the provisions of Ordinance No. 13558 insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of George Roesink for zone variance at Madison Avenue and Shirley Ann Place, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69288, recorded in Book 62 of Resolutions, granting permission to George Roesink to remodel an existing store building in Zone R-4, on the

westerly seventy feet of Lots 44 and 45, Block 51, University Heights; and suspending the provisions of Ordinance No. 12889, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Petition of Victor L. Baldwin for setback suspension on Pacific Highway, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69289, recorded in Book 62 of Resolutions, granting permission to Victor L. Baldwin to erect a 12' x 22' sign board not closer to the property line on Pacific Highway than two feet; said sign to be on an existing building on Lot 3, Block 283, Middletown; and suspending the provisions of setback Ordinance No. 401, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Housh, adopted.

Communication from North San Diego Chamber of Commerce requesting the sum of \$150.00 from the Advertising and Publicity Fund, was presented and read.

RESOLUTION NO. 69290, recorded in Book 62 of Resolutions, authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego in the sum of \$75.00; payable to D.W. Glasser, Executive Chairman, Old Town Historical Fiesta, toward the expenses of the celebration to be held on June 14th, 15th and 16th, 1939, was on motion of Councilman Crandall, adopted. Councilman Housh voted Nay.

Communication from San Diego County Council Veterans of Foreign Wars relative to the chairman of the Veterans Advisory Commission, was presented and read.

RESOLUTION NO. 69291, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an amendment to the Ordinance creating the Veterans Advisory Commission, to take care of the matter mentioned by the Veterans of Foreign Wars under Document No. 313493, was on motion of Councilman Housh, adopted.

Communication from Glen O. Perkins relative to purchase of certain property for the extension of Lowell Street, was presented and read, and Mr. Perkins allowed to be heard.

RESOLUTION NO. 69292, recorded in Book 62 of Resolutions, referring to the City Attorney, the communication from Glen O. Perkins, contained in Document No. 313535, relative to the extension of Lowell Street, through Glenartney, for preparation of an ordinance appropriating \$100.00 to purchase an option on the property desired, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69293, recorded in Book 62 of Resolutions, was on motion of Councilman Crandall, adopted, and read as follows, to-wit:

RESOLUTION No. 69053, passed and adopted on March 21, 1939, be, and it is hereby amended to read as follows: The City Manager is hereby authorized to take an option, at \$100.00, for the extension of Lowell Street; and authorizing the City Clerk to correct the minutes of said day to conform to this resolution,

At this time a majority of the members of the Council signed the contract for furnishing electric current for Talmadge Park Lighting District No. 3; and the bond of Harry James Kelly, as Acting Chief of Police.

Petition of Residents protesting against the dumping of rubbish and burning of same in the fill north of the San Diego River Bridge, was presented, read and on motion of Councilman Crandall, referred to the City Manager.

Petition of Residents protesting against the Drum Corps practicing in the Golden Hill Playgrounds during the evening hours, was presented, read and on motion of Councilman Housh referred to the City Manager.

Communication from the Committee for Industrial Camp for Women Prisoners requesting a hearing, was presented, read and on motion of Councilman Fish, referred to the Budget Box.

Communication from Edward J. Olstyn requesting permission to appear before the Council May 23, 1939, was presented, read and on motion of Councilman Crandall the request was granted, and the Clerk instructed to notify him that he could present his matter between 10:00 and 10:10 o'clock A.M.

Communication from C. Leon de Aryan relative to proposed changes in the Police Merit System, was presented, read and on motion of Councilman Housh referred to the Council's Secretary.

Communication from City Planning Commission recommending architectural control in the vicinity of the Police Headquarters, was presented, read and ordered filed.

RESOLUTION NO. 69294, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to draft an ordinance to establish architectural control over the property bounded by Pacific Highway, Union Street, G Street, and the Mean High Tide Line; as recommended by the City Planning Commission under Document No. 313536, was on motion of Councilman Crandall, adopted.

Application of Carl Whitson for the position of City Manager, was presented, read and on motion of Councilman Housh, referred to the Council's Secretary.

Communication from residents requesting the removal of the Dog Pound, was presented and read.

On motion of Councilman Knox the Mayor was authorized; and requested to appoint a committee of three to study the problem.

RESOLUTION NO. 69295, recorded in Book 62 of Resolutions, confirming the appointment by Mayor Percy J. Benbough of Councilmen Louis F. Weggenman, Harley E. Knox and Albert E. Flowers as a committee of three to study the problem of the Dog Pound, was on motion of Councilman Housh, adopted.

Communication from San Diego Chamber of Commerce requesting that \$750.00 be set up from the Advertising and Publicity Fund of the City of San Diego to help defray expenses in connection with a welcome home entertainment for the Navy was presented and read.

RESOLUTION NO. 69296, recorded in Book 62 of Resolutions, granting the request of the San Diego Chamber of Commerce contained in Document No. 313541 for an allocation of \$750.00 from the Advertising and Publicity Fund for defraying expense in connection with a welcome home celebration for units of the United States Fleet based at San Diego, on Friday, May 19th, 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said Amount, was on motion of Councilman Weggenman adopted.

Communication from San Diego Chamber of Commerce requesting the placing of \$1500.00 in the coming budget for entertaining ranking officials that visit the City of San Diego, was presented, read and on motion of Councilman Crandall, referred to the Budget Box.

Communication from W. E. Harper relative to need for amending the City Charter, was presented and on motion of Councilman Knox referred to the Council's Secretary.

Communication from City Engineer, approved by the City Manager, reporting that the preliminary investigation of the cost of paving the Alley in Block 174, University Heights shows that in the case of each of two parcels the proposed assessment would exceed 50% of the true value, was read and on motion of Councilman Housh, ordered filed.

Reports from the City Engineer, Health Department, Inspection Department and City Attorney were presented and on motion of Councilman Crandall referred to the Budget Box for further consideration.

Communication from San Diego Sun soliciting a page Ad in the "Come to San Diego--Vacation Edition" for the sum of \$195.00, was presented, read and on motion of Councilman Housh, denied.

Communication from J. M. Ashley tendering his resignation as City Clerk, was presented, and read.

RESOLUTION NO. 69297, recorded in Book 62 of Resolutions, accepting the resignation of J. M. Ashley as City Clerk as of the end of business hours on June 30th, 1939; and going on record as expressing the thanks of the Council to Mr. Ashley for his services as City Clerk, since his appointment, July 1, 1938, was on motion of Councilman Flowers, adopted.

RESOLUTION OF INTENTION NO. 69298, recorded in Book 62 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 4, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION OF INTENTION NO. 69299, recorded in Book 62 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 1, was presented and on motion of Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69300, recorded in Book 62 of Resolutions, for furnishing electric current for Mission Beach Lighting District No. 1, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69301, recorded in Book 62 of Resolutions, for furnishing electric current for Loma Portal Lighting District No. 1, was on motion of Councilman Housh, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of San Diego Consolidated Gas and Electric Company for furnishing electric current for Kensington Manor Lighting District No. 1, was read and filed.

RESOLUTION OF AWARD NO. 69302, recorded in Book 62 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Kensington Manor Lighting District No. 1, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69303, recorded in Book 62 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving a portion of Beardsley Street between Kearny Avenue and Logan Avenue, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69304, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages in connection with the construction of sidewalks and curbs on Pacific Highway between B Street and Harasthy Street, was read and on motion of Councilman Fish, adopted.

RESOLUTION NO. 69305, recorded in Book 62 of Resolutions, approving the diagram of assessment district for paving the Alley in Block B, Sterlingworth, under Resolution of Intention No. 68720, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69306, recorded in Book 62 of Resolutions, approving the diagram of assessment district for paving the north and south Alley in Block 113, University Heights, under Resolution of Intention No. 68802, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69307, recorded in Book 62 of Resolutions, approving the diagram of assessment district for paving the Alley in Block 146, University Heights, under Resolution of Intention No. 68800, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69308, recorded in Book 62 of Resolutions, inviting the San Diego County Division of the League of California Municipalities to hold its meeting of June 2nd, 1939, in the City of San Diego, California, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69309, recorded in Book 62, of resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$719.25; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Housh, adopted.

RESOLUTION NO. 69310, recorded in Book 62 of Resolutions, accepting the deed of Cassa E. Love for right of way for sewer purposes, was on motion of Councilman Housh, adopted.

ORDINANCE NO. 1590, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$42.00 out of the Payments Refundable Account for the relief and benefit of certain persons, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from San Diego City and County Administration Building and Grounds committee presenting a form of ordinance appropriating \$2099.45 from the Advertising and Publicity Fund and transferring same to the San Diego City and County Administration Building Maintenance Fund, and recommending its adoption, was presented and read.

ORDINANCE NO. 1591, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$2099.45 from the Advertising and Publicity Fund of the City of San Diego, and transferring the same to the San Diego City and County Administration Building Maintenance Fund, was presented, read and on motion of Councilman Housh, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

On motion of Councilman Crandall the matter of appointing water bill collectors for the Bank of America Hillcrest Branch at 4th and University, and the North Park Branch at 29th and University, was referred to the Council's Secretary

RESOLUTION NO. 69311, recorded in Book 62 of Resolutions, authorizing an audit of the Civic Center Operating Account, as of May 9th, 1939 at which date certain changes in the membership of the Civic Center Building Committee become effective, was on motion of Councilman Crandall, adopted.

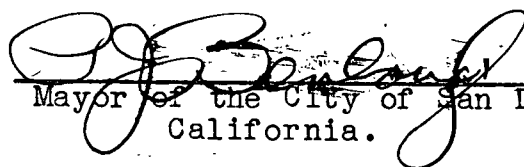
RESOLUTION NO. 69312, recorded in Book 62 of Resolutions, appointing Councilman Harley E. Knox as a member of the Civic Center Building Committee, and a member of the Civic Center Control Committee, was on motion of Councilman Weggenman adopted.

RESOLUTION NO. 69313, recorded in Book 62 of Resolutions, appointing Councilman Albert E. Flowers as the Council's representative on the Municipal Traffic Commission, was on motion of Councilman Crandall, adopted.

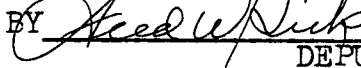
Councilman Fish nominated Councilman Crandall for the office of Vice Mayor, but the nomination was declined.

RESOLUTION NO. 69314, recorded in Book 62 of Resolutions, electing Councilman Herbert E. Fish as Vice Mayor, was on motion of Councilman Knox, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, May 16th, 1939.

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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough.

Clerk----J.M. Ashley.

Absent---Councilman Housh.

On motion of Councilman Crandall, the minutes of the regular meeting of Tuesday, May 9th, 1939, were approved without reading.

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

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 69315, recorded in Book 62 of Resolutions, confirming and approving the City Engineer's report and assessment for said work, was on motion of Councilman Crandall, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for considering the proposed ordinance providing for Architectural Control for a portion of ROSEVILLE HEIGHTS, 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, ORDINANCE NO. 1592, new series, recorded in Book 47 of Ordinances, Establishing Architectural Control upon exterior designs of buildings to be erected in a portion of Roseville Heights, was presented and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh,

The hour of 10:00 o'clock A.M. having arrived, the time set for considering the proposed ordinance providing for setback line on Udall 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, ORDINANCE NO. 1593, new series, recorded in Book 47 of Ordinances, establishing the property line as the building setback line on both sides of Udall Street between Rosecrans Street and Locust Street, was on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox, Flowers, and Mayor Benbough. Nays--None. Absent--Councilman Housh.

At this time a majority of the members of the Council signed the bond of Frank Kimball as district water bill collector, Normal Heights.

Petition for paving portion of Columbia Street between Winder Street and Chalmers Street, was presented; together with recommendation of approval from City Engineer.

RESOLUTION NO. 69316, recorded in Book 62 of Resolutions, granting the petitions for paving Columbia Street, between Winder Street and Walnut Avenue; and Walnut Avenue between Columbia Street and State Street; and directing the City Engineer to furnish a plat of the district to be assessed for said work; and repealing Resolution No. 69249, was on motion of Councilman Crandall, adopted.

Petition of J.O. Medina for a Fiesta Permit, was presented; together with recommendation of approval from City Manager.

RESOLUTION NO. 69317, recorded in Book 62 of Resolutions, granting permission to S.E.S. by J.O. Medina to conduct a fiesta on May 27th and 28th, 1939, at Roseville; said permission covering the closing of Addison Street from Scott Street to the Bay temporarily; also to use temporary wiring and electrical equipment, and for the use of fireworks under the provisions of existing ordinance, was on motion of Councilman Crandall, adopted.

Petition of Veterans of Foreign Wars of the United States, for permission to conduct an annual Buddy Poppy Sale, was presented and read; together with recommendation of approval from Director of Social Welfare.

RESOLUTION NO. 69318, recorded in Book 62 of Resolutions, granting permission to the Veterans of Foreign Wars of the United States to conduct an annual Buddy Poppy Sale in San Diego on May 26th and 27th, 1939, was on motion of Councilman Crandall, adopted.

Petition of North San Diego Chamber of Commerce for a Fiesta Permit, was presented and read.

RESOLUTION NO. 69319, recorded in Book 62 of Resolutions, granting permission to the North San Diego Chamber of Commerce to hold a three day "Old Town Historical Fiesta" on June 14th, 15th and 16th, 1939; including a parade at 10:00 A.M., Friday, June 16th, with Police escort; and the closing, temporarily, of Juan Street between Mason and Twiggs Streets; and Mason Street between Sunset and Juan Street, was on motion of Councilman Crandall, adopted.

Petition of La Playa Improvement Association for paving a portion of Rosecrans Street between Talbot Street and the U. S. Military Reservation, was presented and on motion of Councilman Flowers referred to the City Manager.

Petition of Thomas J. Golden for an auto trailer camp permit, was presented; together with recommendation of denial from Planning Commission.

At the request of the petitioner and on motion of Councilman Flowers, the matter was referred back to the Planning Commission for further consideration.

Petition of Raymond E. Cassell for zone variance in La Mesa Colony, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69320, recorded in Book 62 of Resolutions, granting permission to Raymond E. Cassell to erect a second single-family residence in Zone R-1, on a 60 ft. x 120 ft. portion of Lot 28 La Mesa Colony, subject to the granting of 10 feet to the City to widen Catocin Drive and also 50 feet to extend La Dorna Street; and suspending the provisions of Ordinance No. 13558, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of Alice and Lucile Strachan for An Auto Court permit in La Mesa Colony, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69321, recorded in Book 62 of Resolutions, granting permission to Alice and Lucile Strachan to erect an 8-unit auto court on a portion of Lot 23, La Mesa Colony, a parcel of land 100 x 195 feet, on the south side of El Cajon Boulevard, 50 feet west of Art Street; on condition that they grant an easement of 20 feet to widen El Cajon Boulevard through their property, was on motion of Councilman Weggenman adopted.

Petition of Justin W. Hammond for a setback suspension at 3845 -4th Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69322, recorded in Book 62 of Resolutions, granting permission to Justin W. Hammond to erect a store building to the front property line of Lots 5 and 6 Block 3 Nutt's Addition, with a lot coverage of 60%, on condition that the owner sign an agreement to remove the front five feet of the building when the City decides to widen the street; and suspending the provisions of setback ordinance No. 13094, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Petition of R. Victor Venberg for setback suspension at Island Court and Bayside Walk, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69323, recorded in Book 62 of Resolutions, granting permission to R. Victor Venberg to move a duplex to within three feet of the property line on Bayside Walk, on Lots A and B, Block 97, Mission Beach; and suspending the provisions of Setback Ordinance No. 1186 new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers adopted.

Petition of Harold Seitz for zone variance at Lamont and Loring Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69324, recorded in Book 62 of Resolutions, granting permission to Harold Seitz to erect a single family residence on the north sixty five feet of Lots 1 to 4 Block 53 Pacific Beach, in Zone R-1; and suspending the provisions of Ordinance No. 119, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of S. M. Murlie for zone variance at 3422 Albert Street, was presented; together with recommendation of denial from City Planning Commission.

RESOLUTION NO. 69325, recorded in Book 62 of Resolutions, denying the petition of S. M. Murlie for variance to the restrictions of Ordinance No. 12988, to permit the construction of a triplex in addition to the existing single unit on Lot 5 and the East forty feet of Lot 12 Block 1, T.J.Higgins Addition, in Zone R-2, was on motion of Councilman Weggenman, adopted.

Petition of Gust A. Glavas for zone variance at 3934 - 9th Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69326, recorded in Book 62 of Resolutions, granting permission to Gust A. Glavas to construct an addition to the existing laundry on Lots 31 to 34, Block 9, Estudillo and Capron's Addition, contingent upon the condition that the owner agreeing to repair and paint the exterior of the old building; and suspending the provisions of Ordinance No. 190, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Knox, adopted.

Petition of Herbert H. Hafter for yard variance permit at 3222 Browning Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69327, recorded in Book 62 of Resolutions, granting permission to Herbert H. Hafter to construct maid's quarters in addition to the existing residence, on Lot 4, Block 234, Roseville, in Zone R-1, with a side yard of 8 feet six inches and a rear yard of 21 feet, and a lot coverage of 46 $\frac{1}{2}$ %; and suspending the provisions of section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of Frank Brack for setback suspension at State Street and Walnut Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69328, recorded in Book 62 of Resolutions, granting permission to Frank Brack to erect a residence not closer to the property line on State Street than five feet, on the west 50 feet of Lot 1 and the west 50 feet of the north 15 feet of Lot 2, Block 152, Middletown; and suspending the provisions of setback Ordinance No. 12321, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of S. D. Fireman's Relief Association for a fireworks display permit for the Fourth of July, 1939, was presented and read.

RESOLUTION NO. 69329, recorded in Book 62 of Resolutions, referring to the City Manager, with power to act, the petition of the San Diego Fireman's Relief Association for permission to conduct a public display of Fireworks on July 4th, 1939, in the City Stadium, was on motion of Councilman Weggenman, adopted.

Anthony W. Scardina

Application from/dine and dance license at 942 Columbia Street, was presented; together with recommendation of approval from Chief of Police, City Manager and Director of Social Welfare.

RESOLUTION NO. 69330, recorded in Book 62 of Resolutions, granting the application for license to conduct public dance on premises where intoxicating liquor is sold at 942 Columbia Street, filed by Anthony W. Scardina, under the provisions of existing ordinances, was on motion of Councilman Crandall, adopted.

Petition of San Diego Symphony Orchestra Association requesting \$2500.00 from the Advertising and Publicity Fund, was read and on motion of Councilman Crandall, referred to the Budget Box.

On motion of Councilman Crandall, seconded by Councilman Weggenman, the matter of Beach Erosion Study was reconsidered.

RESOLUTION NO. 69331, recorded in Book 62 of Resolutions, authorizing the City Engineer to make a trip to Los Angeles, at the City's expense, to secure from the United States Engineer's Department office an agreement on the undertaking of a beach erosion study, was on motion of Councilman Crandall, adopted.

Communication from Harry Schultheiss, et al requesting the city to put up for sale Lot 4, Block 436, Old San Diego, was presented; together with report from Planning Commission.

On motion of Councilman Knox the matter was referred to the City Manager for report.

Communication from Mission Beach Civic Association relative to dredging in Mission Bay, was read and on motion of Councilman Flowers referred to Councilman Crandall.

Communication from Mission Beach Coordinating Council relative to dredging etc in Mission Bay, was read and on motion of Councilman Flowers, referred to Councilman Crandall.

Communication from Mrs. Wm. S. Fay, President of S. D. League of Women voters offering services to the Council, was read and on motion of Councilman Weggenman ordered filed, and the Clerk requested to send a letter of thanks and state that the Council would avail itself of the services when needed.

Communication from San Diego Highway Development Association favoring extension of Mission Valley Road to an intersection with El Cajon Boulevard, was read and on motion of Councilman Weggenman, referred to the Budget Box.

Communication from 22nd District Agricultural Association requesting the City to decorate the streets for the County Fair, was presented and read.

RESOLUTION NO. 69332, recorded in Book 62 of Resolutions, referring to the City Manager with power to act, the request of the San Diego County Fair, Del Mar, California, for street decorations for the 22nd District Agricultural Association Fair to be held from July 1st to 4th, 1939, was on motion of Councilman Weggenman, adopted.

Communication from La Playa Improvement Association suggesting the setting back of curbs on Rosecrans Street south of Canon Street, was read and on motion of Councilman Weggenman referred to the City Manager.

Communication from F. L. Richardson relative to the San Dieguito Water System purchase contract, was read and on motion of Councilman Crandall, referred to the City Attorney.

Communication from Phil Swing requesting a conference relative to matters pertaining to the All American Canal project, and his services, was on motion of Councilman Flowers, referred to the City Attorney.

Communication from San Diego Highway Development Association inviting the members of the Council to attend the meetings of said organization, was presented and read.

RESOLUTION NO. 69333, recorded in Book 62 of Resolutions, accepting with thanks the invitation of the San Diego Highway Development Association to attend its meetings; and referring the communication to the Council's Secretary, to determine who could go to the meeting, and participate in a tour over the highways in the northern part of San Diego County on May 19th; and to notify the Highway Development Association, was on motion of Councilman Flowers, adopted.

Communication from Broadway of America Association relative to the motorcade going to the New York Fair, and requesting the Council to send a representative, was presented and read.

RESOLUTION NO. 69334, recorded in Book 62 of Resolutions, designating Frank Forward to officially represent the City on the Broadway of America motorcade, leaving San Diego on May 21st, 1939, for New York City; the City to furnish a car and meet the expense of operating it; and Mr. Forward and his son designated to drive the car; and directing the City Attorney to arrange a contract with Mr. Forward regarding liability, etc., was on motion of Councilman Weggenman, adopted.

Petition of Earl W. Gray for special sewer permit, was presented; together with recommendation of denial from Health Department.

RESOLUTION NO. 69335, recorded in Book 62 of Resolutions, denying the petition of Earl W. Gray for permission to install a septic tank and cesspool on Lot 11, and Lot 12, Block 18, University Heights, was on motion of Councilman Knox, adopted.

Communication from San Diego Junior Chamber of Commerce requesting \$400.00 toward the expense of entertaining Navy Officers, was presented and read.

RESOLUTION NO. 69336, recorded in Book 62 of Resolutions, granting the request of the San Diego Junior Chamber of Commerce for an appropriation of \$400.00 toward the expenses of entertaining the Junior Officers of the United States Navy and their ladies; and authorizing a requisition to be drawn against the Advertising and Publicity Fund for said sum, payable to Donald B. Smith, president of the San Diego Junior Chamber of Commerce, was on motion of Councilman Flowers, adopted.

Communication from City Auditor reporting on the claim of W. E. Gore, and recommending the granting of same, was presented and read.

RESOLUTION NO. 69337, recorded in Book 62 of Resolutions, authorizing the compromise of the claim of W. E. Gore, filed on May 8, 1939, against the City of San Diego, for the adjusted amount of \$10.00; and authorizing the City Auditor to pay Mr. Gore the sum of \$10.00 from the Small Claims Payment Fund, in full settlement of this claim, was on motion of Councilman Fish, adopted.

Communication from City Auditor reporting on the claim of Bess Thornton Herrin, and recommending granting of same, was read.

RESOLUTION NO. 69338, recorded in Book 62 of Resolutions, granting the claim of Mrs. Bess Thornton Herrin, filed on May 1, 1939 against the City of San Diego in the amount of \$4.60 alleged to be due on account of damage caused to her automobile by a horse ridden by a City patrolman; and authorizing the City Auditor to pay Mrs. Herrin the sum of \$4.60 from the Small Claims Payment Fund, in full settlement of the claim, was on motion of Councilman Weggenman, adopted.

Communication from City Auditor reporting on the claim of C. M. Stoll and recommending granting of same, was read.

RESOLUTION NO. 69339, recorded in Book 62 of Resolutions, granting the claim of C. M. Stoll, filed May 8, 1939 in the amount of \$3.00; alleged to be due on account of property damage caused by a police horse; and authorizing the City Auditor to pay Mr. Stoll the sum of \$3.00 in full settlement of the claim from the Small Claims Payment Fund, was on motion of Councilman Crandall, adopted.

Communication from City Auditor reporting on the claim of Frank H. Kinney, and recommending granting of same, was presented and read.

RESOLUTION NO. 69340, recorded in Book 62 of Resolutions, granting the claim of Frank H. Kinney, filed on April 17th, 1939 against the City of San Diego in the sum of \$15.80, alleged to be due on account of property damage caused when claimant's automobile was struck by a police car; and authorizing the City Auditor to pay Mr. Kinney the sum of \$15.80 from the Small Claims Payment Fund, in full settlement of said claim, was on motion of Councilman Flowers, adopted.

Communication from City Auditor reporting on the claim of Walter H. Palmer and recommending denial of same, was presented and read.

RESOLUTION NO. 69341, recorded in Book 62 of Resolutions, denying the claim of Walter H. Palmer, filed May 4, 1939, against the City of San Diego in the sum of \$79.34, alleged to be due on account of property damage caused when a garbage truck struck claimant's automobile, was on motion of Councilman Fish, adopted.

Communication from Funds Commission recommending sale of certain street improvement bonds, held by the Mt. Hope Cemetery Fund, was presented and read.

RESOLUTION NO. 69342, recorded in Book 62 of Resolutions, authorizing the interested City Departments to accept the amounts shown below for delinquent street improvement bonds, as recommended by the City Funds Commission:

1. Bond 11, Series 1128, on Lot 2, Block 88, Middletown Addition; amount offered by American Investors, Inc., Ltd. \$10.00.

2. Bond 5, Series 1405, on Lot 2, Block 132, Sub. of P.L. 1157 for Mannassee and Schillers; amount offered by Edward C. Hall, \$198.31.

3. Bond 178, Series 1278, on Lot 22, Block E, Los Lomas; amount offered by Elbert, Ltd., \$204.13.

4. Bonds 1 and 2, Series 1162, on Lots 7 and 8, Block 192, Middletown; amount offered by K.L. Mark, \$75.00.

5. Bond 37, Series 1231, on Lot 41, Bonnie Brae; amount offered by K.L. Mark, \$115.00,

was on motion of Councilman Weggenman, adopted.

Communication from City Manager relative to distribution of water in the Country Club Area in La Jolla, was read and on motion of Councilman Crandall, ordered continued over for one week, and copies of said report furnished to each councilman.

Communication from City Manager relative to Drum Corps practicing in the Golden Hill Playgrounds at night, and stating that arrangements had been made for practicing in another location, was read and on motion of Councilman Fish, ordered filed.

Communication from City Manager relative to need of more water mains, was read and on motion of Councilman Weggenman ordered filed, and copies of the letter ordered sent to the members of the Council.

Communication from City Manager relative to cost of operating the Mission Beach Amusement Center, was read and on motion of Councilman Crandall, ordered filed, and copies ordered sent to each member of the Council.

At this time a majority of the members of the Council signed the Auctioneer's bond of Cyril P. Hebert.

Communication from City Manager recommending that the services of two additional water bill collectors be arranged for, was presented and read.

RESOLUTION NO. 69343, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement for the services of Watson W. Culver as District

Water Bill Collector at the Hillcrest Branch of the Bank of America, 4th Avenue and University Avenue, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69344, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement for the services of Robert E. Hunt as District Water Bill Collector at the North Park Branch of the Bank of America, 29th Street and University Avenue, was on motion of Councilman Weggenman, adopted.

Communication from City Manager reporting on the matter of operation cost of the Police Radio, and recommending that the City continue to maintain same with city forces instead of by contract, was read and filed.

RESOLUTION NO. 69345, recorded in Book 62 of Resolutions, adopting the recommendation of the City Manager that the construction and maintenance of the police radio system be kept within the City departments, was on motion of Councilman Weggenman, adopted.

Communication from Purchasing Agent, approved by the City Manager, reporting on offers received for leasing of the City Stadium for Midget Auto racing, and recommending the acceptance of the offer of Frank J. Guthrie and Tom H. Haynes, was presented and read.

The City Clerk Presented and read a written protest from Dave J. Crawford against accepting the offer as recommended.

On motion of Councilman Flowers, the matter was continued over for one week.

Communication from John F. Graves relative to an item in the Broom regarding Councilman Flowers being arrested and fined \$15.00 for smuggling four quarts of whiskey across the International line at Tijuana recently, was presented, read and on motion of Councilman Weggenman, ordered filed.

RESOLUTION NO. 69346, recorded in Book 62 of Resolutions, appointing Fred A. Rhodes to the position of City Manager of the City of San Diego, effective as of June 1, 1939, at a compensation of \$7500.00 per year, was presented, read and on motion of Councilman Knox, seconded By Councilman Weggenman, adopted. Councilman Crandall voted Nay.

RESOLUTION NO. 69347, recorded in Book 62 of Resolutions, approving and adopting the plans and specifications for construction of sidewalk and curb on Pacific Highway between Harasthy Street and B Street, was on motion of Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 69348, recorded in Book 62 of Resolutions, for construction of sidewalk and curb on Pacific Highway, between Harasthy Street and B Street, was on motion of Councilman Flowers, adopted.

RESOLUTION NO. 69349, recorded in Book 62 of Resolutions, directing notice inviting bids for furnishing electric current for Loma Portal Lighting District No. 1, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69350, recorded in Book 62 of Resolutions, directing notice inviting bids for furnishing electric current for Mission Beach Lighting District No. 1, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 69351, recorded in Book 62 of Resolutions, appointing time and place for hearing protests against the furnishing of electric current for Five Points Lighting District No. 1, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69352, recorded in Book 62 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving the Alley in Block 78, Park Villas, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69353, recorded in Book 62 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving a portion of Polk Avenue, was presented and on motion of Councilman Flowers, adopted.

RESOLUTION NO. 69354, recorded in Book 62 of Resolutions, approving the City Engineer's report on the estimated cost for paving the Alley in Block 53, University Heights, and fixing time for hearing thereon, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69355, recorded in Book 62 of Resolutions, ascertaining and declaring the rate of per diem wages for the paving and otherwise improving of Cedar Street and Pacific Highway, was read and on motion of Councilman Knox, adopted.

RESOLUTION NO. 69356, recorded in Book 62 of Resolutions, ascertaining and declaring the rate of per diem wages for the paving and otherwise improving of the Alley in Block 20, University Heights, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69357, recorded in Book 62 of Resolutions, authorizing the City Manager to execute a lease of certain lands owned by the City of San Diego, known as Lot 53, El Cajon Valley Company's Lands,, exepting the west 280-1/2 feet thereof, with the Lakeside Rodeo Association, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69358, recorded in Book 62 of Resolutions, authorizing the City Manager to execute a lease with Oliver V. Sexson covering Pueblo Lot 1329, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69359, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to advertise for sale the 2608 San Dieguito Water System Acquisition Bonds, authorized at the special municipal election held March 28, 1939, was on motion of Councilman Knox, adopted.

RESOLUTION NO. 69360, recorded in Book 62 of Resolutions, authorizing the City Treasurer to cause to be inserted in not more than two issues of "The Daily Bond Buyer", published in New York City a notice containing substantially the same information in resume, as that which is contained in the official notice to be published in the San

Diego Sun, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69361, recorded in Book 62 of Resolutions, accepting the deed of Solon S. Kipp, Byron S. Kipp and Virgil S. Kipp for portions of Silvergate Avenue, Albion Street and Bow Avenue, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69362, recorded in Book 62 of Resolutions, accepting the deed of William T. Worthey and Nonnie C. Worthey for right of way for sewer purposes, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69363, recorded in Book 62 of Resolutions, authorizing the City Manager to execute a Use and Occupancy Permit to the North San Diego Chamber of Commerce for the use and occupancy of the property known as the North San Diego Public Library Building located on Lot 4, Block 436, Old San Diego, for a period of five years, was on motion of Councilman Flowers, adopted.

RESOLUTION NO. 69364, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a lease with J.B. Howell for the leasing to The City of San Diego for a term of five years from and after June 1, 1939, of that certain portion of the building occupying Lot 11, Block 1, Hartley's North Park Addition, known as 3827 Ray Street, to be used for a public library branch, at a rental of \$3000.00 for the full term, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69365, recorded in Book 62 of Resolutions, releasing any liability under the bond of George M. Sears executed by the National Surety Corporation and dated July 29, 1938, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69366, recorded in Book 62 of Resolutions, authorizing the City Auditor to transfer the sum of \$400.00 from Item 399, Maintenance and Support to Item 551, Outlay, within the City Clerk's budget, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69367, recorded in Book 62 of Resolutions, approving for payment the claims attached to transmittal No. 1 of the Administration Building and Grounds Department in the total sum of \$354.13, was on motion of Councilman Fish, adopted.

RESOLUTION NO. 69368, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to execute that certain agreement between the City of San Diego and the State Relief Administration entitled, "Supplemental Agreement to Project #113, Agreement for Assignment of Relief Workers," for the building of pedestrian paths in Torrey Pines Park, filed in the office of the City Clerk under Document No. 313706, was on motion of Councilman Crandall, adopted.

At this time Mayor Benbough was excused from the meeting, and Vice Mayor Fish took the chair.

On motion of Councilman Knox the proposed ordinance appropriating the sum of \$100.00 for purchase of an option to certain land for the extension of Lowell Street, was referred to the budget box.

On motion a hearing was set for the hour of 10:00 o'clock A.M., Tuesday, May 31st, 1939 for the purpose of considering the proposed ordinance providing for architectural control for the area bounded by G Street, Union Street, Mean high tideline and Pacific Highway,

ORDINANCE NO. 1594, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$2500.00 out of the Street Improvement fund of the City of San Diego for the purpose of paying the city's share of supervision, rental of equipment and labor and material on certain W.P.A. projects for improvement of City Streets and Sewers, was presented, read and on motion of Councilman Knox placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox, Flowers. Nays--None. Absent--Councilman Housh and Mayor Benbough.

ORDINANCE NO. 1595, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 from the Street Improvement Fund for the purpose of providing funds for the purchasing of material and the hiring of labor for the repair of streets, bridges and culverts in the City of San Diego, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Flowers and Knox. Nays--None. Absent--Councilman Housh and Mayor Benbough.

ORDINANCE NO. 1596, new series, recorded in Book 47 of Ordinances, regulating traffic on Fairmount Avenue, south of University Avenue, by providing for 15 minute parking, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox and Flowers. Nays--None. Absent--Councilman Housh and Mayor Benbough.

ORDINANCE NO. 1597, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$100.00 from the Unappropriated Balance fund and transferring same to Maintenance and support, Planning Commission Fund, was presented, read and on motion of Councilman Weggenman, placed on its final passage, at its first reading, and adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox and Flowers. Nays--None. Absent--Councilman Housh and Mayor Benbough.

ORDINANCE NO. 1598, new series, recorded in Book 47 of Ordinances, transferring lots 20 and 21, Block 191, San Diego Land & Town Company's Addition, together with improvements thereon, from the jurisdiction of the Fire Department of the City of San Diego

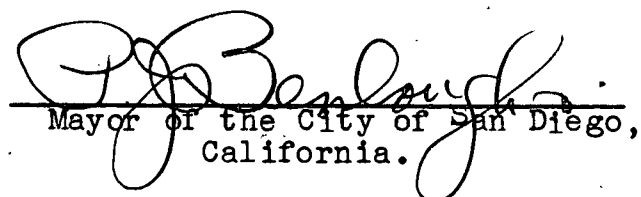
and placing the same under the jurisdiction of the Playgrounds and Recreation Department, was presented, read and on motion of Councilman Knox, placed on its final passage, at its first reading, and adopted, by the following vote; to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox, and Flowers. Nays--None. Absent--Councilman Housh and Mayor Benbough.

RESOLUTION NO. 69369, recorded in Book 62 of Resolutions, instructing the City Manager to write the Board of Education offering the use of the Old City Hall Building; or get information as to whether or not it could be used by the Board, was on motion of Councilman Weggenman, adopted.

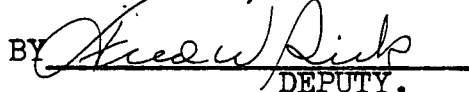
RESOLUTION NO. 69370, recorded in Book 62 of Resolutions, authorizing the San Diego-California Club to withdraw its request for funds, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69371, recorded in Book 62 of Resolutions, urging Senator Sheridan Downey, Senator Hiram Johnson, and Congressman Ed. Izac to do everything legitimately possible to secure an approval of the following Project: District No. 1105-9203-D State No. 30671- Prevention of Juvenile Delinquency, was on motion of Councilman Crandall, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, May 23rd, 1939.

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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough.

Clerk----J.M. Ashley
Absent---Councilmen Housh and Fish.

On motion of Councilman Crandall, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, May 16th, 1939, were approved without reading.

Petition of Good Shepard Lutheran Church for permission to erect two signs on El Cajon Boulevard, was presented; together with recommendation of approval from Director of Public Works and City Manager.

RESOLUTION NO. 69372, recorded in Book 62 of Resolutions, granting permission to the Good Shepard Lutheran Church to place two metal signs on El Cajon Boulevard between the curb line and sidewalk, near Van Dyke Avenue, was on motion of Councilman Knox adopted.

Petition of residents protesting against the dumping by the City in the fill north of the San Diego River Bridge, was presented; together with report from Director of Public Works and City Manager, stating that the Health Department ordered the Public Works Department to dump rubbish at said location for the purpose of filling up a water hole which was a mosquito menace; and that as soon as the Department had obtained the results requested, it would cease further dumping at that point.

On motion of Councilman Weggenman, the matter was ordered filed.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the papers pertaining to the request of Dorothy Schindler for a permit to conduct a Trailer Camp at 3506 Curlew Street, were ordered referred back to the Planning Commission.

Petition of Thomas J. Golden for an auto trailer camp permit to operate at 32nd and National, was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69373, recorded in Book 62 of Resolutions, granting permission to Thomas J. Golden to maintain one trailer only for a period of six months from the date of this resolution on Lots 46, 47 and 48, Block 287, Seaman & Choates Addition, subject to complying with all requirements of the trailer camp ordinance, was on motion of Councilman Crandall, adopted.

Petition of Selmar R. Siebert for an auto court permit to operate at 3515 Kettner Boulevard, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69374, recorded in Book 62 of Resolutions, granting permission to S. R. Siebert to erect an auto court of two units on the rear of Lot 5, Block 146, Middle town, was on motion of Councilman Crandall, adopted.

Petition of John S. Siebert for an auto court permit to operate at Chestnut and Rosecrans Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69375, recorded in Book 62 of Resolutions, granting permission to John S. Siebert to erect an auto court of five units on the southeast fifty feet by one hundred feet of Lot 3, Block 381, Old San Diego, corner of Chestnut and Rosecrans Streets, in Zone M-1, was on motion of Councilman Weggenman, adopted.

Petition of Minnie Danielson for yard variance permit at 1534 A Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69376, recorded in Book 62 of Resolutions, granting permission to Minnie Danielson to erect and operate a seven foot by ten foot bath addition to a duplex in Zone R-4, on Lot 2, Block 4, Gardner's Addition, with a rear yard of three feet; and suspending the provisions of section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Petition of J. V. Wren for permission to sell box lunches at Pacific Highway and Broadway, was presented; together with recommendation of disapproval from City Manager.

RESOLUTION NO. 69377, recorded in Book 62 of Resolutions, denying the petition of J. V. Wren for permission to sell box lunches at Pacific Highway and Broadway, in front of the Santa Fe Freight House, was on motion of Councilman Knox, adopted.

Petition of Pacific Beach P.T.A. requesting construction of a new bridge on Balboa Avenue, west of Pacific Highway, was read and on motion of Councilman Weggenman referred to the Budget box.

Petition of Southeastern Chamber of Commerce and residents requesting permission to establish Jitney Bus Service for the district in the vicinity of 28th Street, was presented and on motion of Councilman Knox, referred to the Council's Secretary to be brought up later, if satisfactory arrangements are not made by the San Diego Electric Railway Company.

Petition of Harry Berger for a license to operate an auto wrecking yard at 1040 Euclid Avenue; and petition for zone variance at 1040 Euclid Avenue, was presented and on motion of Councilman Knox, referred to the Planning Commission.

Petition of San Diego Urban Company for permission to improve Chicago Street, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69378, recorded in Book 62 of Resolutions, granting permission to the San Diego Urban Company to grade, curb and oil surface Chicago Street by private contract, between Milton Street and Lister Street, in accordance with City Specifications and under City supervision, was on motion of Councilman Weggenman, adopted.

On motion of Councilman Weggenman the application of Josie Sciuto for a dine and dance license to operate at 1753 India Street, was continued over for one week.

Petition of Anthony Scardina for a Floor Show license, was presented; together with recommendation of approval from Police Department, Director of Social Welfare and City Manager.

RESOLUTION NO. 69379, recorded in Book 62 of Resolutions, granting permission to Anthony W. Scardina to conduct a floor show with paid entertainment in his place of business known as the Blue Lantern Cafe at 942 Columbia 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 Knox, adopted.

Application of La Jolla Beach & Tennis Club for a dine and dance license was presented; together with recommendation of approval from Police Department, Director of Social Welfare and City Manager.

RESOLUTION NO. 69380, recorded in Book 62 of Resolutions, granting the application of the La Jolla Beach & Tennis Club for license to conduct public dance on premises where intoxicating liquor is sold at 2000 Spindrift Drive, La Jolla, was on motion of Councilman Crandall, adopted.

At this time Supervisor Bellon appeared before the Council and spoke in regard to the proposed addition of San Diego County lands to the California State Parks, and requested the Council to go on record in protest of said proposed addition.

RESOLUTION NO. 69381, recorded in Book 62 of Resolutions, requesting the City Attorney to prepare the proper form of Resolution opposing the taking of further County land for State Park purposes, was on motion of Councilman Weggenman, adopted.

Communication from S. D. County Council V.F.W. relative to chairman of the Veterans Advisory Commission, was presented; together with report from Legal Department, stating that it was the general understanding at the time Ordinance No. 1532, new series, creating the Veterans' Advisory Commission, was adopted, that it was acceptable to and had the approval of, the various component veterans' organizations.

On motion of Councilman Weggenman the matter was ordered filed, and the Clerk instructed to send a copy of the Ordinance and the Legal Department's letter to the Veterans of Foreign Wars.

Communication from Theatrical Enterprises Corporation requesting cancellation of trash can contract, was presented; together with recommendation of denial from Purchasing Agent, City Manager and Legal Department.

RESOLUTION NO. 69382, recorded in Book 62 of Resolutions, denying the request of the Theatrical Enterprises Corporation for cancellation of the contract with the City for the use and maintenance of trash cans on various street corners, was on motion

of Councilman Weggenman, adopted.

Communication from City Manager relative to distribution of water in the Country Club Area in La Jolla, was presented and RESOLUTION NO. 69383, recorded in Book 62 of Resolutions, authorizing the City Manager and City Attorney to see that requests for a complete study of water distribution in the Country Club Area, near La Jolla, are carried out; in accordance with suggestions from the Hydraulic Engineer under date of May 10th, 1939, was on motion of Councilman Crandall, adopted.

Petition of Post #6, American Legion for special electrical wiring permit, was presented; together with recommendation of approval from Building Inspector and Electrical Inspector.

RESOLUTION NO. 69384, recorded in Book 62 of Resolutions, granting a free electrical inspection permit to San Diego Post No. 6, American Legion, in connection with a three ring circus to be held May 26th, 27th and 28th, 1939, at Barnett and Pacific Highway; and granting permission to use temporary electrical wiring, was on motion of Councilman Weggenman, adopted.

Communication from Purchasing Agent, approved by the City Manager, reporting on offers received for the leasing of the City Stadium for midget auto racing, was presented and read.

Protest of Dave J. Crawford in regards to the matter, was presented and read.

On motion of Councilman Weggenman, the matter was referred to the City Manager to study and recommend.

Communication from City Manager relative to the Reserve Fund and recommending that at least \$50,000.00 be added to same in the 1939-40 budget, was read and on motion of Councilman Weggenman, ordered filed.

Communication from Print It In San Diego Club asking for a conference relative to the City Print Shop, was presented and read.

RESOLUTION NO. 69385, recorded in Book 62 of Resolutions, appointing Councilman Flowers as a committee of one to study and report on the matter of the operation of the City Print Shop; covering items mentioned in a communication from the Print It In San Diego Club, contained in Document No. 313702, was on motion of Councilman Weggenman, adopted.

Communication from Progressive Civic Association of San Diego County relative to conduct of business affairs of the City, was presented, read and on motion of Councilman Knox, ordered filed.

Communication from San Diego Convention and Tourist Bureau relative to amount needed in the 1939-40 budget, was on motion of Councilman Crandall, referred to the Budget Box.

Communication from Civil Service Commission relative to reconsideration of certain salary schedules, was presented and on motion of Councilman Weggenman, continued over until the meeting of May 31st, 1939.

Communication from North Park Business club requesting additional facilities for the northeast portion of Balboa Park be provided for in the coming 1939-40 budget, was presented and read, and on motion of Councilman Crandall, referred to the Budget box.

Communication from Board of Supervisors relative to the location of the Municipal Court, was presented and on motion of Councilman Knox, referred to Council conference meeting.

Communication from San Diego Lodge #168, B.P.O.E. requesting the placing of an item in the budget for 1939-40 for betterment of the lighting system in the City Stadium, was presented, read and on motion referred to the budget box.

Communication from Union Title Insurance Company relative to widening Euclid Avenue; together with a letter from Guy C. Lichty on the same subject, was read and on motion of Councilman Weggenman, referred to the City Manager.

Communication from H. K. Murphy relative to water rates, and suggesting lowering of same, was read and on motion of Councilman Flowers ordered filed.

Communication from H. W. Bramble regarding drunk traps conducted by the police department and urging that more of the traps be established, was read and on motion of Councilman Knox, ordered filed.

Communication from Small Business Men's Organization of San Diego County commending the Council on its appointment of Fred A. Rhodes, as City Manager, was read and on motion of Councilman Knox, ordered filed.

At this time a majority of the members of the Council signed the bonds of Woodford C. Mills for conducting an Auction House; Robert C. Lindsay as City Treasurer; Robert C. Lindsay as custodian of the City Employees' Retirement fund; Robert C. Lindsay as Treasurer of the Police Relief and Pension Fund; and Robert C. Lindsay as treasurer of the Firemen's Relief & Pension Fund.

Communication from Clifford K. Fitzgerald requesting the designation of an enforcement officer to handle and enforce rulings of the Planning Commission, or for instituting any criminal proceedings against those who violate the provisions of zoning ordinances, was presented and read.

RESOLUTION NO. 69386, recorded in Book 62 of Resolutions, referring to the City Manager and the City Attorney for a recommendation, the communication from Clifford K. Fitzgerald requesting the designation of an enforcement officer to enforce zoning regulations, etc., was on motion of Councilman Crandall, adopted.

Communication from City Auditor reporting on the claim of San Diego Electric Railway Company, and recommending denial of same, was presented and read.

RESOLUTION NO. 69387, recorded in Book 62 of Resolutions, denying the claim of the San Diego Electric Railway Company, filed on March 7th, 1939, against the City in the sum of \$50.99, alleged to be due on account of damage caused to one of its street cars by a city truck at the intersection of 16th and J Streets, on February 3, 1939, was on motion of Councilman Knox, adopted.

Communication from City Auditor reporting on the claim of S. R. Nelson, was presented; together with recommendation of approval, was presented and read.

RESOLUTION NO. 69388, recorded in Book 62 of Resolutions, granting the claim of S. R. Nelson filed April 28, 1939 against the city of San Diego in the sum of \$8.60, alleged to be due on account of property damage in the sum of \$6.00, and \$2.60 claimed on account of extra mileage in order that damage might be repaired; and authorizing payment of the sum of \$8.60 to S. R. Nelson from the Harbor Operation & Maintenance Fund, in full settlement of said claim, was on motion of Councilman Knox, adopted.

Communication from City Auditor reporting on the claim of R. L. Simpson, and recommending approval of same, was presented and read.

RESOLUTION NO. 69389, recorded in Book 62, of Resolutions, authorizing a compromise settlement of the claim of R. L. Simpson filed on December 1st, 1938 for the amount of \$57.35, was on motion of Councilman Knox, adopted.

Communication from City Manager reporting on request for fireworks display permit in the Stadium for July 4th, 1939, was presented and read.

RESOLUTION NO. 69390, recorded in Book 62 of Resolutions, granting the petition of the San Diego Firemen's Relief Association for permission to conduct a public display of fireworks on July 4th, 1939, in the City Stadium; subject to the terms and conditions of Ordinance No. 1313, new series, regulating such displays, was on motion of Councilman Crandall, adopted.

Communication from City Manager reporting on request for decoration of streets during the County Fair, was presented and read.

RESOLUTION NO. 69391, recorded in Book 62 of Resolutions, granting the request of the San Diego County Fair, for street decorations for the 22nd District Agricultural Association Fair to be held July 1st, to 4th, 1939, was on motion of Councilman Crandall, adopted.

Communication from City Engineer, approved by the City Manager, recommending installation of street lights at various locations, was presented and read.

RESOLUTION NO. 69392, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at 14th and B Streets; 22nd and E Streets; 55th and Adams Avenue; and Winnett and Tooley Streets, was on motion of Councilman Crandall, adopted.

Communication from City Engineer, approved by the City Manager, recommending installation of street lights at various locations, was presented and read.

RESOLUTION NO. 69393, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at Marcey Avenue 200 feet east of 28th Street; St. James Place at Ft. Stockton Drive; 33rd Street at Date Street; Calhoun Street on Pole 2745; and Calhoun Street on Pole 2715, was on motion of Councilman Crandall, adopted.

Communication from The Mayor announcing appointment of members of the Harbor Commission, and requesting confirmation of same, was presented and read.

RESOLUTION NO. 69394, recorded in Book 62 of Resolutions, confirming the appointment, by Mayor P.J. Benbough, of Rufus Choate as a member of the Harbor Commission, to fill the present vacancy therein; and fixing the term of office as two years from and after the date he qualifies, was on motion of Councilman Weggenman, adopted. Councilman Crandall voted Nay.

RESOLUTION NO. 69395, recorded in Book 62 of Resolutions, confirming the appointment, by Mayor P.J. Benbough, of Gen. R.H. Van Deman as a member of the Harbor Commission, to succeed himself; with the term of office fixed at three years from and after the date he qualifies, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69396, recorded in Book 62 of Resolutions, confirming the appointment, by Mayor P.J. Benbough, of Emil Klicka as a member of the Harbor Commission, to succeed himself; with the term of office fixed at four years from and after the date he qualifies, was on motion of Councilman Crandall, adopted.

Communication from 20-30 Club requesting the sum of \$600.00 from the Advertising and Publicity fund of San Diego to help defray expenses in connection with sending representatives to the International Soaring contest to be held in Elmira, New York, June 30th to July 7th, 1939, was presented and read.

Norman Ferguson, president of the 20-30 club addressed the Council on the subject.

RESOLUTION NO. 69397, recorded in Book 62 of Resolutions, denying the request of the 20-30 club of San Diego for \$600.00 from the Advertising and Publicity Fund, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69398, recorded in Book 62 of Resolutions, approving and adopting the plans and specifications for paving the Alley in Block 20, University Heights, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION OF INTENTION NO. 69399, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 20, University Heights, was presented, and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69400, recorded in Book 62 of Resolutions, adopting and approving the plans and specifications for paving Cedar Street and Pacific Highway, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION OF INTENTION NO. 69401, recorded in Book 62 of Resolutions, for paving and otherwise improving Cedar Street and Pacific Highway, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION OF INTENTION NO. 69402, recorded in Book 62 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 3, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69403, recorded in Book 62 of Resolutions, for furnishing electric current for San Diego Lighting District No. 1, was presented and on motion of Councilman Weggenman, adopted.

Communication from City Manager recommending the granting of an occupancy permit for a room in the Food and Beverage Building for use of Al Bahr Temple Band, was presented and read.

RESOLUTION NO. 69404, recorded in Book 62 of Resolutions, authorizing the City Manager to execute a preferential use and occupancy permit with the Al Bahr Temple, Ancient Arabic Order Nobles of the Mystic Shrine, for certain space in the Food and Beverage Building, Balboa Park, for band practice purposes, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69405, recorded in Book 62 of Resolutions, appointing time and place for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 4, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69406, recorded in Book 62 of Resolutions, appointing time and place for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 1, was presented and on motion of Councilman Flowers, adopted.

RESOLUTION NO. 69407, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages in connection with the paving of the Alley in Block H, Altadena, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69408, recorded in Book 62 of Resolutions, directing notice of filing of assessment and fixing time for hearing for the paving of the north and south alley in Block 113, University Heights, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69409, recorded in Book 62 of Resolutions, authorizing the City Auditor to transfer the sum of \$300.00 from Account 3662, Maintenance and Support to Account 551, Outlay, was presented and on motion of Councilman Knox, adopted.

RESOLUTION NO. 69410, recorded in Book 62 of Resolutions, accepting the deed of Ruth A. Ward for sewer right of way purposes, was on motion of Councilman Knox, adopted.

RESOLUTION NO. 69411, recorded in Book 62 of Resolutions, ratifying that certain agreement heretofore entered into between the Bank of America National Trust and Savings Association and R. C. Lindsay, Treasurer of the City of San Diego, relating to the payment of principal and interest of the San Dieguito Water System Acquisition Bonds of the City of San Diego, was presented, read and on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

Communication from Harbor Commission transmitting form of resolution ratifying certain lease with Berne N. Schweizer, and recommending adoption of same, was on motion ordered filed.

RESOLUTION NO. 69412, recorded in Book 62 of Resolutions, ratifying, confirming and approving that certain lease between the Harbor Commission and Berne N. Schweizer, for a portion of the Harbor Administration Building, located at the northeast corner of Broadway and Harbor Streets, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69413, recorded in Book 62 of Resolutions, accepting the deed of Lepha Smith for a portion of Washington Street, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69414, recorded in Book 62 of Resolutions, accepting the agreement signed by Lepha Smith and Security Trust and Savings Bank of San Diego, bearing date May 8, 1939, was presented and on motion of Councilman Flowers, adopted.

RESOLUTION NO. 69415, recorded in Book 62 of Resolutions, accepting the deed of Charlotte D. Fenn for drainage right of way purposes, was on motion of Councilman Flowers, adopted.

RESOLUTION NO. 69416, recorded in Book 62 of Resolutions, accepting the deed of Florence Chapman for drainage right of way purposes, was on motion of Councilman Flowers, adopted.

ORDINANCE NO. 1599, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1200.00 from Outlay (Right of Way, Sorrento), General Appropriations, for the purpose of providing funds for the purchase of a right-of-way for Sorrento Road, and other incidental expenses in connection therewith, was presented, read and on motion of Councilman Crandall, seconded by Councilman Flowers, placed on its final passage, at its first reading by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

ORDINANCE NO. 1600, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$3000.00 from "Governmental Contributory Project", and Account JC-51, General Appropriations, for the purpose of providing funds for continuing the City-wide W.P.A. Sewer Project, was presented, read and on motion of Councilman Crandall, placed on its final passage, at its first reading by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

ORDINANCE NO. 1601, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$57.35 from the Unappropriated Balance fund of the City of San Diego in full settlement of the Claim of R. L. Simpson, was presented, read and 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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

ORDINANCE NO. 1602, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1393.00 from the Advertising and Publicity Fund of the City of San Diego for the purpose of providing funds for the installation of plaques, water service, the payment of additional insurance premiums and other incidental expenses connected with the completion of Police Headquarters, Jail and Court Rooms, was presented, read and 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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

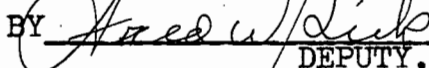
Thereupon, on motion of Councilman Weggenman, seconded by Councilman Knox, said ordinance was adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

Communication from Armand Jessop relative to water rates and sale of water to the City of Coronado by the City of San Diego, was presented, read and on motion of Councilman Weggenman referred to the City Manager.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, May 31st, 1939.

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

Present--Councilmen Weggenman, Knox, Flowers and Mayor Benbough.
Clerk----J.M. Ashley
Absent---Councilmen Crandall, Housh, and Fish.

On motion of Councilman Flowers, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, May 23rd, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the City Clerk reported that in response to notice inviting sealed bids for the sale of 2608 San Dieguito Water System Acquisition Bonds, he had received SIX bids, which bids were on motion of Councilman Weggenman, seconded by Councilman Flowers, opened and publicly declared.

Said bids were from the following:

Schwabacher & Company, et al, accompanied by a Cashier's check in the sum of \$30,000.00 drawn on the Bank of America, Los Angeles. Said bid was given Document No. 313945.

R. H. Moulton & Company, et al, accompanied by a Cashier's check in the sum of \$26,500.00, drawn on the Security First National Bank of Los Angeles. Said bid was given Document No. 313949.

BANKAMERICA COMPANY, et al, accompanied by a Certified check in the sum of \$26,500.00 drawn on the Bank of America, Los Angeles. Said bid was given Document No. 313946.

Bank of America California Bank, by California Bank, accompanied by a Cashier's check in the sum of \$30,000.00 drawn on the California Bank of Los Angeles. Said bid was given Document No. 313944.

Blyth & Company, Inc., Syndicate Manager, et al, accompanied by a Certified check in the sum of \$27,000.00 drawn on the Security-First National Bank of Los Angeles. Said bid was given Document No. 313947.

Miller, Hall & Company, et al, accompanied by a Cashier's check in the sum of \$26,000.00 drawn on the San Diego Trust & Savings Bank of San Diego. Said bid was given Document No. 313948.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, said bids were referred to a committee, consisting of the City Auditor, City Clerk and City Treasurer, for report and recommendation, for the afternoon session of the Council.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the adoption of the proposed ordinance providing for Architectural Control for that portion of the City of San Diego bounded by G Street, Union Street, The Mean High Tide line and Pacific Highway, 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, the proposed ordinance was presented and read for its first time.

Petition of Workers Alliance requesting to be heard regarding the Library Extension project, was presented and read.

Mr. Wood of the County Council, Workers Alliance and Miss Kaiser, were heard by the Council.

RESOLUTION NO. 69417, recorded in Book 62 of Resolutions, requesting the City Attorney to draft a resolution requesting the proper authorities in Washington, D.C. to continue the City Library Extension Project, was on motion of Councilman Knox, adopted.

Petition of J. W. Gardner for special sewer permit, was presented; together with recommendation of disapproval from Legal Department.

RESOLUTION NO. 69418, recorded in Book 62 of Resolutions, denying the petition of J. W. Gardner for a special plumbing permit to connect an additional house to a 4" sewer line at 1475 Russ Boulevard, was on motion of Councilman Weggenman, adopted.

Communication from Director of Public Works reporting on the request for paving portion of Rosecrans Street from Talbot Street to the U. S. Military Reservation, and stating that Rosecrans Street was an improved district where the land values are sufficient to stand the assessment for permanent pavement, but if the property owners did not desire at this time to install a permanent type of pavement, it would be possible for them to secure a two-inch rock and oil surfacing, advancing cash in the amount of 5¢ per square foot for the area desired to be covered, which would be sufficient to purchase the material for temporary surfacing, was read and filed, and a copy of the letter ordered sent to the petitioner.

Communication from Director of Public Works recommending the granting of the request for better rubbish collection service in El Cerrito Heights, was presented and read.

RESOLUTION NO. 69419, recorded in Book 62 of Resolutions, granting the petition for weekly rubbish collection in El Cerrito Heights; and requesting the City Manager to make the necessary arrangements to furnish the service, was on motion of Councilman Weggenman, adopted.

Petition of Paul Sullivan for yard variance permit at Euclid Avenue and Monroe Avenue, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69420, recorded in Book 62, of Resolutions, granting permission to Paul R. Sullivan to erect a single family residence on Lot 855, Talmadge Park Estates, in Zone R-2, with a rear yard of ten feet, at the northwest corner of Euclid

Avenue and Monroe Avenue; and suspending section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of A. Joseph for zone variance at 3880 Main Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69421, recorded in Book 62 of Resolutions, granting permission to A. Joseph to operate a poultry and fish market, with slaughter of fowl, in Zone M-1, on Lots 6 to 9, Block 257, Hayden's Addition; and suspending the provisions of Ordinance No. 13216, insofar as the provisions relate to the property mentioned; providing the premises are cleaned up and the buildings painted, was on motion of Councilman Flowers, adopted.

Petition of F. K. Cardwell for an auto court permit at Juan and Wallace Streets, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69422, recorded in Book 62 of Resolutions, granting permission to F. K. Cardwell to conduct an auto court of 31 units on Lot 1 (except a portion 22' x 79' at the southerly end of the lot) and on Lot 2, Block 426, Old San Diego, was on motion of Councilman Weggenman, adopted.

Petition of Junior Chamber of Commerce for a free license to conduct polo games in the City Stadium on June 3rd and 4th, 1939, was presented and read.

RESOLUTION NO. 69423, recorded in Book 62 of Resolutions, referring to the City Manager, with power to act, the petition of the San Diego Junior Chamber of Commerce for a free license to conduct a polo game between teams from San Diego and Redlands at the City Stadium on June 3rd and 4th, 1939, was on motion of Councilman Weggenman, adopted.

Petition of Residents for reduction in water pressure in the Mission Beach area, was read and on motion of Councilman Flowers, ordered filed.

Petition of The San Diego Cyclists Club for \$250.00 from the Advertising and Publicity Fund for advertising the City of San Diego by means of a bicycle race from San Diego to San Francisco Exposition, was presented and read.

RESOLUTION NO. 69424, recorded in Book 62 of Resolutions, denying the petition of The San Diego Cyclists for a city appropriation of \$250.00 from the Advertising and Publicity Fund, to be used for a proposed relay race to San Francisco, was on motion of Councilman Weggenman, adopted.

Communication from Director of Public Works relative to request for setting back of curbs on portion of Rosecrans Street, was presented, read and on motion of Councilman Weggenman, referred to the Budget Box.

Communication from Old Town American Legion requesting reduction in speed limit for a portion of Pacific Highway, was presented; together with report from Traffic Commission, stating that the City had no control over State Highways, was on motion of Councilman Weggenman, ordered filed.

Communication from Civil Service Commission relative to reconsideration of certain salary schedules, was presented, and on motion of Councilman Weggenman, ordered filed.

Claim of H. E. Moore for payment of salary for January and February, 1939, as Chief inspector for the construction of the Civic Center Administration Building, was presented, read and on motion of Councilman Knox, referred to the City Attorney for opinion and recommendation.

Communication from Coordinating Councils relative to age children must pay for fishing permits on city lakes, was read and on motion of Councilman Flowers, ordered filed.

Communication from F. L. Richardson relative to San Dieguito Water System purchase-contract, was read and on motion of Councilman Weggenman, referred to the Hydraulic Engineer, thru the City Manager.

Communication from G. H. Whitney relative to water situation in Mission Hills, was presented and on motion of Councilman Weggenman, ordered filed.

Communication from Edward E. Rubin relative to water service in Mission Hills, was presented and on motion of Councilman Weggenman, ordered filed.

Communication from Negro Civic League requesting the Council to sponsor a fireworks display in the 5th District, was read and on motion of Councilman Flowers, ordered filed.

Communication from Pacific Beach Post #552, American Legion relative to proposed bridge over Balboa Avenue, was read and on motion of Councilman Knox, ordered filed, and the Clerk directed to notify said Post that the matter had been referred to the Budget.

Communication from H. E. Moore recommending that an audit be made of the Civic Center Completion Construction Fund, was read and on motion of Councilman Flowers, referred to the City Manager.

Communication from San Diego County Grand Jury suggesting certain charter amendments, was presented, read and on motion of Councilman Flowers, referred to the Council's Secretary.

At this time a majority of the members of the Council signed the bond of E. J. Parker, as district water bill collector; and the contract for furnishing electric current for Kensington Manor Lighting District No. 1.

Communication from City Auditor reporting on the claim of Mrs. Theresa Reed, and recommending payment of same, was presented and read.

RESOLUTION NO. 69425, recorded in Book 62 of Resolutions, granting the claim of Mrs. Theresa Reed, filed on May 15th, 1939, against the City of San Diego, in the sum of \$33.50, alleged to be due on account of damage to the floors of her property by the backing up of sewage; and authorizing the City Auditor to pay Mrs. Theresa Reed the sum of \$33.50 from the "Small Claims Payment Fund", in full settlement of the claim, was on motion of Councilman Weggenman, adopted.

Communication from City Auditor reporting on the claim of Mrs. Wm. D. Hobart, and recommending granting of same, was presented and read.

RESOLUTION NO. 69426, recorded in Book 62 of Resolutions, granting the claim of Mrs. Wm. D. Hobart, filed on May 19th, 1939 against the City of San Diego, in the sum of \$8.80 alleged to be due for injuries received by her on account of a fall at First Avenue and Fir Street, because of a defective sidewalk; and authorizing the City Auditor to pay Mrs. Wm. D. Hobart the sum of \$8.80 from the Small Claims Payment Fund, in full settlement of the claim, was on motion of Councilman Knox, adopted.

Communication from City Auditor reporting on the claim of Mrs. Sarah P. Jones, and recommending the acceptance of the compromise offer, was read.

RESOLUTION NO. 69427, recorded in Book 62 of Resolutions, authorizing the compromise settlement of the claim of Mrs. Sarah P. Jones filed on April 5, 1939, against the City of San Diego, for damage alleged to clothing and household furnishings by reason of sewage backing up into her property; and authorizing the City Auditor to pay the sum of \$45.00 to Mrs. Sarah P. Jones, from the Small Claims Payment Fund, in full settlement of the claim, was on motion of Councilman Knox, adopted.

Communication from Legal Department reporting on the petition of Anna B. Sloane and Harrison G. Sloane for refund of certain taxes, and stating that the petitions regarded as claims are insufficient and could properly be denied upon that ground; however, in view of the request of petitioner to delay action, it was suggested that the petitions be filed without action at this time, was read and on motion of Councilman Knox the petitions were ordered filed.

Communication from Hertz Drivurself Stations, Inc. protesting against the activities of the Acme U-Drive at 5th and Washington, was read and on motion of Councilman Knox, referred to the City Manager.

Communication from City & County Building and Grounds Committee relative to need of an awning at the Cigar Stand, and recommending the expenditure of the sum of \$25.00 to care for same, was presented and read, and on motion of Councilman Knox the recommendation was adopted.

Communication from R. W. Flack relative to appointment of a City Manager, was presented and read as follows, to-wit:

It appears that legal technicalities may cause the functions of the office of City Manager to be suspended. I am glad to be able to be of service to you in this matter. I am certain it is best for the City that the duties of the office be continuously performed.

Therefore, if it meets with the approval of the Mayor and all of the Councilmen present at the Council meeting on May 31, 1939, you are herewith authorized to file the attached document, which is self-explanatory.

Any action of the Council thereon is not necessary or required. The document is self-executing. If filed, merely proceed to appoint a Manager if five votes are available. Or, as I understand the ruling of the City Attorney, appoint an Acting City Manager if four votes are available. (signed) R.W. Flack, City Manager.

(Attached document read as follows):

I hereby withdraw and rescind my resignation as City Manager of San Diego, California, dated and filed with you on May 6, 1939.

In lieu thereof I submit the following:

I hereby tender my resignation to be effective at 12:00 noon, on May 31, 1939, as City Manager of San Diego, California. (signed) R.W. Flack, City Manager).

On motion of Councilman Weggenman, seconded by Councilman Flowers, the documents were ordered filed.

RESOLUTION OF INTENTION NO. 69428, recorded in Book 62 of Resolutions, for furnishing electric current for Ocean Beach Lighting District No. 1, was presented and on motion of Councilman Knox, adopted.

RESOLUTION NO. 69429, recorded in Book 62 of Resolutions, directing notice inviting bids for furnishing electric current for San Diego Lighting District No. 1, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69430, recorded in Book 62 of Resolutions, appointing time and place for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 3, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69431, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a report on the estimated cost of paving the Alley in Block 6, Frary Heights, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69432, recorded in Book 62 of Resolutions, directing the City Clerk to give notice of proposed assessment for paving portions of Columbia Street, Walnut Avenue and State Street, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69433, recorded in Book 62 of Resolutions, authorizing the City Auditor to transfer the sum of \$180.00 from "Outlay" to "Maintenance and Support" City Attorney's fund, as provided by Section 4 of Ordinance No. 1415, new series, was on motion of Councilman Weggenman, adopted.

Communication from Legal Department transmitting form of resolution opposing extension of Anza State Park, was presented and filed.

RESOLUTION NO. 69434, recorded in Book 62 of Resolutions, opposing any legislation now pending in the Legislature of the State of California to aid in the transfer of such park lands to the State of California before provision was made for the required easements for conveying water from the All-American Canal by tunnel, pipelines, conduits, pumping plants, aqueducts and reservoirs, to the City of San Diego, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69435, recorded in Book 62 of Resolutions, accepting the deed of M. Mary Melcher for right of way for sewer purposes, was on motion of Councilman Weggenman, adopted.

Thereupon, on motion a recess was taken until the hour of 2:00 o'clock P.M.

Upon, reassembling the roll call showed the following, to-wit:
Present--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough.
Clerk----J.M. Ashley
Absent---Councilmen Housh and Fish.

Petition of H. R. Jewell for yard variance permit on Trumbull Street, was presented; together with report from Planning Commission stating a 5 to 1 vote favored the granting of the petition, but that the ordinance required 6 votes of the Planning Commission to recommend such variances, and therefore it would be necessary for the resolution of the Council to be passed by 5 affirmative votes.

RESOLUTION NO. 69436, recorded in Book 62 of Resolutions, granting permission to Harold Jewell to erect and operate a private garage in Zone R-1, with a side yard of three feet on Lots 5 and 6, Block 8, Roseville Heights, on Trumbull Street, near Bangor Street; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69437, recorded in Book 62 of Resolutions, authorizing the City Auditor to transfer the sum of \$251.38 from Item 16 (Printing annual report), to Item 9 (Eastern exchange on bonds), series JC, General Appropriations, as provided by Section 34 of Ordinance No. 1415, new series, was on motion of Councilman Weggenman, adopted.

The following report was presented and read:
"San Diego, California
May 31st, 1939

To the Honorable Mayor and Council,
City of San Diego, California.
Sirs:

We, the undersigned members of the Special Committee appointed by your honorable body to report upon the bids received in response to the invitation for bids covering the sale of the issue of \$2,600,000.00 of San Dieguito Water System Acquisition Bonds, beg to report as follows:

(See accompanying tabulation sheet)

Taking every phase of the bids into consideration, including premium offered and ultimate cost to the City, it is our recommendation that the bid offered by the group of bidders listed below as contained in document #313945 be accepted as the best bid for the interests of the City of San Diego.

The group of bidders mentioned are as follows:

Phelps, Fenn & Co.; F. S. Moseley & Co.; E.H.Rollins & Sons, Inc.; The Milwaukee Co.; Schwabacher & Co.; District Bond Co.; The Boatmens National Bank; Charles Clark & Co.; Chace Whitside & Co., Inc.; and Donnellan & Co.

Respectfully submitted,
(signed) John M. Ashley, City Clerk
(signed) R. C. Lindsay, City Treasurer
(signed) G.F.Waterbury, City Auditor and Comptroller.

SALE OF \$2,600,000 CITY OF SAN DIEGO SAN DIEGUITO
WATER SYSTEM ACQUISITION BONDS

BIDDER	AMOUNT & RATE	TOTAL INTEREST PAYABLE	PREMIUM	COST TO CITY INTEREST ONLY	SAVINGS OVER LEAST FAVORABLE BID	
SCHWABACHER & CO. et al	\$1137,500.00-3% 1482,500.00-2%	487,500.00	390.00	487,110.00	59,670.00	This is best bid
MILLER HALL & CO. et al	2600,000.00-2 1/4%	497,250.00	8424.00	488,826.00	57,954.00	
CALIFORNIA BANK	1193,500.00-3% 1406,500.00-2%	491,980.00	260.00	491,720.00	55,060.00	
BANKAMERICA CO.	2600,000.00-2 1/4%	497,250.00	1825.00	495,425.00	51,355.00	
CALIFORNIA BANK	2600,000.00-2 1/4%	497,250.00	780.00	496,470.00	50,310.00	
BLYTH AND CO.	975,000.00-3% 1625,000.00-2 1/4%	522,843.75	51.00	522,792.75	23,987.25	
MOULTON AND CO.	2600,000.00-2 1/4%	522,500.00	5720.00	546,780.00	0.00	

ORDINANCE NO. 1603, new series, recorded in Book 47 of Ordinances, supplementing the provisions of Ordinance No. 1570 (new series) of the ordinances of the City of San Diego, entitled, "An ordinance providing for the issuance of certain city bonds," adopted April 18, 1939, by fixing the date for the issuance of said bonds; providing the interest payable upon said bonds; and declaring the estimated period of usefulness of the public improvements to be acquired with the proceeds thereof, was presented, read in full, and 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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

RESOLUTION NO. 69438, recorded in Book 62 of Resolutions, accepting the bid of Schwabacher & Co., et al. for \$2,600,000.00 San Dieguito Water System Acquisition Bonds of the City of San Diego, California, was presented, read and on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

RESOLUTION NO. 69439, recorded in Book 62 of Resolutions, authorizing the City Clerk to return to all unsuccessful bidders for the sale of \$2,600,000.00 San Dieguito Water System Acquisition Bonds of The City of San Diego the certified checks or cashiers' checks which were filed with their bids, was presented, read and on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers, and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

On motion of Councilman Knox, seconded by Councilman Weggenman, the action taken at the morning session regarding an awning for the concession in the lobby of the Administration Building, Civic Center, was rescinded.

RESOLUTION NO. 69440, recorded in Book 62 of Resolutions, authorizing the City Attorney to draft an ordinance appropriating the sum of \$25.00 for the purchase of an awning to be installed in the main lobby of the Civic Center Administration Building, at the front of the cigar stand show cases, was presented and on motion of Councilman Knox, adopted.

The following proposed resolution was presented and read:
WHEREAS, a vacancy exists in the office of City Manager of The City of San Diego caused by the resignation of Robert W. Flack; Now, Therefore,
BE IT RESOLVED By the Council of The City of San Diego, as follows:
That Fred A. Rhodes, of San Diego, California, be, and he is hereby appointed City Manager of The City of San Diego, at a salary of Seventy-Five Hundred dollars (\$7500.00) per year, payable semi-monthly.
On the motion of Councilman Weggenman, seconded by Councilman Flowers, to adopt the proposed Resolution, the vote was as follows; to-wit: Yeas--Councilmen Weggenman, Knox, Flowers and Mayor Benbough. Nays--Councilman Crandall. Absent--Councilmen Housh and Fish.

After further consideration, and on motion of Councilman Crandall, seconded by Councilman Flowers, the above action was reconsidered.

Whereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, RESOLUTION NO. 69441, recorded in Book 62 of Resolutions, making said appointment, was adopted by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

RESOLUTION NO. 69442, recorded in Book 62 of Resolutions, thanking Councilman Wesley C. Crandall for changing his vote on the appointment of Fred A. Rhodes as City Manager, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1604, new series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for officers and employees in the Classified Service of The City of San Diego for the fiscal year 1939-40, was presented and 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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

RESOLUTION NO. 69443, recorded in Book 62 of Resolutions, authorizing the Hydraulic Engineer, City Manager and City Attorney to attend the conference of the Colorado River Commissions, to be held in Los Angeles on June 5, 6 and 7, 1939, and each is hereby authorized to incur the necessary expenses for such attendance, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1605, new series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for Assistants and deputies in the office of The City Attorney for the fiscal year 1939-1940, was presented, read and 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 Crandall, Weggenman, Knox, Flowers, and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

Councilman Crandall moved to insert in the proposed ordinance fixing the salary of the City Clerk for the fiscal year 1939-1940, the rate of \$275.00 per month, but received no second to the motion.

Councilman Weggenman, seconded by Councilman Flowers, moved to insert the rate of \$300.00 per month.

Councilman Crandall moved to amend the motion and insert \$275.00, but the amendment received no second.

The roll call on the motion showed the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

ORDINANCE NO. 1606, new series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for certain officers and employees in the unclassified service of the city of San Diego for the fiscal year 1939-40, was presented, read and 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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

ORDINANCE NO. 1607, new series, recorded in Book 47 of Ordinances, establishing a schedule of compensation for certain officers and employees in the unclassified service of the City of San Diego, and providing the manner in which such salaries of individual officers and employees in such service shall be determined, for the fiscal year 1939-1940, was presented, read and on motion of Councilman Flowers, seconded by Councilman Knox, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

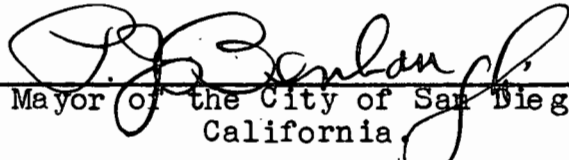
At this time Councilman Crandall was excused from the meeting.

On motion a recess was taken until the City Attorney could prepare a resolution regarding clarifying the contract completion date on the Police Headquarters Building.

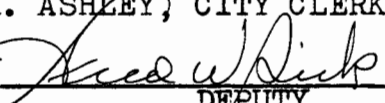
Upon reassembling the roll call showed the following, to-wit:
Present--Councilmen Weggenman, Knox, Flowers and Mayor Benbough.
Clerk----J.M. Ashley
Absent---Councilmen Crandall, Housh and Fish.

RESOLUTION NO. 69444, recorded in Book 62 of Resolutions, ratifying and approving a three day extension of time necessary to complete the construction of Police Headquarters, City Jail and Court Rooms, together with facilities necessary or convenient in connection therewith (Federal Works Project Calif. 1596-F), and fixing and establishing the completion date for said construction work as May 2, 1939, was presented, read and on motion of Councilman Knox, seconded by Councilman Flowers, adopted by the following vote, to-wit: Yeas--Councilmen Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh, Fish and Crandall.

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


Mayor of the City of San Diego,
California

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, June 6th, 1939.

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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough.
Clerk----J.M. Ashley
Absent---Councilmen Housh and Fish.

On motion of Councilman Knox, seconded by Councilman Flowers, the minutes of the regular meeting of Wednesday, May 31st, 1939, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 314036.

Thereupon, on motion of Councilman Weggenman, the 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 Mission Beach Lighting District No. 1, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from San Diego Consolidated Gas and Electric Company, and was given Document No. 314035.

Thereupon, on motion of Councilman Weggenman, the bid was referred to the City Manager for report and recommendation.

Petition for oiling 38th Street from Imperial Avenue to Main Street, without expense to the property owners, was presented, read and on motion of Councilman Crandall, referred to the City Manager.

Petition of Dorothy H. Upjohn for zone variance permit on New Hampshire Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69445, recorded in Book 62 of Resolutions, granting permission to Dorothy H. Upjohn to erect and operate six single family dwellings in Zone R-1, on a portion of Villa Lot 92, University Heights; each parcel of land to contain over 10,000 square feet; and suspending the provisions of Ordinance No. 190, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of Wm. E. Peyton for zone variance permit on Berting Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69446, recorded in Book 62 of Resolutions, granting permission to William E. Peyton to erect and operate a single-family residence in Zone R-1 on the south fifty feet of the north seventy-five feet of the east one hundred twenty feet of Lot 12, Redland Tract; and suspending the provisions of Ordinance No. 13559, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Petition of W. E. Smith for an auto Trailer Camp permit at 18th and Imperial Avenue, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69447, recorded in Book 62 of Resolutions, granting a revocable permit to W. E. Smith and Annie R. Smith to conduct an auto trailer camp (6 units) on the south half of Lot 4 and on Lots 5 and 6, Block 50, Sherman's Addition, on the north-east corner of 18th Street and Imperial Avenue; said permit being conditional upon the construction of the required sanitary facilities to be approved by the Health Department, in conformity with the Auto Trailer Camp ordinance, and also that the trailers be kept at least five feet away from the adjoining property owners' lot, was on motion of Councilman Weggenman, adopted.

Petition of F. W. A. Vesper for setback suspension on Camino de la Costa, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69448, recorded in Book 62 of Resolutions, granting permission to F. W. A. Vesper to erect a dwelling not more than eleven feet from the property line; and a garage not more than one foot from the property line on Camino de la Costa, on Lot 5 and the southerly four feet of Lot 4, Block 1, La Jolla Hermosa; and suspending the provisions of Ordinance No. 12321 insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Petition of Agnes L. Godfrey for yard variance permit at 4130 Sunset Road, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69449, recorded in Book 62 of Resolutions, granting permission to Agnes L. Godfrey to erect and operate a garage on Lot 9, Longview Manor, to the side lot line, sixty feet from the front property line, in Zone R-1; and suspending the provisions of section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of Jesse M. Brown for yard variance permit on San Marcos Street, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69450, recorded in Book 62 of Resolutions, granting permission to Jesse M. Brown to erect and operate a dwelling in Zone R-1, on Lot 7, Block M, Burlingame, with a side yard of four feet; and suspending the provisions of Section 8a of Ordinance No. 8924, as amended, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Petition of Frank J. Manley for yard variance permit at 2824 Chatsworth Boulevard, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69451, recorded in Book 62 of Resolutions, granting permission to Frank J. Manley to erect a maid's room in the rear of a garage at 2824 Chatsworth Boulevard, in Zone R-1, on Villa Lot 60, Chatsworth Terrace, with a side yard of one and one-half feet; and suspending the provisions of Section 8a of Ordinance No. 8924, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Petition of North San Diego Chamber of Commerce for a free electrical inspection permit for the Fiesta Grounds, was presented and read; together with recommendation of approval from Chief Inspector.

RESOLUTION NO. 69452, recorded in Book 62 of Resolutions, granting a free electrical wiring and lighting permit to the North San Diego Chamber of Commerce, by D. W. Glasser, executive chairman, Old Town Historical Fiesta, was on motion of Councilman Weggenman, adopted.

Petition of Jack Warren for an auction sale permit, was presented; together with approval from Police Department.

RESOLUTION NO. 69453, recorded in Book 62 of Resolutions, granting permission to Jack Warren to hold an auction sale on June 17th, 1939, at Cowboy Stable, 6th Avenue Extension and Mission Valley, for one day only; subject to the provisions of existing ordinances, was on motion of Councilman Crandall, adopted.

Petition of N. S. Elkins for permit to conduct a Spanish Vaudeville Tent Show, was presented; together with recommendation of approval from Chief Inspector.

RESOLUTION NO. 69454, recorded in Book 62 of Resolutions, referring the petition of Gutierrez Show, by N. S. Elkins to operate a small Spanish Vaudeville Tent Show on June 11th and 12th, 1939, at the corner of National Avenue and Crosby Street; using their

own lighting equipment, to the City Manager with power to act, was on motion of Councilman Weggenman, adopted.

Application for dine and dance license to operate at 102 West C Street, was presented; together with recommendation of approval from Director of Social Welfare, Chief of Police and City Manager.

RESOLUTION NO. 69455, recorded in Book 62 of Resolutions, granting the application of Mrs. Renee Ramey Kennedy for permission to conduct public dance on premises where intoxicating liquor is sold, at 102 West C Street; subject to compliance with existing regulations, was on motion of Councilman Flowers, adopted.

Petition of Church of God In Christ for a tent meeting permit, was presented; together with recommendation of approval from Director of Social Welfare, Chief Inspector and City Manager.

RESOLUTION NO. 69456, recorded in Book 62 of Resolutions, granting permission to the Church of God in Christ, by Rev. M. W. Gray, to conduct meetings for a period of sixty days, starting June 29th, 1939, in a tent 20' x 40' in size, next to the church at 127 North Evans Street; using temporary lighting and wiring equipment; providing the closing hour shall be ten o'clock P.M.; that no wind instruments be used; and subject to subsequent inspection and approval by interested city departments, was on motion of Councilman Weggenman, adopted.

Communication from Planning Commission forwarding four letters from Harry Warburton, dated March 28th, April 5th, April 8th and May 9th, requesting the City to revoke a resolution granted August 31st, 1937, to the Midway Trading Post, a zone variance to enlarge a lumber yard and used material plant at 6135 El Cajon Boulevard; contending that the conditions imposed when granting the permit have not been complied with, and that it was impossible to arrange a compromise with the owner or his creditors, was presented and read.

RESOLUTION NO. 69457, recorded in Book 62 of Resolutions, notifying the Midway Trading Post & Wrecking Company that unless construction of its building is commenced within thirty days from the date of this resolution, and completed within sixty days, the zone variance heretofore granted for this work would be revoked, was on motion of Councilman Flowers, adopted.

Communication from Carl G. Y. Offe relative to crowing rooster at 4427 Western, was presented and on motion of Councilman Crandall, referred to the City Manager with the request that he attempt to abate the nuisance.

Communication from O. G. Miller and Associates relative to making the annual audit, was read and on motion of Councilman Weggenman, referred to the City Manager for recommendation for the next meeting.

Communication from Senator Fletcher relative to the Anza State Park Extension matter, was presented, read and on motion of Councilman Crandall, ordered filed, and the Clerk requested to acknowledge the letter.

Communication from R. E. Hegg suggesting putting on more Street cleaners in the downtown district, was read and on motion of Councilman Weggenman, referred to the City Manager.

Communication from Karl Moore requesting the Council to provide for S.R.A. labor on City Work, was presented, read and on motion of Councilman Weggenman, referred to the City Manager.

Communication from H.P. Perrill protesting against the erection of flood light poles at Cabrillo School grounds, was presented, read and on motion referred to the City Manager and Playgrounds commission for report and recommendation.

Copy of letter from Board of Supervisors to the County Auditor relative to auditing the Civic Center Completion Construction Fund, was presented, read and on motion of Councilman Crandall, ordered filed.

Communication from E. R. Simmermacher requesting the Council to designate a representative to attend the San Diego Round Table Conference group meetings, which meetings are held on the first Friday of each month in the Chabacón Room of Hotel San Diego, was presented and read.

RESOLUTION NO. 69458, recorded in Book 62 of Resolutions, appointing Councilman Albert E. Flowers as the Council's representative at the San Diego Round Table conference meetings, as requested by E. R. Simmermacher, Chief Liquor Control Officer, District No. 6, under Document No. 313991, was on motion of Councilman Crandall, adopted.

Communication from Percy H. Goodwin Company relative to bond covering the City Manager, was presented and read.

RESOLUTION NO. 69459, recorded in Book 62 of Resolutions, directing that the City Manager file a faithful performance bond in the sum of \$20,000.00, was on motion of Councilman Knox, adopted.

Communication from City Planning Commission presenting a copy of a report outlining a proposed plan for the development of Mission Bay State Park, was read and on motion Ordered filed; together with said report. The Planning Commission was requested to furnish the Mayor and Councilmen with copies of said report.

Communication from City Attorney reporting on the claim of H. E. Moore, and stating that the claim was just and should be approved, was read and filed.

RESOLUTION NO. 69460, recorded in Book 62 of Resolutions, repealing Resolution No. 68688, passed and adopted by the Council on December 27, 1938, was on motion of Councilman Knox, adopted.

RESOLUTION NO. 69461, recorded in Book 62 of Resolutions, approving the claim of H. E. Moore, as Chief Inspector and Supervisor of construction for the joint Administration Building and Civic Center and Superintendent of Landscaping of the Grounds thereof, in the sum of \$950.00 for salary and automobile allowance for the period of January 1 to and including February 28, 1939, payable from the Completion Construction Fund, was on motion of Councilman Flowers, adopted.

Communication from Charles H. Wilkinson relative to pipe line right of way across Lot 42, Block 73, City Heights, was presented and read.

RESOLUTION NO. 69462, recorded in Book 62 of Resolutions, referring to the City Manager and City Attorney the communication from Charles H. Wilkinson, requesting release of a right of way on Lot 42, Block 73, City Heights, was on motion of Councilman Crandall, adopted.

Communication from Union-Tribune Company soliciting a page ad in the Annual vacation section of the Union and Tribune at a total cost of \$504.00, was read and on motion of Councilman Flowers, continued over for one week and asking for a proposition in writing.

Communication from City Clerk requesting a leave of absence was presented and read.

RESOLUTION NO. 69463, recorded in Book 62 of Resolutions, granting the request of City Clerk J.M. Ashley for fifteen days vacation leave of absence, commencing June 16th, 1939, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69464, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a concession agreement for lease of the Stadium with Frank J. Guthrie and Tom H. Haynes, based upon specifications, as amended, which agreement shall be subject to the approval of the City Attorney, was on motion of Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 69465, recorded in Book 62 of Resolutions, for furnishing electric current for Mission Beach Lighting District No. 2, was presented and on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69466, recorded in Book 62 of Resolutions, adopting the plans and specifications for paving and otherwise improving The Alley in Block H. Altadena, was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 69467, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block H. Altadena, was presented and on motion of Councilman Weggenman, adopted.

On motion of Councilman Crandall the proposed resolution approving certain claims recommended by the San Diego City & County Administration Building and Grounds Department, was continued over for one week and referred to Councilman Knox.

RESOLUTION NO. 69468, recorded in Book 62 of Resolutions, authorizing the Superintendent of the San Diego City and County Administration Building and Grounds to execute for and on behalf of The City of San Diego and the County of San Diego a contract for the cleaning of the brick steps and brick work in and about the Administration building, Civic Center; that said contract shall not exceed the sum of \$500.00, which sum shall be payable one-half by said City and one-half by said County, out of the San Diego Civic Center Completion Construction Fund, was read and on motion of Councilman Weggenman, adopted.

ORDINANCE NO. 1608, new series, recorded in Book 47 of Ordinances, establishing architectural control upon exterior designs of buildings to be erected in that portion of the City of San Diego bounded by the south line of G Street, the west line of Union Street, the mean high tide line of the Bay of San Diego, and the east line of Pacific Highway, was presented and read for its second time, and on motion of Councilman Weggenman, adopted, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers, and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

ORDINANCE NO. 1609, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$25.00 out of the Unappropriated Balance Fund for the purpose of purchasing an awning to protect the cigar stand showcases in main lobby of Civic Center Building, was presented, read and 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 Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

At this time a majority of the members of the Council signed the Sidewalk license bond of August Gebert.


On motion of Councilman Weggenman, the proposed Organization Ordinance for the fiscal year 1939-40, was continued over for one week, and referred to the City Manager for his perusal.

ORDINANCE NO. 1610, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1200.00 from Outlay (Right of Way, Sorrento), General Appropriations, for the purpose of providing funds for the purchase of right-of-way for Sorrento Drainage Channel, and other incidental expenses in connection therewith; and repealing

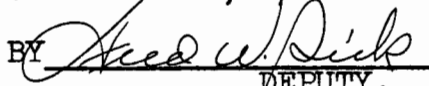
Ordinance No. 1599, new series, adopted May 23, 1939, was presented, read and on motion of Councilman Crandall, seconded by Councilman Flowers, placed on its final passage, at its first reading by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilmen Housh and Fish.

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

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, June 13th, 1939.

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, Fish, Knox, Flowers and Mayor Benbough.
Clerk----J.M. Ashley
Absent---Councilmen Crandall, and Housh.

On motion of Councilman Flowers, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, June 6th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the construction of sidewalk and curb in Pacific Highway, between B Street and Harasthy Street, under Resolution of Intention No. 69348, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion the proceedings was referred to the City Attorney for the preparation of the Resolution Ordering the work.

At this time Councilman Crandall entered and took his seat.

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

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 69469, recorded in Book 62 of Resolutions, confirming and adopting the Engineer's report and assessment for said work, was on motion of Councilman Flowers, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving the north and south alley in Block 113, University Heights, under resolution of intention No. 68802, 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, and all interested persons having been heard, RESOLUTION NO. 69470, recorded in Book 62 of Resolutions, confirming and approving the City Engineer's report and assessment for said work, was on motion of Councilman Flowers, adopted.

Petition for widening of 6th Avenue between University Avenue and Robinson Avenue with 1/4¢ Gas Tax Funds, was presented; together with report from City Engineer and City Manager, stating that the gas tax funds for the next biennium had already been allocated, On motion of Councilman Fish, seconded by Councilman Flowers, the matter was ordered filed.

Petition for paving the Alley in Block 31, University Heights, was presented; together with recommendation of approval from City Engineer and City Manager.

RESOLUTION NO. 69471, recorded in Book 62 of Resolutions, granting the petition for paving the south 125 feet of the alley in Block 31, University Heights; and directing the City Engineer to furnish a plat of the district proposed to be assessed for said improvement, was on motion of Councilman Weggenman, adopted.

Petition for establishment of the grade of the Alley in Block 20, Ocean Beach, was presented; together with report from City Engineer stating that the grade had been established in 1937. Thereupon, on motion of Councilman Weggenman the matter was ordered filed, and the Clerk requested to notify the petitioner.

Petition of Clemmie Sanger Stream for a special sewer connection permit, was presented and on motion referred to the City Manager.

Petition of Star Beverage Company for a free license or permit for three

days only, June 15th, 22nd and 29th, 1939, to use loud speaking equipment at the North Park Drawings to be held on 29th Street between University and Wightman Streets, was presented; together with recommendation of approval from Director of Social Welfare and City Manager.

RESOLUTION NO. 69472, recorded in Book 62 of Resolutions, granting a free license for three days only, June 15th, 22nd and 29th, 1939, to the Star Beverage Company to use loud speaking equipment at the North Park Drawings to be held on 29th Street between University Avenue and Wightman Street, was on motion of Councilman Weggenman, adopted.

Petition of Union-Tribune Company soliciting a page ad in the Tribune Annual Vacation Section, was presented and read.

RESOLUTION NO. 69473, recorded in Book 62 of Resolutions, granting the petition for a page advertisement in the Annual Vacation Section of the Tribune; and authorizing the drawing of a requisition on the Advertising and Publicity Fund in the sum of \$294.00 to cover the cost of said advertisement, providing no other appropriation has been granted during the fiscal year, was on motion of Councilman Crandall, seconded by Councilman Knox, adopted.

Petition of Willard F. Baxman for a license to operate the Hollywood Theatre, was presented; together with recommendation of approval from Director of Social Welfare, Chief of Police, Fire Marshal, Electrical Inspector, Building Inspector, and City Manager.

RESOLUTION NO. 69474, recorded in Book 62 of Resolutions, granting a license to Willard F. Baxman to operate the Hollywood Theatre, with the usual run of motion pictures; together with stage shows of a musical comedy type and vaudeville; fixing the fee from date to June 30th, 1939 at \$6.01; with a regular quarterly license to be paid thereafter, was on motion of Councilman Weggenman, adopted.

Petition of North Park Business Club for a parade permit, with police escort, was presented; together with recommendation of approval from City Manager.

RESOLUTION NO. 69475, recorded in Book 62 of Resolutions, granting permission to Felix Dentrecoat, for the North Park Business Club, to hold a parade on June 15th, from 3:00 to 4:00 P.M., with a marching group of the North Park Boys Band and a number of automobiles; and requesting the Police department to furnish an escort for the parade, was on motion of Councilman Weggenman, adopted.

Petition of Pilgrim Holiness Church for tent meeting permit was presented; together with recommendation of approval from Director of Social Welfare Director, Electrical Inspector; Building Inspector and City Manager.

RESOLUTION NO. 69476, recorded in Book 62 of Resolutions, granting permission to Pilgrim Holiness Church to conduct special meetings in a tent 40 x 60 feet in size, on the southeast corner of Kansas Street and Adams Avenue, during the month of July, 1939; with permission to use open wiring and lighting equipment, subject to inspection; providing the closing hour shall be ten o'clock P.M., wind instruments not used nor the meetings conducted so as to disturb the residents of the community; and with the understanding that the granting of the permit would not be regarded as a right solicit funds for any purpose, was on motion of Councilman Flowers, adopted.

Petition of Globe Jewelry & Loan Company for an auction sale permit, was presented; together with recommendation of approval from Chief of Police, and

RESOLUTION NO. 69477, recorded in Book 62 of Resolutions, granting permission to the Globe Jewelry & Loan Company to conduct an auction sale at 802 Fifth Avenue from June 16th to July 16th, 1939, with Harry D. Edwards as auctioneer; subject to compliance with regulations regarding auction sales, was on motion of Councilman Weggenman, adopted.

Union Trust Company for Lotta Allison for a zone variance permit in La Playa, was presented; together with recommendation of approval from City Planning Commission.

RESOLUTION NO. 69478, recorded in Book 62 of Resolutions, granting permission to the Union Title Insurance and Trust Company to construct three residences in Zone R-1, on the easterly portion of Lot 1, all of Lot 4, Block 161 and the northeasterly 25 feet of Lot 3, Block 158, La Playa; and suspending the provisions of the ordinances regulating this Zone R-1 insofar as the provisions relate to the property mentioned, was on motion of Councilman Flowers, adopted.

Petition of Albert B. Wright for special set-back line at 29th and Kalmia Streets, was presented; together with recommendation of denial from Planning Commission.

RESOLUTION NO. 69479, recorded in Book 62 of Resolutions, denying the requests of Albert B. Wright for a five foot setback on Kalmia Street, on the north portion of Lot 21, L.P. Delano Tract; for a one foot setback on Kalmia Street, and for a five foot setback on 29th Street, on the same lot; was on motion of Councilman Crandall, adopted.

Petition of Maynard Heatherly for a yard variance permit at 3071 University Avenue, was presented; together with recommendation of denial from Planning Commission.

On motion of Councilman Knox, the matter was referred back to the Planning Commission.

Petition of A. J. Harpst for a zone variance permit at Evergreen Street and Xenophon Street, was presented; together with recommendation of approval from Planning Commission.

RESOLUTION NO. 69480, recorded in Book 62 of Resolutions, granting permission to A. J. Harpst to construct a single family residence in Zone R-1, on the southerly 70 feet of Lots 5 and 6, Block 196, Roseville; and suspending the provisions of Ordinance No. 31, new series, insofar as the provisions relate to the property mentioned, was on motion of Councilman Weggenman, adopted.

Communication from San Diego Sun soliciting a page ad in the "Come to San Diego- Vacation Edition", was presented and read.

RESOLUTION NO. 69481, recorded in Book 62 of Resolutions, denying the petition of the San Diego Sun for the City's participation in the "Come to San Diego- Vacation Edition" of the paper to the extent of a full page advertisement at a cost of \$195.00, was on motion of Councilman Flowers, adopted.

Communication from Del Mar Turf Club relative to proposed change in racing season date, was presented, read and ordered filed, and the Clerk requested to write a letter of protest against the proposed change.

Communication from City Auditor reporting on the claim of Mrs. L. H. Jones, and recommending denial of same, was presented and read.

RESOLUTION NO. 69482, recorded in Book 62 of Resolutions, denying the claim of Mrs. L. H. Jones, filed on May 22nd, 1939, against the City of San Diego, in the sum of \$3.50, alleged to be due on account of property damage caused when a City street scraper backed into her car, was on motion of Councilman Weggenman, adopted.

Communication from City Auditor reporting on the claim of O. R. Goebel, and recommending the granting of same, was presented and read.

RESOLUTION NO. 69483, recorded in Book 62 of Resolutions, granting the claim of O. R. Goebel filed on April 20th, 1939, against the City of San Diego in the sum of \$21.00; alleged to be due on account of damage caused by the backing up of sewage into his home, caused by roots growing into the sewer and clogging it up; and authorizing the City Auditor to pay O.R. Goebel \$21.00 in full settlement of the claim, from the "Small Claims Payment Fund", was on motion of Councilman Knox, adopted.

Communication from City Auditor reporting on the claim of T. L. Marshall and recommending granting of same, was presented and read.

RESOLUTION NO. 69484, recorded in Book 62 of Resolutions, granting the claim of T.L. Marshall filed April 26, 1939 against the City of San Diego, in the amount of \$5.25, alleged to be due on account of property damage resulting from an automobile accident between her automobile and a City truck; and authorizing the City Auditor to pay T.L. Marshall the sum of \$5.25 in full settlement of the claim from the Small Claims Payment Fund, was on motion of Councilman Fish, adopted.

Communication from City Auditor reporting on the claim of Gordon Bourne and Douglas D. Bourne, and recommending denial of same, was presented and read.

RESOLUTION NO. 69485, recorded in Book 62 of Resolutions, denying the claim of Gordon Bourne and Douglas D. Bourne filed April 18th, 1939 against the City of San Diego in the sum of \$80.17, alleged to be due on account of property damage caused when their automobile was struck by a City truck, was on motion of Councilman Flowers, adopted.

Communication from A. V. Mayrhofer, Deputy Grand President, Native Sons of the Golden West, requesting the sum of \$150.00 from the Advertising and Publicity Fund to help defray expenses in connection with the Admission Day celebration to be held September 9th, 1939, was presented and read.

Councilman Weggenman moved to grant the sum of \$100.00 from next year's budget, but received no second to the motion.

On motion of Councilman Knox, seconded by Councilman Crandall, the request was denied by the following vote, to-wit: Yeas--Councilmen Crandall, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Weggenman, Absent--Councilman Housh.

RESOLUTION NO. 69486, recorded in Book 62 of Resolutions, denying the request of San Diego Parlor No. 108, Native Sons of the Golden West, by A. V. Mayrhofer, for \$150.00 toward the expenses of the Admission Day parade and celebration, was on motion adopted by the above vote.

At this time a majority of the members of the Council approved the bond of Joe Stubbs, Jr., Inc., as Used Car Dealer.

Communication from City Manager regarding protest against erection of flood lights at Cabrillo Playgrounds, and recommending the holding of a hearing on the matter, was presented and read.

On motion of Councilman Knox, seconded by Councilman Crandall, a hearing on the matter was set for the hour of 10:00 o'clock A.M., Tuesday, June 20th, 1939.

Communication from Jno. T. Dawson relative to setback line on Euclid Avenue north of El Cajon Boulevard, was presented, read and on motion of Councilman Fish, ordered filed.

Communication from City Manager reporting on the letter from O.G. Miller and Associates regarding the making of the annual audit, and stating that the City did not always call for bids and that in any event it was preferred to audit be given to some local firm, was presented and read.

On motion of Councilman Fish, the papers were ordered filed and the Clerk requested to notify O.G. Miller of the action taken.

Communication from City Manager relative to the request for placing certain city-owned land in Old Town up for sale at Public Auction, and recommending that same be done, providing it was agreeable to the Council to clear the title to the property by taking up the outstanding bonds and delinquent taxes, which would amount to \$300.00, was presented and read.

On motion of Councilman Weggenman, the matter was continued for one week.

Communication from City Manager replying to the suggestion of R. E. Hegg that additional white wing service be given or provided for in the downtown district, and stating that the matter was being given consideration, was read and on motion ordered filed, and Mr. Hegg so notified.

Communication from City Manager relative to proposed improvement of Amherst Street, and recommending that all papers pertaining thereto be filed, was read and on motion the recommendation was adopted.

Communication from State Park Commission stating that at the meeting on June 2, 1939 it had agreed that no further patents to government lands would be taken in the Anza Desert State Park for a period of one year from date in order to afford a full opportunity for further study of the character of the lands involved in the proposed extensions of the park and a determination of the highest public interest in the disposition of the lands, was presented, read and on motion of Councilman Crandall, ordered filed.

Communication from City of Cleveland relative to the U. S. Housing Authority Program, was presented and read; and on motion of Councilman Fish, the City Clerk was requested to contact Paul Betters and the California League of Municipalities and find out what other cities were doing in regards to the matter.

Communication from City Engineer, approved by the City Manager, recommending installation of street lights at various locations, was presented and read. RESOLUTION NO. 69487, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights in Rosecrans Street on Pole No. 782; at 19th and L Streets; at Silverado Street and Park Row; and Arbor Drive and Stephens Streets, was on motion of Councilman Crandall, adopted.

Communication from City Manager recommending the repeal of Resolution No. 68854, relative to the Five Day Week for City Employees in the departments under the City Manager, was presented and read.

RESOLUTION NO. 69488, recorded in Book 62 of Resolutions, repealing Resolution No. 68854, adopted February 7th, 1939, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted. Councilman Crandall voted Nay. Councilman Housh absent.

Communication from City Manager reporting on the request of Karl Moore to provide for S.R.A. Labor, and recommending that the matter be referred to the City Attorney with the request that the City Manager be provided with a form of procedure which would be legal, was read and filed.

RESOLUTION NO. 69489, recorded in Book 62 of Resolutions, referring to the City Attorney the matter of the City's arranging for S.R. A. Labor on City Work with the request that the City Manager be provided with the form of procedure which would be legal, in projects for cleaning of beaches and for cleaning sidewalks of dirt and weeds, was on motion of Councilman Knox, adopted.

RESOLUTION NO. 69490, recorded in Book 62 of Resolutions, ordering the work for changing the grades of Rosecrans Street, Canon Street, Addison Street, Byron Street, Carleton Street, and other streets, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69491, recorded in Book 62 of Resolutions, directing notice of filing of assessment, of time and place of hearing in connection with the paving of the Alley in Block B, Sterlingworth, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69492, recorded in Book 62 of Resolutions, directing notice of filing of assessment and of time and place of hearing in connection with the paving of the Alley in Block 146, University Heights, was presented and on motion of Councilman Fish, adopted.

RESOLUTION NO. 69493, recorded in Book 62 of Resolutions, approving and allowing for payment the claims attached to transmittal No. 5 of the Administration Building and Grounds Department, was presented and on motion of Councilman Knox, adopted.

RESOLUTION NO. 69494, recorded in Book 62 of Resolutions, approving for payment the bills submitted by the San Diego Convention and Tourist Bureau, in the sum of \$280.63, as recommended by the City Manager under date of June 6th, 1939; and authorizing the drawing of a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount, was on motion of Councilman Crandall, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of S. D. Cons. G. & E. Co. for furnishing electric current for Loma Portal Lighting District No. 1, was presented and read.

RESOLUTION NO. 69495, recorded in Book 62 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Mission Beach Lighting District No. 1, was on motion of Councilman Crandall, adopted.

Communication from City Engineer, approved by the City Manager, recommending acceptance of the bid of S. D. Cons. G. & E. Co. for furnishing electric current for Mission Beach Lighting District No. 1, was presented and read.

RESOLUTION OF AWARD NO. 69496, recorded in Book 62 of Resolutions, awarding to San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Loma Portal Lighting District No. 1, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69497, recorded in Book 62 of Resolutions, approving the Engineer's report and fixing time for hearing thereon in connection with the proposed paving of the Alley in Block 6, Frary Heights, was presented and on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69498, recorded in Book 62 of Resolutions, directing the Mayor of the City of San Diego to file a petition with the Board of Supervisors of the County of San Diego requesting that the taxes against Lot L, Block 4, N. W. Hensley's Addition, and any certificate of sale for delinquent taxes which may have been issued thereon, be cancelled, was on motion of Councilman Crandall, adopted.

RESOLUTION NO. 69499, recorded in Book 62 of Resolutions, cancelling all city taxes against the west 10 feet of the south 400 feet of the east 969 feet of Pueblo Lot 1788 of the Pueblo Lands of the City of San Diego, was presented, read and on motion of Councilman Crandall, adopted.

Communications from the City Engineer, approved by the City Manager, recommending the authorizing of the purchase of certain land for the extension of Washington Street, were presented, read and filed.

RESOLUTION NO. 69500, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase a portion of Lot 64, D. B. Williams' Subdivision of Lots 35, 36, 46 and a portion of Lots 47 and 50, of Fleischer's Addition to San Diego, for the extension of Washington Street, was presented, read and on motion of Councilman Fish, adopted.

RESOLUTION NO. 69501, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase Lot 18, except the westerly 40.00 feet thereof, Block 9, Estudillo and Capron's Addition, for the extension of Washington Street, was presented, read and on motion of Councilman Weggenman, adopted.

Communication from Purchasing Agent recommending the advertising for bids for asphalt paving material, was presented, read and filed.

RESOLUTION NO. 69502, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent to advertise for bids for furnishing The City of San Diego with its requirements of asphaltic base and asphaltic mixed surfacing for street patching and repairs, for the period beginning July 15, 1939 to July 15, 1940, was presented, read and on motion of Councilman Weggenman, adopted.

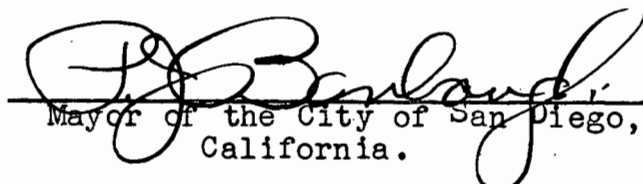
ORDINANCE NO. 1611, new series, recorded in Book 47 of Ordinances, creating and establishing certain positions in the service of the City of San Diego, and establishing titles therefor; and repealing Ordinance No. 1387, adopted May 24, 1938, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

RESOLUTION NO. 69503, recorded in Book 62 of Resolutions, authorizing the City Clerk to send a telegram to Senator Fletcher confirming information contained in a letter by Councilman W. C. Crandall on the subject of control of Mission Beach Property, was on motion of Councilman Knox, adopted.

RESOLUTION NO. 69504, recorded in Book 62 of Resolutions, authorizing the City Clerk to send a telegram to Senator Ed Fletcher thanking him for his efforts in securing a State appropriation for Mission Beach improvements, was on motion of Councilman Crandall, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

BY _____
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, June 20th, 1939.

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

On motion of Councilman Crandall, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, June 13th, 1939, were approved without reading.

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

Said bid was from San Diego Consolidated Gas and Electric Company and was given Document No. 314268.

Thereupon, on motion of Councilman Crandall, the bid was referred to the City Manager for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time for hearing protests against the City Engineer's estimated cost for paving the Alley in Block 53, University Heights, the Clerk reported that no protests had been received.

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

At this time Councilmen Fish and Knox entered and took their seats.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block 20, University Heights, under Resolution of Intention No. 69399, the Clerk reported that a written protest had been received from Hugh H. Sparks; which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Verbal protests were made by Mrs. Amelia Barnard, Margaret Springer, Flora J. Pressler and Frank Manders. On motion of Councilman Crandall, seconded by Councilman Weggenman, the protests were overruled.

RESOLUTION NO. 69505, recorded in Book 62 of Resolutions, overruling protests against the paving and otherwise improving the Alley in Block 20, University Heights, under Resolution of Intention No. 69399, was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving of Cedar Street and Pacific Highway, under Resolution of Intention No. 69401, the Clerk reported that no written protests had been received.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 4, 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, RESOLUTION NO. 69506, recorded in Book 62 of Resolutions, confirming the Engineer's Report and Assessment for said work, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

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

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 69507, recorded in Book 62 of Resolutions, confirming the Engineer's report and assessment for said work, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

At this time a majority of the members of the Council signed the bond of Frederic A. Rhodes as City Manager; the bond of Frederic A. Rhodes as Director of Public Works; and the sidewalk license Bond of R. E. Cox and T. K. Cox, a co-partnership.

At this time the matter of lighting and type of games at the Cabrillo School Playgrounds was considered. Written complaints and communications on the subject were presented and read. Oral protests from Waldo Malmberg, Capt. Perrill, et al, were heard. Those speaking in favor of the present manner of conducting this playground were Henry Cramer, Joseph Jessop and Edgar Hastings.

RESOLUTION NO. 69508, recorded in Book 62 of Resolutions, referring to the City Manager and the Playgrounds Commission, the matter of the operation of the Cabrillo School Playgrounds, to endeavor to correct the situation as regards lights, noise, parking; and to secure an earlier closing hour; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Thereupon, the matter was continued for thirty days.

The Council took a recess of fifteen minutes at this time.

Upon re-assembling the roll call showed as follows:

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

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

A petition from Maynard Heatherly for a variance to the restrictions for a building side yard, rear yard and lot coverage on Lots 4 and 5, Block 2, Hartley's North Park was presented; together with recommendation from the City Planning Commission.

On motion of Councilman Weggenman, seconded by Councilman Fish, the petition was granted as recommended.

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

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

Petition of Geo. W. Wood for permission to install Parking Meters was read; and on motion of Councilman Fish, seconded by Councilman Knox, ordered tabled.

A petition from Jules Lenares for an auto court permit on portions of Blocks 538 and 539, Old San Diego was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69509, recorded in Book 62 of Resolutions, granting to Jules Lenares, by A. B. Richards, 2287 La Jolla Avenue, permission to build an auto court of six units on a portion of Lots 1 and 4, Block 538, Old San Diego and on Lot 2, Block 539, Old San Diego, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

A petition from Don Lake for permission to construct a residence on the east 40 feet of Lots 1, 2 and 3, and the north 15 feet of the east 40 feet of Lot 4, Block 27, University Heights, in Zone R-1, was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69510, recorded in Book 62 of Resolutions, granting to Don Lake, 4637 Cleveland Avenue, permission to erect and operate a residence in Zone R-1, on the east 40 feet of Lots 1, 2 and 3, and the north 15 feet of the east 40 feet of Lot 4, Block 27, University Heights; and granting a variance to the restrictions of Ordinance No. 12889, of the ordinances of the City of San Diego, California, in so far as said restrictions relate to the property mentioned; was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

A petition from Mrs. Emily Broms, 1676 Linwood Street, for a public camp on Lots 17, 18, 19 and 20, Block 190, Pacific Beach, was presented; together with recommendation for denial by the City Planning Commission.

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

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

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

A petition from Henry U. Emery, 2437 - 29th Street, for a setback suspension on Lot G, Block 401, Horton's Addition, was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69511, recorded in Book 62 of Resolutions, granting Henry U. Emery, 2437 - 29th Street, permission to construct a private garage as a part of a residence with a setback of three and one-half feet on Lot G, Block 401, Horton's Addition, at the northwest corner of Hawk and Thorn Streets; said garage to face on Hawk Street; and suspending the provisions of Setback Ordinance No. 12321, of the ordinances of the City of San Diego, California, in so far as they relate to the property mentioned above; was on motion of Councilman Weggenman, seconded by Councilman Crandall, adopted.

A petition from Max Kalben, 660 - 11th Avenue, for permission to install one bath tub in his own building which is being remodeled at 1630 Fifth Avenue, using 1½" cast iron screw pipe owing to inaccessibility of fixture location for 2" soil pipe work, was presented; and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager.

A petition from Daniel A. Deacon for permission to install two 4" Two-inlet Traps on the second floor of the Administration Building of Vauclain Hospital, north end of Third Avenue, was presented; and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager.

A petition of property owners for paving the Alley in Block 46, Park Villas, was presented; together with recommendation from the City Engineer that proceedings be started for this improvement.

RESOLUTION NO. 69512, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 46, Park Villas; and directing the City Engineer to furnish a plat showing the district of lands to be assessed for this proposed improvement; was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

An application from Mrs. I. M. Hopkins, Casa de Manana Hotel, La Jolla, California, for a license to conduct public dance on premises where intoxicating liquor is sold, was presented; together with recommendations from the Police Department and Social Welfare Director.

RESOLUTION NO. 69513, recorded in Book 62 of Resolutions, granting the application of Mrs. I. M. Hopkins, Casa de Manana Hotel, La Jolla, for permission to conduct public dance on premises where intoxicating liquor is sold, at the address mentioned; subject to compliance with existing regulations; was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

A communication from the City Manager relative to a request for selling certain City-owned property in Old San Diego, continued from the meeting of June 13th, was considered.

RESOLUTION NO. 69514, recorded in Book 62 of Resolutions, authorizing the City Attorney to prepare the necessary papers to effect an auction of Lot 4, Block 436, Old San Diego, as recommended by the City Manager in Document No. 314097, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Resolution of Board of Supervisors relative to payment of City's share of maintenance for Municipal Court, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, continued until the afternoon for further consideration.

Communication from City Auditor reporting on claim of George A. Bown for \$180.00 rebate on account of over-payment of a used car dealer's license fee, was read.

RESOLUTION NO. 69515, recorded in Book 62 of Resolutions, granting the claim of George A. Bown, c/o Automotive Service Finance, 1151 - 9th Avenue, in the amount of \$180.00; for rebate on account of over-payment of a used car dealer's license fee; and directing the City Attorney to prepare the proper form of ordinance for payment

of the claim, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from San Diego-California Club requesting that \$15,000.00 be placed in the Advertising and Publicity Fund budget for its 1939-40 advertising campaign was presented, read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the Commandant, Eleventh Naval District, relative to leases and management of lands to be transferred by the City to the United States Government was presented, read, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Theodore Wyman, Jr., District Engineer, relative to the pollution of San Diego Bay from sewerage outlets, was read and on motion referred to the City Manager.

RESOLUTION NO. 69516, recorded in Book 62 of Resolutions, authorizing the City Manager to send a copy of the City's plans for correcting the pollution of San Diego Bay by improvements to the sewerage system, to Major Theodore Wyman, Jr., United States Engineer Office, Los Angeles, California, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

At this time Messrs Dan Taylor, John Lydick, --- Harding, and C. W. Jaques were heard relative to the five-day week for City employees.

On motion of Councilman Crandall, seconded by Councilman Weggenman, the following communications were ~~read~~ ordered filed:

Communication from S. D. Branch #70, National Assn. of Letter Carriers relative to Five-Day Week for City Employees.

Communication from San Diego County & Municipal Employees Local 127 relative to Five-day Week for City Employees.

Communication from International Brotherhood of Electrical Workers relative to Five-day Week for City Employees.

Communication from Executive Committee Communist Party of San Diego relative to Five-Day Week for City Employees.

Communication from W. J. Dougherty Protesting against Five-day Week for City Employees.

Communication from San Diego Industrial Union Council relative to Five-day Week for City Employees.

Communication from Residents protesting continuance of Five-day week for City Employees.

Communication from Public Employees Conference of San Diego protesting against elimination of Five-day Week for City Employees.

Communication from Public Employees Conference of San Diego relative to 72 hour week for Firemen.

Communication from Port Director re Five-day Week for City Employees.

Communication from Elwood T. Bailey thanking the Council for making funds available for a Float in the Tournament of Roses Parade was read, and on motion of Councilman Knox, ordered filed.

Communication from San Diego Historical Society relative to celebrating the 170th Anniversary of raising the cross on Presidio Hill, and the 10th anniversary of the dedication of the Junipero Serra Historical Museum, was read and filed.

RESOLUTION NO. 69517, recorded in Book 62 of Resolutions, urging the citizens of San Diego to attend the ceremonies on July 16th, 1939, and commending the services of the Junipero Serra Historical Museum, was presented, and on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from Rufus Choate declining the appointment as a member of the Board of Harbor Commissioners was read, and on motion of Councilman Crandall, seconded by Councilman Weggenman, ordered filed.

RESOLUTION ORDERING IMPROVEMENT NO. 69518, recorded in Book 62 of Resolutions, for Five Points Lighting District No. 1, was presented and on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING WORK NO. 69519, recorded in Book 62 of Resolutions, for sidewalk and curbing Pacific Highway, under Resolution of Intention No. 69348, was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Manager recommending that the City Engineer be instructed to prepare plans for paving Monroe Avenue between Park Boulevard and Alabama Street, and Mission Avenue between Florida Street and Louisiana Street; and stating that at the proper time, arrangements will be made to finance the extra width intersections from Street Department funds, was read.

RESOLUTION NO. 69520, recorded in Book 62 of Resolutions, granting the petition for paving and otherwise improving Monroe Avenue, from Park Boulevard to Alabama Street; and Mission Avenue, from Florida Street to Madison Avenue; as recommended by the City Manager, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69521, recorded in Book 62 of Resolutions, directing that the assessment be made and signed by the City Engineer in connection with sidewalk and curbing Pacific Highway, was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69522, recorded in Book 62 of Resolutions, directing that the work be done under the direction of the City Engineer in connection with sidewalk and curbing Pacific Highway, was presented, and on motion of Councilman Crandall, seconded by Councilman Fish, adopted.

Communication from City Engineer recommending purchase of certain property for Washington Street Extension was presented and ordered filed.

RESOLUTION NO. 69523, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase portions of Lots 74, 75 and 76, G. A. Bush Addition, for the purpose of extending Washington Street, from Fifth Avenue to Lincoln Avenue, was presented, and on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69524, recorded in Book 62 of Resolutions, authorizing the

transfer of \$48.00 from Maintenance and support (\$23.19 from Account KA 398 and \$24.81 Account KA 399), City Employees' Retirement Fund, to Salaries and Wages, City Employees' Retirement Fund, was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69525, recorded in Book 62 of Resolutions, accepting the deed of Freda Switters, for sewer right-of-way, was presented and on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69526, recorded in Book 62 of Resolutions, accepting the deed of Virgil S. Kipp and Solon S. Kipp, for sewer right-of-way, was presented and on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69527, recorded in Book 62 of Resolutions, accepting the deed of Dwight H. Bayles and Janet C. Bayles, for sewer right-of-way, was presented and on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69528, recorded in Book 62 of Resolutions, accepting the deed of Fidelia Conard Hanna, for a portion of Rosecrans Street, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69529, recorded in Book 62 of Resolutions, accepting the deed of Mildred R. Conard, for a portion of Rosecrans Street, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69530, recorded in Book 62 of Resolutions, accepting the deed of Harold S. Conard and Ruth I. Conard, for a portion of Rosecrans Street, was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69531, recorded in Book 62 of Resolutions, accepting the deed of Edward C. Brunk and Mary Brunk, for street purposes, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69532, recorded in Book 62 of Resolutions, accepting the deed of Edward C. Brunk and Mary Brunk, for street purposes, and naming the deeded land Washington Street, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69533, recorded in Book 62 of Resolutions, accepting the deed of Chester H. Webber, Mabel H. Webber, Duncan D. McArthur and Minnie Louise McArthur, for street purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69534, recorded in Book 62 of Resolutions, accepting the deed of A. M. Shook for alley purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69535, recorded in Book 62 of Resolutions, accepting the deed of Frank C. Ralph, Duncan D. McArthur and Minnie Louise McArthur, for street purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69536, recorded in Book 62 of Resolutions, accepting the deed of Duncan D. McArthur, Minnie Louise McArthur and Fred Reupke, for alley purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69537, recorded in Book 62 of Resolutions, accepting the deed of Duncan D. McArthur and Minnie Louise McArthur, for alley purposes, was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69538, recorded in Book 62 of Resolutions, accepting the deed of Colin McArthur, Duncan D. McArthur and Minnie Louise McArthur, for street purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69539, recorded in Book 62 of Resolutions, accepting the deed of C. L. Carver, Jeannette V. Carver, Duncan C. McArthur and Minnie Louise McArthur, for alley purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69540, recorded in Book 62 of Resolutions, accepting the deed of California Laundries, Inc., for street purposes, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69541, recorded in Book 62 of Resolutions, authorizing payment of certain claims attached to transmittal No. 6, of the Administration Building and Grounds Department, was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for automotive equipment was presented and filed.

RESOLUTION NO. 69542, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with two $1\frac{1}{2}$ ton trucks, one 4-Door Sedan, one Sedan Delivery and One $\frac{1}{2}$ Ton Pickup Truck, was presented and on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69543, recorded in Book 62 of Resolutions, fixing Wednesday, June 28th, 1939 and Thursday, June 29th, 1939, at 3:00 o'clock P.M. each day, as the time for public hearings in the Council Chamber, Administration Building, Civic Center, to afford the public opportunity to be present and there express themselves, if they so desire, with reference to the Annual Appropriation Ordinance proposed to be adopted for the fiscal year 1939-1940; and stating that said ordinance will not be adopted until after said public hearings have been held, in accordance with the provisions of Section 71 of the City Charter, was presented and on motion adopted.

ORDINANCE NO. 1612, new series, recorded in Book 47 of Ordinances, appropriating the Sum of \$400.00 out of Item 398, Series JC, General Appropriations, and transferring the same to the City Attorney's Fund, was presented and on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage, at its first reading, by the following vote, to-wit:

204
Yeas--Councilmen Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

ORDINANCE NO. 1613, new series, recorded in Book 47 of Ordinances, authorizing and providing for the surrender and cancellation of a certain tideland lease between the City of San Diego and the National Iron Works, was presented and 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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

Communication from the Hydraulic Engineer recommending an appropriation of \$1800.00 for routine hydrographic work and investigations in connection with the municipal water supply from July 1, 1939 to June 30, 1940, was read.

ORDINANCE NO. 1614, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1,800.00 out of the acquisition and investigation water bond fund of the City of San Diego, to provide funds for routine hydrographic work and investigations in connection with Municipal Water Supply, was presented and on motion of Councilman Crandall, seconded by Councilman Weggenman, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

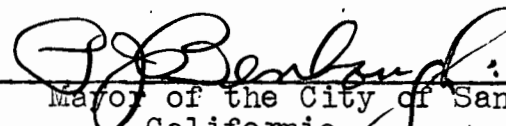
The following items were presented upon unanimous consent of the Council:

RESOLUTION NO. 69544, recorded in Book 62 of Resolutions, authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego in the sum of \$150.00, payable to Mrs. Mildred Prendergast, 1765 Fourth Avenue, representing the San Diego Race Relations Society, toward the expenses of sending a representative to the State Wide Race Relations Meeting to be held in San Francisco, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69545, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a lease with Fannie N. Reynolds, Hattie E. Downs and Florence V. Cannon for leasing allocated space in Block 12, Culverwell & Taggart's Addition; with an option to purchase Block 12, said Culverwell & Taggart's Addition; was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69546, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a lease with Lona H. Johnston, for Lots 5, 6, 11 and 12, Block 7, Culverwell & Taggart's Addition, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Thereupon, on motion, the meeting was adjourned.


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

By


DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, June 27th, 1939.

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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent---Councilman Housh.

On motion, the minutes of the regular meeting of Tuesday, June 20th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 3, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present, who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 69547, recorded in Book 62 of Resolutions, confirming and adopting the Engineer's report and assessment for said work, was on motion of Councilman Crandall, seconded by Councilman Fish, adopted.

Petition of Dorothy Schindler for permission to conduct an auto trailer camp on Curlew Street was presented; together with recommendation of approval from the Planning Commission.

RESOLUTION NO. 69548, recorded in Book 62 of Resolutions, granting permission to Dorothy Schindler, 3506 Curlew Street, to conduct an auto trailer camp on Lots 19, 20, and 21, Block 411, El Paso Tract, on the condition that the camp be maintained for only one year from the date of this resolution; that Mrs. Schindler does not apply for any extension of time; and that the camp is maintained in accordance with requirements of the Health Department; was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

Petition of Harry Berger for permission to operate an Automobile Wrecking Yard at 1040 Euclid Avenue was presented; together with recommendation for a temporary zone variance from the Planning Commission.

RESOLUTION NO. 69549, recorded in Book 62 of Resolutions, granting permission to Harry Berger, 1040 Euclid Avenue, to continue his auto wrecking yard at the address mentioned, being a portion of Lot 29, Ex Mission Lands of San Diego, for a period of two years from the date of this resolution; on the condition that he ceases to operate within two years and clears the premises; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Petition of Clemmie Sanger Stream for a special sewer connection permit was presented; bearing the approval of the Inspector of Plumbing and the City Manager.

RESOLUTION NO. 69550, recorded in Book 62 of Resolutions, granting permission to Clemmie Sanger Stream to connect the plumbing from a new building on Lots 21 and 22, Block 109, University Heights, with an existing sewer line on the rear portion of said lot 21; as petitioned for under Document No. 314067; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69551, recorded in Book 62 of Resolutions, was presented, and on motion adopted, reading as follows:

"RESOLUTION NO. 69551.

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

That this Council joins with the rest of San Diego in a feeling of regret at the passing, at the age of seventy-seven, of Samuel I. Fox, one of San Diego's most distinguished civic and business leaders.

His death, on June 24th, was a distinct shock to his associates and friends in all walks of life. His residence in San Diego, since 1886, was marked with success in business, social and philanthropic endeavor. He served as director of the chamber of commerce; assisted in establishing the Merchants' Association; and was a member of the City Water Commission. His efforts in welfare work and as president of the Community Chest will long be remembered; as will his association with the Helping Hand Home.

An expression of sympathy is hereby extended to the son and daughter surviving Mr. Fox."

An interval of thirty seconds' silence was observed, in respect to the memory of Samuel I. Fox.

Petition of Max Kalben for special plumbing permit at 1630 Fifth Avenue was presented; bearing the approval of the Health Department and the City Manager.

RESOLUTION NO. 69552, recorded in Book 62 of Resolutions, granting permission to Max Kalben, 660 - 11th Avenue, to install one bath tub in his own building which is being remodeled at 1630 Fifth Avenue; using 1½" brass waste and 1½" cast iron screw pipe, owing to inaccessibility of fixture location for 2" soil pipe work; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Daniel A. Deacon for a special plumbing permit at the Vauclain Hospital was presented; bearing the approval of the Health Department and the City Manager.

RESOLUTION NO. 69553, recorded in Book 62 of Resolutions, granting permission to Daniel A. Deacon to install two 4" Two-inlet Traps on the second floor of the Administration Building of Vauclain Hospital, north end of Third Avenue; floor drains to be sealed by two lavatories each; as petitioned for under Document No. 314209; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of Donald C. Burnham for closing a portion of Gregory Street, between Maple and Nutmeg Street; and for improving said street with rock and oil pavement; was presented; together with favorable recommendation from the City Planning Commission.

RESOLUTION NO. 69554, recorded in Book 62 of Resolutions, granting permission to John Burnham & Co., 1044 Fourth Avenue, as requested in Document No. 314085, to improve Gregory Street by private contract, between Nutmeg and Maple Streets; the improvement to consist of grading, surfacing, construction of curbs and sidewalks and installation of water and sewer mains and services, in accordance with plans to be prepared by the City Engineer; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69555, recorded in Book 62 of Resolutions, granting the petition of John Burnham & Co., contained in Document No. 314085, for the closing of ten feet on each side of Gregory Street, between Nutmeg and Maple Streets; and directing the

City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for said proposed closing; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Maynard Heatherly for a variance to restrictions at 3071 University Avenue was presented; with a conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69556, recorded in Book 62 of Resolutions, granting permission to Maynard Heatherly, 3075 University Avenue, to remodel a one-story duplex building on Lot 5 and the Westerly 7.73 feet of Lot 4, Block 2, Hartley's North Park, on the rear thirty feet of the property, with a side yard of 18" on one side, and approximately 6" on a portion of the other; the permission being upon the condition that it shall be in force for only five years from the date of this resolution, and that the two-story building now occupying the front 70 feet of the lot be removed; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Petition of Mrs. Emily Broms for a public camp at Emerald and Cass Streets was presented; together with report from the City Planning Commission.

A motion to deny the petition, by Councilman Knox, lost for want of a second.

RESOLUTION NO. 69557, recorded in Book 62 of Resolutions, granting permission to Mrs. Emily Broms, 1676 Linwood Street, to conduct a public camp on the rear thirty feet of Lots 17, 18, 19 and 20, Block 190, Pacific Beach, for a period ending July 18th, 1939; providing that the area to be occupied by the camp shall be within the enclosure created by the hedge and building; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted. Councilman Knox voted "Nay" on the motion to grant the petition.

Petition of C. E. Nelson for a zone variance in Rancho de la Nacion, was presented, together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 69558, recorded in Book 62 of Resolutions, granting permission to C. E. Nelson, Paradise Valley Sanitarium, National City, California, to erect two single-family residences on a portion of the S.W. 1/4 of the N.W. 1/4 of Section 104, Rancho de la Nacion; each residence to occupy a parcel of land 75 feet by 143 feet; and granting a variance to the restrictions of Ordinance No. 118, N. S., on the property mentioned above; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of property owners for re-zoning a portion of El Retiro was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69559, recorded in Book 62 of Resolutions, requesting the City Attorney to prepare the proper ordinance for changing from Zones R-4 and C to Zone R-2 a portion of El Retiro, as described in Document No. 314321, and map attached thereto; as recommended by the City Planning Commission; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Petition of Mission Bell Market for loading zone at 802 B Street was presented; together with recommendation for denial from the Municipal Traffic Commission.

On motion of Councilman Weggenman, seconded by Councilman Flowers, RESOLUTION NO. 69560, recorded in Book 62 of Resolutions, denying the petition of the Mission Bell Market, 802 B Street, for a loading and unloading zone at that location, was adopted.

Petition of The Postal Telegraph Company for reserved curb space at 1040 Fourth Avenue was presented; together with recommendation from the Municipal Traffic Commission.

RESOLUTION NO. 69561, recorded in Book 62 of Resolutions, establishing a No Parking Zone of nine feet in front of 1040 Fourth Avenue, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Residents for street lights in Bay Park Village; together with recommendation from the City Engineer for installation of certain lights; was presented and ordered filed.

On motion of Councilman Crandall, seconded by Councilman Flowers, RESOLUTION NO. 69562, recorded in Book 62 of Resolutions, was adopted, authorizing and directing the San Diego Consolidated Gas and Electric Company to install overhead street lamps at the following locations:

- Morena Boulevard at Littlefield Street, 600 c.p.
- Ashton Street at Denver Street, 600 c.p.
- Ashton Street at Frankfort Street, 600 c.p.
- Napier Street at Erie Street, 600 c.p.
- Napier Street at Frankfort Street, 600 c.p.
- Erie Street at Milton Street, 600 c.p.
- 42nd Street at Castle Court, 400 c.p.

Petition of Property Owners for paving the north and south Alley in Block 3, Hartley's North Park was presented; together with recommendation from the City Engineer that proceedings be started for this improvement.

RESOLUTION NO. 69563, recorded in Book 62 of Resolutions, granting the petition, contained in Document No. 314300, for paving the north and south Alley in Block 3, Hartley's North Park; and directing the City Engineer to furnish a plat showing the district of lands to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Albert B. Wright, 3838 Fairmount Avenue, that his request for special building permit, previously denied by both the City Planning Commission and the City Council, be referred back to the Planning Commission for further consideration; and stating that he has revised the dimensions on his plans; was presented, and on motion of Councilman Flowers, seconded by Councilman Knox, referred to the City Planning Commission.

Communication from Dr. E. Paynter relative to alleged pollution of water in City Lakes was presented; together with report from the Hydraulic Engineer; and on motion of Councilman Crandall, seconded by Councilman Knox, ordered filed; a copy of said communication to be furnished each Councilman.

Communication from Residents protesting against smoke nuisance from the Pullman Laundry was presented; together with a report from the Fire Marshal; and on motion by Councilman Flowers, seconded by Councilman Knox, ordered filed.

Communication from Harry S. Wosk suggesting installation of better lighting facilities on Market Street, west of State Street, was presented; and on motion by Councilman Flowers, seconded by Councilman Fish, referred to the City Manager.

A report from Frank G. Forward, addressed to Mayor P. J. Benbough, regarding the Broadway of America Motorcade to New York City, was presented; and on motion of Councilman Crandall, seconded by Councilman Flowers, ordered filed and a letter of thanks sent Mr. Forward for representing the City.

Communication from the Dennis T. Williams Post #310, American Legion, requesting funds from the Advertising and Publicity Fund, was presented; and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the Convention Bureau.

Communication from J. M. Ashley, withdrawing his resignation as City Clerk, tendered May 8th, 1939, was presented and ordered filed; no other action being necessary according to the City Attorney.

Communication from J. M. Ashley, submitting his resignation as City Clerk, effective midnight July 4th, 1939, was presented and ordered filed; no other action being necessary according to the City Attorney.

Communication from California Electric Works protesting against the expansion of City operating departments was presented.

A motion, by Councilman Flowers, to file the communication lost for want of a second.

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

The matter of the approval of the Wagner-Steagall Housing Bill was discussed at this time. Those speaking in favor of a housing expansion and slum clearance program in San Diego were Dan Taylor and Ed Hollingshead. Those speaking in opposition to such a program included Estelle Henderson, James Smith and four other persons who did not state their names.

On motion of Councilman Knox, seconded by Councilman Weggenman, the following communications were ordered tabled, pending further study:

Communication from United States Conference of Mayors relative to Housing Act Expansion.

Communication from League of California Municipalities relative to Housing Act Expansion.

Communication from Young Democratic Clubs of California relative to Low-cost housing projects.

Communication from the Communist Party, San Diego Section, relative to the U. S. Housing Act.

Communication from the Golden Hill Improvement Association, relative to establishing a housing authority or slum clearance in San Diego.

Communication from Mr. & Mrs. Hans Peters relative to conditions at 4069 First Avenue was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the Health Department.

Communication from George E. Olney et al. relative to conditions on Nile Street was presented, and on motion referred to the City Manager.

Communication from the Associated Assessment Engineers relative to the return of delinquent property to current tax rolls was presented, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from C. Leon De Aryan relative to recent disturbance at the Van Camp Sea Food Company was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

Communication from San Diego Employers Association, Inc., relative to recent difficulty at the Van Camp Sea Food Company, was presented, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from San Diego County Federated Trades and Labor Council relative to recent difficulty at Van Camp Sea Food Company was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from San Diego Industrial Union Council, relative to recent difficulty at Van Camp Sea Food Company, was presented, and on motion of Councilman Crandall, seconded by Councilman Fish, ordered filed.

Resolution of Board of Supervisors relative to payment of City's share of maintenance for Municipal Court was presented, and on motion ordered filed.

RESOLUTION NO. 69564, recorded in Book 62 of Resolutions, authorizing the City Manager to issue a requisition against Item A-15, Series JC, General Appropriations, as provided by Section 34 of Ordinance No. 1415, new series, for the purpose of paying to the County of San Diego the City's share of the expenses of operating the Municipal Court, in said City, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the San Diego County Executive Committee of the Communist Party suggesting certain Charter Amendments was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the Council's Secretary to be placed with other Charter Amendment matters.

Resolution from the Board of Supervisors requesting the Council to place an item in the Budget for purchase of a sewer pump, was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager for a reply to the Board of Supervisors.

Communication from the Union Title Insurance and Trust Company relative to widening of Euclid Avenue, north of El Cajon Boulevard; together with report from E. H. Brooks, City Right-of-way Agent; was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

Communication from Fred Keeton relative to chickens at Polk Avenue and Arizona Street was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager and the Health Department.

At this time a majority of the members of the Council signed:
Housemover's Bond of Thomas Halbert Hall.
Bond of Ira Dennis Miller as Dam-keeper at Savage Dam.

RESOLUTION NO. 69565, recorded in Book 62 of Resolutions, expressing to Major Walter C. Rogers, U.S.A.-retired, the sincere thanks of this Council for his courtesy in extending to the Council the use of his yacht for entertainment of members of the State Highway Commission during their recent visit to San Diego, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69566, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to send a letter of commendation to the North San Diego Chamber of Commerce for the "Old Town Historical Fiesta", which was so successfully staged on June 14, 15 and 16, 1939, was on motion of Councilman Weggenman, seconded by Councilman Crandall, adopted.

Communication from the City Manager relative to the proposed budget for 1/4 cent Gas Tax Fund to be used upon State Highways only, and for the 1/4 cent fund to be used on major streets, was presented.

RESOLUTION NO. 69567, recorded in Book 62 of Resolutions, adopting the recommendation of the City Manager on the proposed budget for the 1/4 cent gas tax funds to be used upon State Highways only, and for the 1/4 cent fund to be used on major streets, with the exception of Route 77, which is to be left unallocated; and directing the City Attorney to prepare the proper resolutions authorizing the City Manager to sign the proposed highway agreements; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69568, Directing Notice Inviting Sealed Proposals for Five Points Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted, and recorded in Book 62 of Resolutions.

RESOLUTION NO. 69569, recorded in Book 62 of Resolutions, determining that the proposed assessment for the improvement of the Alley in Block 53, University Heights, will not exceed the limitations of the special assessment, investigation, limitation and majority protest act of 1931, and amendments thereto; and authorizing the City Engineer to prepare the necessary plans and specifications for the grading and paving of said alley; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69570, recorded in Book 62 of Resolutions, for Talmadge Park Lighting District No. 4, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69571, recorded in Book 62 of Resolutions, for University Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 69572, recorded in Book 62 of Resolutions, for the Alley in Block 20, University Heights, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69573, recorded in Book 62 of Resolutions, directing the assessment be made and signed by the City Engineer on the Alley in Block 20, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69574, recorded in Book 62 of Resolutions, directing the work to be done under the direction of the City Engineer on the Alley in Block 20, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 69575, recorded in Book 62 of Resolutions, for Cedar Street and Pacific Highway, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69576, recorded in Book 62 of Resolutions, directing the work to be done under the direction of the City Engineer on Cedar Street and Pacific Highway, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69577, recorded in Book 62 of Resolutions, directing the assessment to be made and signed by the City Engineer on Cedar Street and Pacific Highway, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69578, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the assessment district demand the making of an investigation; and authorizing and directing the City Engineer to make a written report upon the proposed improvement of Beardsley Street, between Kearny Avenue and Logan Avenue; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Harbor Commission transmitting form of Resolution ratifying tideland lease with the National Iron Works; together with draft of this proposed Resolution; was on motion of Councilman Flowers, seconded by Councilman Fish, referred to the City Attorney for details concerning said lease.

Request of the State Blind Shop for reserved curb space at 117 West A Street was presented; together with recommendation from the Municipal Traffic Commission.

RESOLUTION NO. 69579, recorded in Book 62 of Resolutions, establishing a loading and unloading zone of nine feet at 117 West A Street, at the storeroom of the State Blind Shop, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69580, recorded in Book 62 of Resolutions, repealing Resolution No. 58652, adopted July 18th, 1932, requiring the signatures of 60% of the frontage to be represented on petitions for street improvement work; and determining that in the future 51% of the frontage shall be represented on petitions for initiating street improvement proceedings; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from City Manager recommending adoption of Resolution regarding S.R.A. Labor; together with draft of a proposed resolution authorizing the City Manager to execute on behalf of the City of San Diego a certain "Agreement for Assignment of Relief Workers" between the City and the State Relief Administration, for the purpose of cleaning kelp from the beaches and general maintenance of parks; was on motion of Councilman Weggenman, seconded by Councilman Crandall, tabled.

RESOLUTION NO. 69581, recorded in Book 62 of Resolutions, accepting the deed of E. S. Bird and Elma Elizabeth Bird for a portion of Washington Street, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69582, recorded in Book 62 of Resolutions, accepting the agreement of E. S. Bird and Elma Elizabeth Bird, for the widening and extending of Washington Street, and the removal of improvements and fixtures therefrom, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69583, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a contract with Leslie S. Everts and Carl M. Esenoff for an audit of the books of the City of San Diego for the period ending June 30, 1939, at a cost to the City of not to exceed the sum of \$1,700.00, was presented and on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69584, recorded in Book 62 of Resolutions, instructing the City Manager to include in the second 1/4 cent gas tax funds an item for the purchase of right of way required for Harbor Drive Extension in the vicinity of the Destroyer Base, was by unanimous consent, and on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from Purchasing Agent transmitting form of Resolution authorizing bids for magazine and newspaper subscriptions was presented and ordered filed.

RESOLUTION NO. 69585, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with subscriptions to magazines and newspapers in accordance with specifications contained in Document No. 314383, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69586, recorded in Book 62 of Resolutions, authorizing a majority of the members of the Council to enter into a contract with the San Diego Consolidated Gas & Electric Company for the furnishing of all poles, wires, conduits, lamps, and other appliances, and the electric current for the lighting of streets, avenues and boulevards in the City from July 1st, 1939 to June 30th, 1940, in accordance with specifications contained in Document No. 314377, and schedule of rates of the Railroad Commission, contained in Document No. 314376, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

By unanimous consent a proposed resolution authorizing the City Manager to execute a certain agreement entitled "Agreement for Assignment of Relief Workers" for general maintenance of City parks was presented. On motion of Councilman Weggenman, seconded by Councilman Fish, the matter was ordered tabled.

By unanimous consent a communication from the City Attorney regarding the necessity of a formal request from the City for confirmation and approval of the extension of the completion date of M. H. Golden's contract on the Police Headquarters-Jail project was presented, and ordered filed.

RESOLUTION NO. 69587, recorded in Book 62 of Resolutions, requesting the Federal Emergency Administration of Public Works to approve, ratify and confirm the action of the City in extending the completion date of the contract between the City and M. H. Golden for completion of Police Headquarters, City Jail and Court Rooms, under Federal Works Project Calif. 1596-F, to and including April 29, 1939, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

By unanimous consent a telegram from Councilman Addison E. Housh stating his opposition to abolishing the Safety Commission was read, and on motion of Councilman Crandall, seconded by Councilman Fish, ordered filed.

Communication from City Auditor transmitting a form of Ordinance appropriating funds from the Payments Refundable Account was presented, and ordered filed.

ORDINANCE NO. 1615, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$34.31 out of the Payments Refundable Account for the relief and benefit of certain persons, was presented and 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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

Communication from City Attorney submitting form of Ordinance appropriating \$7500 out of the Street Improvement Fund for the purchase of material and hiring of labor for repair of streets was presented, and ordered filed.

ORDINANCE NO. 1616, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 out of the street improvement fund for the purpose of purchasing material and hiring labor for the repair of streets, bridges and culverts in the City of San Diego, was presented, and 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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

RESOLUTION NO. 69588, recorded in Book 62 of Resolutions, establishing the Wage Scale for each type of workman or mechanic needed for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69589, recorded in Book 62 of Resolutions, approving certain contract documents, including Notice Inviting Bids, and specifications for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center; and authorizing the City Purchasing Agent to proceed, jointly, with the Purchasing Agent of the County of San Diego, to publish notice inviting bids for said work; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.


RESOLUTION NO. 69590, recorded in Book 62 of Resolutions, appointing Herbert E. Moore as Superintendent of work, effective June 27th, 1939, to supervise certain con-

struction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center; and providing that said resolution shall be null and void unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

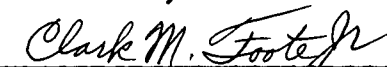
By unanimous consent, RESOLUTION NO. 69591, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to insert in the contract documents on the construction and finishing work on the ground floor of the San Diego City & County Administration Building, Civic Center, the date of July 25, 1939 for opening bids, and to insert the date of December 1, 1939, as the date for the completion of the work, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

On motion of Councilman Weggenman, seconded by Councilman Fish, a special meeting of the Council was called to be held in the Council Chamber of the Civic Center Building, on Wednesday, the 28th day of June, 1939, at the hour of 3:00 o'clock P.M. for the purpose of considering and allowing interested persons to be heard in regards to the Annual Appropriation Ordinance for the fiscal year 1939-1940.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK

By 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, June 28th, 1939.

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 Fish at 3:00 o'clock P.M.

Present--Councilmen Crandall, Weggenman, Fish, Knox and Flowers.

Clerk---Fred W. Sick.

Absent---Councilman Housh and Mayor Benbough.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday, the 27th day of June, 1939, of the Council, a SPECIAL MEETING of the Council was called to be held in the Council Chamber of the Civic Center, in the City of San Diego, State of California, on Wednesday, the 28th day of June, 1939, at the hour of 3:00 o'clock P.M., for the purpose of considering and allowing interested persons to be heard in regards to the Annual Appropriation Ordinance for the fiscal year 1939-1940, and any other business that may come before said meeting; We, the undersigned, being 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; W. C. Crandall; Albert E. Flowers; L. F. Weggenman; Harley E. Knox; Herbert E. Fish.

Miss Plaister, City Librarian, appeared before the Council and requested that \$20,000.00 be placed in the Book fund, instead of \$18,000.00. The Council stated that it would consider the request and take final action on the matter later.


Mr. Ryan, representing the Pacific Beach Coordinating Council, requested the Council to give consideration to the matter of placing funds in the budget for facilities at the Pacific Beach School playgrounds and recreation center. Mr. Ryan was informed that the matter would be given consideration.

The City Clerk was instructed to contact Mr. Crawford of the School System and Mr. Kearns of the Playgrounds Department and ascertain if any plans were being considered for the Pacific Beach Playgrounds.


The matter of Special Water Counsel was taken up and discussed but no definite action taken.

On motion of Councilman Crandall, seconded by Councilman Weggenman, a Special meeting of the Council was called for the hour of 3:00 o'clock P.M., Thursday, June 29th, 1939, for the purpose of considering and allowing interested persons to be heard in regard to the Annual Appropriation Ordinance for the fiscal year 1939-1940.

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


Mayor of the City of San Diego,
California.

(ATTEST): J. M. ASHLEY, CITY CLERK,

By 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Thursday, June 29th, 1939.

Pursuant to motion, a Special Meeting of the Council of the City of San Diego, California, was held this date and was called to order by Mayor Benbough at 3:00 o'clock P.M.

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

Clerk-----Fred W. Sick.

Absent----Councilman Housh.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Wednesday the 28th day of June, 1939, 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 29th day of June, 1939, at the hour of 3:00 o'clock P.M., for the purpose of considering and allowing interested persons to be heard in regards to the Annual Appropriation Ordinance for the fiscal year 1939-1940, and any other business that may come before said meeting; We, the undersigned, being members of the Council of the City of San Diego, do hereby jointly and severally waive notice of said Special Meeting to be held at the time and place aforesaid. (signed) P. J. Benbough; L. F. Weggenman; Herbert E. Fish; W. C. Crandall; Harley E. Knox; Albert E. Flowers.

The matter of proposed Pacific Beach Playgrounds, Recreational Area and Club House was considered at this time. Speakers on the subject were Ralph S. Roberts, Mrs. Grace D. Howell, and Mr. Thomas C. Ryan. Wm. A. Kearns, Playgrounds Director, was a participant in the discussion.

A representative of the East San Diego Recreation Center Club was present and spoke regarding the needs of his community. The speaker was informed that \$1000.00 is set up for improvements in that locality.

The Loma Portal playground needs were discussed, but no action taken.

In connection with the item of Library Book Fund, Councilman Fish suggested setting up an additional \$1000.00, but no decision was reached.

RESOLUTION NO. 69592, recorded in Book 62 of Resolutions, approving for payment the bills incurred by Mayor P. J. Benbough in connection with the entertainment of the members of the California Highway Commission, on June 23rd, 1939; and authorizing requisitions to be drawn against the Advertising and Publicity Fund of the City in the sum of \$142.21 in payment of said bills; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

At this time a majority of the members of the Council signed the bond of E. Leslie Pickering, in connection with a fire works display to be held on the beach in front of the Mission Beach Amusement Center on July 4th, 1939.

RESOLUTION NO. 69593, recorded in Book 62 of Resolutions, granting E. Leslie Pickering permission to hold a fireworks display on the beach in front of the Mission Beach Amusement center on the evening of July 4th, 1939, upon compliance with the provisions of Ordinance No. 1313, new series, was on motion of Councilman Crandall, seconded by Councilman Flowers, adopted.

Communication from Harbor Commission transmitting form of Resolution ratifying tideland lease with the National Iron Works was presented.

RESOLUTION NO. 69594, recorded in Book 62 of Resolutions, ratifying, confirming and approving a lease with the National Iron Works on certain portions of the tidelands for a period of twenty-five years beginning on the 1st day of July, 1939, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Weggenman, the meeting was adjourned until the hour of 9:30 A.M., Friday, June 30th, 1939.


Mayor of the City of San Diego,
California.

(ATTEST) J. M. ASHLEY, City Clerk,

By Clark M. Foote Jr. Deputy.

REGULAR ADJOURNED MEETING

Chamber of the Council of the City of San Diego, California,
Friday, June 30th, 1939.

Pursuant to adjournment, a meeting of the Council of the City of San Diego, California, was held this date and was called to order by Mayor Benbough at 9:30 A.M.

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

Clerk-----Fred W. Sick.

Absent----Councilman Housh.

A majority of the members of the Council signed the following bonds:
Charles F. Atkinson as Chairman of the Board of Administration, City Employees Retirement Fund.

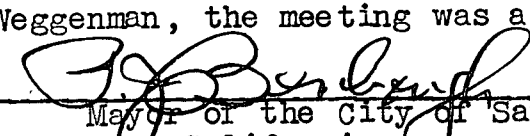
Belle Morgan as District Water Bill Collector, Encanto.

Thomas Steigerwald as Permit Clerk, East San Diego.

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

(ATTEST): J. M. ASHLEY, CITY CLERK,

By Clark M. Foote Jr. DEPUTY


Mayor of the City of San Diego,
California.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Wednesday, July 5th, 1939.

Tuesday, July 4th, 1939, being 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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough.

Clerk-----Fred W. Sick.

Absent---Councilman Housh.

On motion of Councilman Crandall the minutes of the regular meeting of Tuesday, June 27th, 1939; the minutes of the special meeting of Wednesday, June 28th, 1939; the minutes of the special meeting of Thursday, June 29th, 1939; and the minutes of Friday, June 30th, 1939; were approved without reading.

RESOLUTION NO. 69595, recorded in Book 62 of Resolutions, appointing Fred W. Sick as City Clerk, at a salary of \$300.00 per month, was on motion of Councilman Weggenman, seconded by Councilman Crandall, adopted.

The Council took a recess of five minutes at this time, to allow the new City Clerk to take his oath of office.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block H, Altadena, under Resolution of Intention No. 69467, the Clerk reported that no protests had been received.

Whereupon, on motion of Councilman Flowers, 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 the Alley in Block B, Sterlingworth, under Resolution of Intention No. 68720, the Clerk reported that a written protest had been received from Margaret Pike and Marguerite Pauline Craig; 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. 69596, recorded in Book 62 of Resolutions, overruling and denying the appeal of Margaret Pike and Marguerite Pauline Craig, filed in the office of the City Clerk June 27, 1939, under Document No. 314386, from the City Engineer's assessment, made to cover the costs and expenses of paving the Alley in Block B, Sterlingworth, under Resolution of Intention No. 68720, adopted January 10th, 1939; and confirming and approving the City Engineer's said assessment for said work, was on motion of Councilman Fish, seconded by Councilman Crandall, 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 the Alley in Block 146, University Heights, under Resolution of Intention No. 68800, the Clerk reported that a written protest had been received from Ed P. Scheffnit; 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. 69597, recorded in Book 62 of Resolutions, overruling and denying the appeal of Ed P. Scheffnit, under Document No. 314449, from the City Engineer's assessment made to cover the costs and expenses of paving the Alley in Block 146, University Heights, under Resolution of Intention No. 68800, adopted January 31st, 1939; and confirming and approving the City Engineer's said assessment for said work, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

A petition from John L. Bacon, Trustee, for a Zone Variance on Mountain View Drive, was presented; together with recommendation for granting from the City Planning Commission.

RESOLUTION NO. 69598, recorded in Book 62 of Resolutions, granting permission to John L. Bacon, Trustee, 2833 Nutmeg Street, to erect two additional houses on a portion of Villa Lot 40, Normal Heights, in Zone R-2, as petitioned for under Document No. 314475; and granting a variance to the restrictions of Ordinance No. 31594; was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

A petition from R. W. Little for a setback suspension at 3923 Pacific Highway, for a portable shooting gallery; together with favorable recommendation from the City Planning Commission; was presented.

RESOLUTION NO. 69599, recorded in Book 62 of Resolutions, granting permission to R. W. Little, 4624 Pescadero Street, to erect a portable shooting gallery on Lot 4, Block 240, Middletown, to within 12.5 feet of the front property line on Pacific Highway, on the condition that he sign an agreement to move the building when requested so to do by the City; and suspending the provisions of Setback Ordinance No. 401, New Series, on the property mentioned; was on motion of Councilman Crandall, seconded by Councilman Weggenman, adopted.

A petition from Harry Williams for a zone variance at Coronado and Froude Streets; together with favorable recommendation from the City Planning Commission; was presented.

RESOLUTION NO. 69600, recorded in Book 62 of Resolutions, granting permission to Harry Williams, 4669 West Point Loma Boulevard, to divide Lots 1 to 4, Block 9, Ocean Beach, at the easterly corner of Coronado and Froude Streets, into two lots facing on Froude Street; each lot to have a frontage of seventy feet; and granting a variance to the restrictions of Ordinance No. 12793 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Crandall, adopted.

A petition from Alfred W. Loucks for a variance to restrictions at 4220 St. James Place, was presented; with a conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 69601, recorded in Book 62 of Resolutions, granting permission to Alfred W. Loucks, 4220 St. James Place, to erect a second story store room over an existing garage on the north forty feet of Lots 13, 14, and 15, Block 10, Mission Hills, in Zone R-1, with no side yard on the south, and a rear yard of six feet to the alley line; provided that the building be used for storage only, and at no time be used for living quarters; 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 Flowers, adopted.

A petition from O. E. Mark for a variance to restrictions at 3813 Ray Street, was presented; together with recommendation for a three year permit from the City Planning Commission.

RESOLUTION NO. 69602, recorded in Book 62 of Resolutions, granting permission to O. E. Mark, 602 Broadway Building, to remodel an existing store building on Lots 15 and 16, Block 1, Hartley's North Park, in Zone C, by the addition of a bed room at the rear, with no side yard, a rear yard of 35 feet, and with a lot coverage of 64 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924 as amended, on the property mentioned, for a period of three years from the date of this resolution; was on motion of Councilman Crandall, seconded by Councilman Knox, adopted.

Communication from the City Planning Commission recommending an amendment to the Major Street Plan regarding the Mission Valley Road was presented.

RESOLUTION NO. 69603, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an amendment to the Major Street Plan ordinance, to provide for future extension of Mission Valley Road from College Avenue easterly to connect with El Cajon Boulevard at 67th Street; as recommended by the City Planning Commission in Document No. 314476; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Engineer relative to Adams Avenue Lighting District No. 1; and stating that the delinquencies in the District amount to 10.61%; was on motion of Councilman Fish, seconded by Councilman Weggenman, tabled for one week; and the Mayor requested to notify property owners regarding the delinquencies.

A joint auditors' report from G. F. Waterbury and R. W. Getty on the Civic Center Completion Construction Fund was read, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager regarding resolution of the Board of Supervisors requesting the Council to place an item in the budget of \$3,750.00 for the City's share of the cost of sewer pump at the Civic Center, and recommending that the request be denied, was presented.

RESOLUTION NO. 69604, recorded in Book 62 of Resolutions, accepting the report of City Manager F. A. Rhodes on the request of the Board of Supervisors for an appropriation of \$3,750.00 in the City of San Diego budget for the fiscal year 1939-40 for the purchase and installation jointly with the County of a sewer pump on the Civic Center site, and denying said request; and authorizing the City Clerk to transmit a copy of the City Manager's recommendation to the Board of Supervisors; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Letters from various people relative to the dismissal of W. Allen Perry as Park Director were presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed. These included communications from N. Gardner, W. S. Young, Katherine Crabtree, Helen M. Johnson, Dr. and Mrs. M. Fetter, Betty L. Johnze, Nancy S. Rees, H. D. Bowman, F. Sherwood Wheaton and S. W. Fuller.

Additional letters on the same subject were presented at this time, and on motion ordered filed. These were from Wm. J. Adams, G. Clark Pierce, Mrs. Martha Sander, E. C. Fleet, D. H. Ogden, J. M. Anderson and L. W. Shaver.

Communication from Geo. J. McCaffrey favoring Percy C. Broell as Park Director was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from Edward J. Waterhouse relative to his qualifications for the position of Park Director was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered referred to the City Manager.

Communication from F. L. Richardson relative to the San Dieguito Purchase Contract; together with a report on the subject from Fred D. Pyle, Hydraulic Engineer; was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed; and a copy of the Hydraulic Engineer's report sent to Mr. Richardson.

RESOLUTION OF AWARD NO. 69605, recorded in Book 62 of Resolutions, on San Diego Lighting District No. 1, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION ORDERING WORK NO. 69606, recorded in Book 62 of Resolutions, for closing a portion of Union Street adjacent to Lots 5 and 6, Block 150, Middletown, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69607, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing Clerk to give notice of said Hearing on Ocean Beach Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69608, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing Clerk to give notice of said Hearing on Mission Beach Lighting District No. 2, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69609, recorded in Book 62 of Resolutions, determining that the owners of 15% of the area of the proposed district for paving the Alley in Block 78, Park Villas, have not demanded an investigation and report on the estimated cost of the work; and authorizing the City Engineer to prepare plans and specifications for the proposed work; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69610, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners, regarding the proposed paving of the Alley in Block 31, University Heights, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69611, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners, regarding the proposed paving of the Alley in Block 46, Park Villas, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69612, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for University Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69613, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for Talmadge Park Lighting District No. 4, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent reporting on bids for furnishing asphaltic base, asphaltic wearing surface and plant mixed, for street patching and repairs; and recommending that the bid of Daley Corporation be accepted; was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, tabled for one week.

RESOLUTION NO. 69614, recorded in Book 62 of Resolutions, accepting the deed of Ray E. Harris, Ina E. Shafer Harris and Edith Frances Macey, for a portion of Washington Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69615, recorded in Book 62 of Resolutions, accepting an agreement executed by Ray E. Harris, Ina E. Shafer Harris, Edith Frances Macey and San Diego Trust & Savings Bank, for the removal of certain buildings, structures and improvements from Lots 76, 74 and 75, G. A. Bush Addition, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

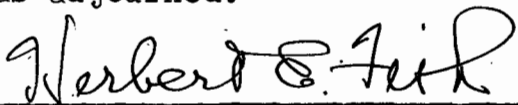
ORDINANCE NO. 1617, new series, recorded in Book 47 of Ordinances, being an annual appropriation ordinance appropriating moneys for Municipal Purposes and fixing allowances for the various Departments and Offices of the City of San Diego, and fixing salaries of certain officers thereof for the fiscal year 1939-1940, was presented and 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 Crandall, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

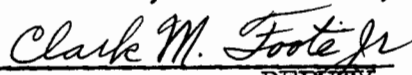
RESOLUTION NO. 69616, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to exercise the option to purchase property in La Jolla to be used in connection with the La Jolla Playground, was on motion of Councilman Crandall, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69617, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to exercise the option to purchase property in La Binda Park, for Playground and Recreation purposes, was on motion of Councilman Knox, seconded by Councilman Crandall, adopted.

Thereupon, on motion, the meeting was adjourned.


Vice-Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

BY 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, July 11th, 1939.

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 Crandall, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.

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

Mayor Benbough was excused, and Councilman Fish took the chair as Mayor Pro-tempore, and Vice-Mayor.

On motion of Councilman Flowers, seconded by Councilman Knox, the minutes of the regular meeting of Wednesday, July 5th, 1939, were approved without reading.

At this time Mayor Benbough returned and took his seat as presiding officer.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids sidewalking and curbing, and otherwise improving Pacific Highway, under Resolution of Intention No. 69348, he had received seven 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:

Griffith Company, accompanied by a bond of the National Surety Corporation, in the amount of \$400.00, which was given Document No. 314569.

R. E. Hazard & Sons, accompanied by a bond of the Pacific Indemnity Company, in the amount of \$500.00, which was given Document No. 314570.

T. B. Penick & Sons, accompanied by a bond of the Massachusetts Bonding and Insurance Company, in the amount of \$700.00, which was given Document No. 314571.

J. B. Lee, accompanied by a bond of the United States Fidelity and Guaranty Company, in the amount of \$450.00, which was given Document No. 314572.

V. R. Dennis Construction Company, accompanied by a certified check on the Security Trust & Savings Bank, in the amount of \$400.00, which was given Document No. 314573.

B. G. Carroll and Harry L. Foster, accompanied by a bond of the Maryland Casualty Company, in the amount of \$500.00, which was given Document No. 314574.

Georgia Construction Company, accompanied by a bond of the United States Fidelity and Guaranty Company, in the amount of \$500.00, which was given Document No. 314575.

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 considering the proposed ordinance incorporating portions of Blocks 3 and 4, El Retiro, in "R-2" Zone, 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, ORDINANCE NO. 1618, new series, recorded in Book 47 of Ordinances, Incorporating Blocks 1 and 2, and portions of Blocks 3 and 4, El Retiro, in the City of San Diego, California, in "R-2" Zone, as defined by Ordinance No. 8924 of the Ordinances of said City and amendments thereto, and repealing Ordinance No. 13559, adopted July 11, 1932, in so far as same conflicts herewith, was on motion, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Crandall, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

By unanimous consent, the matter of proposed State Emergency Relief work on parks and beaches was considered.

Mr. Walters of the S.R.A. addressed the Council. Mrs. Coutts addressed the Council.

On motion of Councilman Fish, seconded by Councilman Knox, papers previously tabled on this subject were taken from the table.

RESOLUTION NO. 69618, recorded in Book 62 of Resolutions, authorizing and empowering the City Manager to execute on behalf of the City of San Diego a certain Agreement for Assignment of Relief Workers with the State Relief Administration, dated June 27, 1939, for the purpose of cleaning kelp from the beaches and general maintenance of parks, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69619, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to execute on behalf of the City of San Diego that certain agreement entitled, "Agreement for Assignment of Relief Workers", bearing date July 11, 1939, between the City of San Diego and the State Relief Administration for general maintenance of City parks in the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

By unanimous consent, Carl Heilbron was permitted to address the Council regarding securing the California League of Municipalities' convention for San Diego in 1940.

RESOLUTION NO. 69620, recorded in Book 62 of Resolutions, appointing Albert E. Flowers, Louis F. Weggenman and Herbert E. Fish as members of a committee to consider, with Mr. Carl Heilbron of the San Diego Convention & Tourist Bureau, the question of extending an invitation to the League of California Municipalities to hold its 1940 convention in San Diego; and giving the committee the power to take such action as it deems to be desirable, as to whether or not the League shall be invited to convene in San Diego; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Sportsmen and Fishermen requesting reinstatement of Chas. S. Seaman as Keeper at Hodges Grove was presented; together with report from the Hydraulic Engineer; and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Petition of Beacon Light Church for a Tent Meeting Permit on Imperial Avenue was presented; together with recommendation from the Social Welfare Department.

RESOLUTION NO. 69621, recorded in Book 62 of Resolutions, granting permission to the Beacon Light Church, by G. N. Banks, 3061 Webster Avenue, to conduct meetings in a tent with a seating capacity of about 200 on the south side of Imperial Avenue, between 28th and 29th Streets, for a period of twelve weeks starting July 9, 1939, and to use temporary wiring and lighting equipment in connection therewith; providing the closing hour for the meetings shall be 9:30 P.M.; that no wind instruments be used; and that no community solicitation of funds be made on behalf of the work or for the establishment of a mission; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of Portuguese Foursquare Gospel Church for Street meeting permit at Scott Street and Canon Street was presented; together with a report from the Social Welfare Department.

RESOLUTION NO. 69622, recorded in Book 62 of Resolutions, granting permission to the Portuguese Foursquare Gospel Church, by John Vieira Galvas, 2845 Carleton Street, to hold street meetings at the intersection of Scott Street and Canon Street, on Wednesday and Friday evenings from 7:00 to 7:30 P.M.; as petitioned for under Document No. 314562; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Dorothy H. Upjohn and Robert L. Harriman for permission to improve by private contract, a portion of New Hampshire Street at its southerly end, was presented; together with recommendation for granting from the City Engineer; was presented.

RESOLUTION NO. 69623, recorded in Book 62 of Resolutions, granting permission to Dorothy H. Upjohn and Robert L. Harriman to improve a portion of New Hampshire Street at its southerly end, connecting with a proposed private road; as requested in Document No. 314556; the work to be done according to City specifications and under City supervision; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from City Auditor reporting on claim of Quayle Bros. & A. O. Treganza for \$6,652.01 for architectural services was presented.

RESOLUTION 69624, recorded in Book 62 of Resolutions, denying the claim of Quayle Brothers and A. O. Treganza, architects, in the amount of \$6,652.01, claimed to be due for architectural services in connection with the Police Headquarters, City Jail and City Police Court; as recommended by the City Auditor; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Documents in connection with bids received on June 30th, 1939, for furnishing asphaltic base, asphaltic wearing surface and plant mixed, for street patching and repairs, was on motion of Councilman Fish, seconded by Councilman Crandall, referred to the City Manager for investigation and full recommendation on the possibilities of constructing and operating for the City a suitable mixing plant.

Communication from the executive committee of the Communist Party, by Dan Taylor, favoring a City-owned mixing plant for paving material, was presented and on motion ordered filed.

RESOLUTION NO. 69625, recorded in Book 62 of Resolutions, requesting City Manager Fred A. Rhodes to make an investigation and recommendation to the Council on the feasibility and advisability of the City of San Diego installing a mixing plant for street

paving material, was on motion, adopted.

RESOLUTION NO. 69626, recorded in Book 62 of Resolutions, rejecting all bids received by the Purchasing Agent on June 30th for asphaltic base, asphaltic wearing surface and plant mixed, for street patching and repairs, was on motion of Councilman Knox, seconded by Councilman Crandall, rejected.

RESOLUTION NO. 69627, recorded in Book 62 of Resolutions, appointing Councilman Harley E. Knox, City Manager Fred A. Rhodes, Purchasing Agent Fred A. Lockwood and Harbor Master J. W. Brennan as members of a committee to make a study and recommendation on the best method of making purchases of paving material, was on motion of Councilman Knox, seconded by Councilman Crandall, adopted.

Communication from Mr. & Mrs. Hans Peters relative to conditions at 4069 First Avenue was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed, and copy of report from Ed Beale sent Mr. Peters.

Communication from Armond Jessop relative to City Water for use at Coronado was presented; together with a report from the Hydraulic Engineer giving data on the past delivery of water to Coronado, etc.,

RESOLUTION NO. 69628, recorded in Book 62 of Resolutions, authorizing the City Attorney to send a copy of Hydraulic Engineer Fred D. Pyle's letter, dated June 26, 1939, regarding water for Coronado, to Mr. Armond Jessop; and to state that the City Council is willing to participate in a conference on the subject; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Engineer recommending the installation of street lights at various locations was presented.

RESOLUTION NO. 69629, recorded in Book 62 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lamps at the following locations was on motion of Councilman Fish, seconded by Councilman Flowers, adopted:

Woodman Street at Madrone Avenue;
Wightman Street at Pershing Avenue;
Lisbon Street at 72nd Street;
Pioneer Place on pole near south end of street.

Communication from D. D. Williams commending Council for action taken regarding street improvement petitions was presented, and on motion of Councilman Fish ordered filed.

Communication from Dennis T. Williams Post #310, American Legion, requesting funds from the City's Advertising and Publicity Fund was presented; together with letter from the San Diego City and County Convention Bureau; and on motion of Councilman Weggenman was ordered filed.

Communication from North San Diego Chamber of Commerce thanking the Council for its cooperation during the recent Fiesta, was read and on motion of Councilman Knox ordered filed.

Communication from the Park Director recommending an occupancy permit with the San Diego Symphony Association, in the Palace of Entertainment, Balboa Park, was presented and on motion of Councilman Housh referred to the City Manager with power to act.

Invitation from the San Diego County Council, Veterans of Foreign Wars of the United States, by Al McConnell, was presented and on motion of Councilman Knox, seconded by Councilman Housh, accepted with thanks; the City Clerk to write a letter of acknowledgment. This invitation was to join in services at the organ pavillion, Balboa Park, on July 22nd.

Communication from Harold Scott, et al., commending the Council for the adoption of a Fireworks Ordinance, was presented and on motion of Councilman Weggenman ordered filed.

Communication from Charles S. Young, M.D., relative to the fire hazard on the City Water Shed on the western slope of Cuyamaca Mountains was presented, and on motion of Councilman Crandall, seconded by Councilman Flowers, referred to the City Manager.

RESOLUTION NO. 69630, recorded in Book 62 of Resolutions, authorizing an automobile allowance of \$25.00 per month to be paid to the Superintendent of the San Diego City and County Administration Building and Grounds; and providing that said resolution shall be of no force and effect unless and until the Board of Supervisors of the County shall adopt a resolution identical in substance and effect; was on motion of Councilman Crandall, seconded by Councilman Housh, adopted.

Communication from Assemblywoman Jeanette E. Daley regarding a bill to transfer back to the City of San Diego the Amusement Center at Mission Beach was presented; together with recommendation from the City Manager.

RESOLUTION NO. 69631, recorded in Book 62 of Resolutions, urging the Governor of the State of California to sign Assembly Bill No. 2671, which grants to the City of San Diego certain parcels of land owned by the State in Mission Bay State Park, was on motion of Councilman Crandall adopted.

RESOLUTION NO. 69632, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report upon the proposed improvement of Columbia Street, Walnut Avenue and State Street under the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69633, recorded in Book 62 of Resolutions, on University Avenue Lighting District No. 3, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 69634, recorded in Book 62 of Resolutions, on the Alley in Block H, Altadena, under Resolution of Intention No. 69467, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69635, recorded in Book 62 of Resolutions, authorizing and empowering the City Manager to sign a letter to the Director of the U. S. Geological Survey, for the continuance of the work of maintaining and repairing certain gauging

stations for the year ending June 30, 1940, in accordance with paragraph 3 (c) of the agreement between the United States Geological Survey and The City of San Diego, dated July 1, 1938, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69636, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to transmittal No. 7, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Crandall, adopted.

RESOLUTION NO. 69637, recorded in Book 62 of Resolutions, approving and allowing certain claim, attached to transmittal No. 8, of the Administration Building and Grounds Department, was on motion of Councilman Housh, seconded by Councilman Crandall, adopted.

RESOLUTION NO. 69638, recorded in Book 62 of Resolutions, determining and declaring that the public interest, convenience and necessity of the City of San Diego require the widening and extending of Washington Street, between the northwesterly line of Sixth Street Extension and the easterly line of Eighth Avenue; and declaring the intention of the City to acquire said lands under eminent domain proceedings; and directing the City Attorney to commence an action in the superior court of the County of San Diego, for the purpose of condemning and acquiring said land; was on motion of Councilman Crandall, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69639, recorded in Book 62 of Resolutions, accepting the deed of John T. Stewart III and Fredericka N. Stewart, for land in La Binda Park, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from Purchasing Agent reporting on bids received for automotive equipment was presented, and on motion of Councilman Crandall, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69640, recorded in Book 62 of Resolutions, accepting the bid of the Campbell Chevrolet Company to furnish The City of San Diego with two (2) 1½-ton trucks, for the sum of \$1652.24; and authorizing the City Manager to enter into a contract with said Campbell Chevrolet Company for furnishing said trucks; was on motion of Councilman Crandall, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69641, recorded in Book 62 of Resolutions, accepting the bid of the City Chevrolet Company to furnish The City of San Diego with one (1) sedan delivery for the sum of \$727.61; and one (1) 1/2-ton pickup for the sum of \$633.65; and authorizing the City Manager to enter into a contract with said City Chevrolet Company for furnishing said automobiles; was on motion of Councilman Crandall, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1619, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$180.00 from the General Fund of the City of San Diego, in full payment and settlement of the claim of George A. Bown, 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 Crandall, 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 Crandall, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1620, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1100.00 out of the Unappropriated Balance Fund of the City for the purpose of providing funds for sponsor's contribution to the W.P.A. Library Extension Project, 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 Crandall, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

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, 1939, particularly affecting the extension of the Mission Valley Road from College Avenue easterly to connect with El Cajon Boulevard at Sixty-seventh Street, was presented; together with recommendation from the City Planning Commission.

On motion of Councilman Weggenman, seconded by Councilman Flowers, a hearing was set on this proposed ordinance for 10:00 o'clock A.M., Tuesday, July 25th, 1939, in the Council Chamber, Administration Building, Civic Center.

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

Bond of Thomas H. Tulloch as Secretary of the Board of Administration of the City Employees Retirement System.

Bond of Ray Bartlett as Inventory Clerk.

By unanimous consent, communication from W. C. Crandall listing certain unfinished projects in the First Councilmanic District was read, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

By unanimous consent, the resignation of Councilman W. C. Crandall of the First Councilmanic District was read.

RESOLUTION NO. 69642, recorded in Book 62 of Resolutions, accepting the resignation of W. C. Crandall, as Councilman of the First District, effective to-day, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69643, recorded in Book 62 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted; reading as follows:

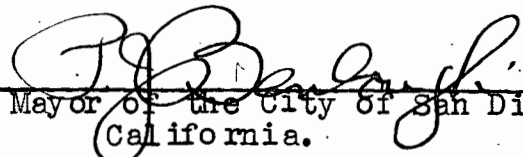
"RESOLUTION NO. 69643.

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

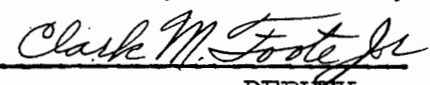
This Council goes on record as thanking Wesley C. Crandall, who has served as a member of the Council from District No. 1, since May, 1937, for the services he has rendered the City and the district which he represented, until his resignation which becomes effective to-day.

In surrendering his office, due to business activities which preclude his continuing as a member of this body, the Council loses an official whose judgment and activities have always been motivated by the highest ideals."

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


Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego,
California, Tuesday, July 18th, 1939.

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-----None.

On motion of Councilman Fish, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, July 11th, 1939, were approved without reading.

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

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 314695.

Thereupon, on motion of Councilman Fish, seconded by Councilman Flowers, the 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 paving and otherwise improving the Alley in Block 20, University Heights, under Resolution of Intention No. 69399, 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 executed by the Maryland Casualty Company; which was given Document No. 314696.

Griffith Company; accompanied by a bond executed by National Surety Corporation; which was given Document No. 314697.

V. R. Dennis Construction Company; accompanied by a certified check on the Security Trust & Savings Bank of San Diego; which was given Document No. 314698.

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

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving Cedar Street and Pacific Highway, under Resolution of Intention No. 69401, 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 executed by the Maryland Casualty Company; which was given Document No. 314699.

Griffith Company; accompanied by a bond executed by the National Surety Corporation; which was given Document No. 314700.

V. R. Dennis Construction Company; accompanied by a certified check on the Security Trust & Savings Bank of San Diego; which was given Document No. 314701.

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

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for official advertising for the City of San Diego for the term beginning August 1st, 1939, and ending on the 31st day of July, 1941, he had received two 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:

The San Diego Sun, which was given Document No. 314703.

The San Diego Union, which was given Document No. 314704.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the the City Engineer's report and estimate of cost for paving and otherwise improving the Alley in Block 6, Frary Heights, the Clerk reported that he had received protests in writing from Eleanor A. French, L. Pearl Schupp and E. J. S. Schupp, Major B. Thom, Mrs. Laura M. Stewart and Mrs. Mary Covert; which protests were presented and read.

On motion of Councilman Fish, the hearing was continued for one week, and the proceeding referred to the City Manager for report and recommendation on the sub-soil; to see if lighter paving can be used.

Petition of the Globe Jewelry & Loan Company for an extension of time on its auction sale permit was presented and read.

On motion of Councilman Fish, seconded by Councilman Knox, RESOLUTION NO. 69644, recorded in Book 62 of Resolutions, granting an extension of fifteen days' time to the Globe Jewelry & Loan Company, from July 16th, 1939, to conduct an auction sale, under the provisions of Resolution No. 69477, adopted June 13th, 1939, was adopted.

Councilman Housh voted "Nay" on the motion to grant.

Communication from the City Engineer recommending repeal of Resolution No. 69563, re paving Alley Blk. 3, Hartley's North Park, was presented.

On motion of Councilman Fish, seconded by Councilman Housh, RESOLUTION NO. 69645, recorded in Book 62 of Resolutions, repealing Resolution No. 69563, which granted the petition for paving the north and south Alley in Block 3, Hartley's North Park, was adopted.

RESOLUTION NO. 69646, recorded in Book 62 of Resolutions, granting the petition for paving the north and south Alley in Block 3, Hartley's North Park; and the petition for paving the north and south Alley in Block 4, Hartley's North Park; and directing the City Engineer to furnish a plat showing the district of lands to be assessed for the proposed improvement of the two alleys; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

A petition from the Bethel Baptist Church, for a street carnival, and temporary street closing permit, on Clay Avenue, between 28th and 29th Streets, was presented; together with approval of the City Manager, Acting Chief of Police, and Social Welfare Director.

RESOLUTION NO. 69648, recorded in Book 62 of Resolutions, granting to the Bethel Baptist Church, by Annie V. Roland, 3021 Ocean View Boulevard, permission to hold a street carnival, and to temporarily close Clay Avenue, between 28th and 29th Streets, from 1:00 to 10:00 P.M., on Friday, July 21st, 1939; subject to regulation by the Police Department and compliance with the terms of existing ordinances; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from City Manager requesting confirmation of appointment of J. T. Peterson as Chief of Police was read.

RESOLUTION NO. 69647, recorded in Book 62 of Resolutions, confirming the appointment of J. T. Peterson as Chief of Police, by City Manager F. A. Rhodes, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted. Councilman Housh voted, "Nay" on the motion.

Petition of W. R. Berry for a variance to building restrictions in Block 5, La Jolla Hermosa was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69649, recorded in Book 62 of Resolutions, granting permission to W. R. Berry and Mabel B. Berry, 6010 Avenida Cresta, to erect a seven-foot wall above a three-foot retaining wall on Lot 9, Block 5, La Jolla Hermosa, between lots 8 and 9, in Zone R-1; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Nellie Quirk Kline for a setback suspension in Block 7, Mission Hills, was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69650, recorded in Book 62 of Resolutions, granting permission to Nellie Quirk Kline, 4210 Ingleside, to erect a brick and stucco wall six feet in height, an ornamental gate ten feet in height, and a pergola nine feet in height, on Lots 13 and 14, Block 7, Mission Hills, at Sunset Boulevard and Ingleside Street; and granting a variance to setback ordinance No. 12321, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of W. E. Pratt for zone variance in Block 24, South Park, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 69651, recorded in Book 62 of Resolutions, granting permission to W. E. Pratt, 2953 Beech Street, to remodel an existing store building on the westerly fifty feet of Lot 1, Block 24, South Park, in an R-4 Zone; and granting a variance to the restrictions of Ordinance No. 12795; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition from J. W. Anderson for a setback suspension in Talmadge Park No. 3 was presented; together with recommendation for denial from the Planning Commission.

RESOLUTION NO. 69652, recorded in Book 62 of Resolutions, denying the petition of J. W. Anderson, 4563 Arizona Street, to erect a portion of a residence (garage) to the property line on Norma Drive, on Lot 596, Talmadge Park No. 3, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Petition of George B. Hayes for a setback suspension in Block J, Bird Rock City by the Sea, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 69653, recorded in Book 62 of Resolutions, granting permission to George B. Hayes, P.O. Box 423, La Jolla, to construct a residence on Lot 11, Block J, Bird Rock City by the Sea, to within three feet of Chelsea Place; and suspending the provisions of Setback Ordinance No. 12321 in so far as they relate to the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Emma W. Tyler for variance to building restrictions in Block 150, Middletown, was presented; together with conditional recommendation from the City Planning Commission.

RESOLUTION NO. 69654, recorded in Book 62 of Resolutions, granting permission to Emma W. Tyler, 3525 Union Street, to convert an existing garage at the rear of Lots 3 and 10, Block 150, Middletown, in an R-1 Zone, into a guest room, with the following provisions: That it be one story high; That no cooking facilities be installed; That the building shall not exceed 356 square feet in area; That it shall be kept at least ten feet from the rear lot line; and that at no time shall any additions of any kind be attached or built onto the building; and granting a variance to the restrictions of Ordinance No. 802, New Series, on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Dorothy I. Knight, for a variance to building restrictions in C. M. Doty's Addition, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 69655, recorded in Book 62 of Resolutions, granting permission to Mrs. Dorothy I. Knight, Pacific Beach California, to construct a residence on the west fifty feet of Lot 9, C. M. Doty's Addition, in an R-1 Zone, with a setback of twelve feet on Emelene Street, on a parcel of ground 50 feet by 100 feet in size; and granting a variance to the restrictions of Ordinance No. 119, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Residents for a special setback on the east side of Third Avenue, between Laurel and Maple Streets, was presented; together with recommendation for granting from the City Planning Commission.

RESOLUTION NO. 69656, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a setback line of seven and one half feet from the property line on the east side of Third Avenue, between Laurel Street and Maple Street, Block 285, Horton's Addition; as petitioned for under Document No. 314661; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Albert B. Wright for re-hearing on his request for special building permit on Lot 21, L. P. Delano Tract; was presented; together with a report from the City Planning Commission.

RESOLUTION NO. 69657, recorded in Book 62 of Resolutions, denying the petition of Albert B. Wright, 3838 Fairmount Avenue, for change of setback provisions on Kalmia Place, as contained in Document No. 314375, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from the Board of Supervisors regarding use of the Federal Building in Balboa Park by the W.P.A. was presented, and on motion of Councilman Knox, seconded by Councilman Fish, referred to the City Manager.

Communication from Harold B. Starkey suggesting the Savoy Theatre Building as a convention auditorium was presented, and on motion of Councilman Knox, seconded by Councilman Fish, referred to the City Manager.

Communication from San Diego Symphony Orchestra Assn. relative to its occupancy of the Palace of Entertainment Building in Balboa Park was presented, and on motion of Councilman Knox, seconded by Councilman Fish, tabled.

Communication from the 1939 San Diego County Grand Jury regarding the New Jail and Courts Building was presented, and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed.

Communication from the City Manager reporting on delinquent assessments in Sunset Cliffs Lighting District No. 1 was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred back to the City Manager for a more complete report.

Communication from the North San Diego Chamber of Commerce approving the appointment of Milton P. Sessions as a Park Commissioner was presented, and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

Communication from Fred W. Simpson commending the Council on the appointment of Fred A. Rhodes as City Manager was presented, and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

Communication from the North San Diego Chamber of Commerce endorsing Percy C. Broell as City Park Director was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

Communication from City Manager transmitting revised allocation of State Highway Funds for the 1/4¢ per gallon tax, as provided in Section 203 of the Streets and Highways Code, was presented, and on motion of Councilman Housh, seconded by Councilman Fish, continued for one week.

Communication from the City Manager regarding the City's proposed plan of a sewer system to eliminate contamination of water in San Diego Bay; and suggesting that a copy of the plans, together with letter from the City Engineer on the subject be forwarded to Major Theodore Wyman, was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, the suggestion was adopted and the City Clerk authorized to send Major Wyman the letter and a copy of the plans.

Communication from Old Town American Legion Post #564 relative to speed regulations on Pacific Highway was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, referred to the City Manager.

Communication from the Polar Ice Cream Service relative to out-of-town Ice Cream vendors in the City Parks was presented, and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Manager for a report.

Communication from Fred Keeton relative to chickens at Polk Avenue and Arizona Street was presented; together with report from the Bureau of Sanitary Engineering; and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the Commandant, Eleventh Naval District regarding leases on lands being transferred to the United States Government was presented; together with a report from the City Engineer; and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the Harbor Commission and filed.

Communication from The California Electric Works, Ltd., protesting against expansion of the City operating departments was presented; together with letter from the City Manager; and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed, and a copy of the City Manager's letter sent to The California Electric Works, Ltd.

Communication from the Mission Beach Chamber of Commerce recommending Edward Kickham as a member of the Council was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the North San Diego Chamber of Commerce recommending T. E. Moss as a member of the Council was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from North San Diego River Flood Control recommending Carl Schroder as a member of the Council was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager relative to the proposition of the Associated Assessment Engineers' for securing the return of property to the current tax rolls was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, the Manager was authorized to invite their representative to a conference with the City Manager.

RESOLUTION NO. 69658, recorded in Book 62 of Resolutions, authorizing City Manager Fred A. Rhodes to invite Mr. Basil R. Grieg, of the Associated Assessment Engineers, 316 Wilcox Building, 206 South Spring Street, Los Angeles, to a conference to discuss the matter of returning delinquent property to the current tax rolls, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from Mayor P. J. Benbough announcing the appointment, subject to confirmation by the Council, of John W. Graham, 2414 Island Avenue, to serve as a member of the Board of Electrical Examiners, to fill an existing vacancy, was presented and read.

RESOLUTION NO. 69659, recorded in Book 62 of Resolutions, confirming the appointment, by Mayor P. J. Benbough, of Mr. John W. Graham as a member of the Board of Electrical Examiners, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Joseph Kennedy was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 69660, recorded in Book 62 of Resolutions, granting the claim of Joseph Kennedy, in the amount of \$60.00 on account of personal injuries and property damage caused by falling and breaking a shoulder bone on the floor at the entrance of the Balboa Golf Club House; and authorizing and directing the City Attorney to prepare an ordinance in the sum of \$60.00 from the Unappropriated Balance for payment of said claim; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Corneluis Kelleher was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69661, recorded in Book 62 of Resolutions, granting the claim of Corneluis Kelleher, in the amount of \$180.00, for over-payment of used car license fee; and authorizing and directing the City Attorney to prepare an ordinance appropriating the sum of \$180.00 for payment of said claim; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Royal Bates and Reatha A. Bates was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 69662, recorded in Book 62 of Resolutions, denying the claim of Royal Bates and Reatha A. Bates, in the amount of \$109.13; alleged to be due on account of personal injuries and property damage caused when the automobile in which they were driving skidded and over-turned on Eleventh Avenue; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Garnet A. Evans was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69663, recorded in Book 62 of Resolutions, denying the claim of Garnet A. Evans, in the amount of \$42.11; alleged to be due for property damage caused to his automobile when it dropped into a hole on Auburn Drive; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from City Auditor reporting on the claim of R. J. Bragg was presented, and on motion of Councilman Flowers, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69664, recorded in Book 62 of Resolutions, granting the claim of R. J. Bragg, in the amount of \$77.00; on account of property damage caused by the backing up of sewage on property owned by the claimant at 4562 Pescadero Avenue; and authorizing and directing the City Attorney to prepare an ordinance appropriating \$77.00 in payment of said claim; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69665, recorded in Book 62 of Resolutions, directing the City Attorney to file a petition with the Board of Supervisors of the County of San Diego, requesting that the taxes against Lot 29, Block 2, Electric Line Addition, for the year 1933, together with all penalties and other expenses in connection therewith be cancelled, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69666, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 9, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69667, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal Order No. 10, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69668, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for University Avenue Lighting District No. 3, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69669, recorded in Book 62 of Resolutions, directing the assessment be made and signed by the City Engineer for the Alley in Block H, Altadena, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69670, recorded in Book 62 of Resolutions, directing the work to be done under the direction of the City Engineer for the Alley in Block H, Altadena, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from City Engineer reporting on bids for sidewalking and curbing Pacific Highway was presented, and ordered filed.

RESOLUTION OF AWARD NO. 69671, recorded in Book 62 of Resolutions, awarding to Griffith Company the contract for sidewalking and curbing Pacific Highway, within the limits described in Resolution of Intention No. 69348, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69672, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the assessment district for improving Polk Avenue, between Louisiana and Texas Street, have demanded an investigation; and directing the City Engineer to prepare a written report regarding the proposed improvement; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from City Engineer transmitting Wage Scale data for Paving the Alley in Block 9, Wilshire Place, was presented and ordered filed.

RESOLUTION NO. 69673, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing wage scale in connection with the proposed paving of the Alley in Block 9, Wilshire Place, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from City Engineer transmitting Resolution of Intention for Roseville Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 69674, recorded in Book 62 of Resolutions, for Roseville Lighting District Number One, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69675, recorded in Book 62 of Resolutions, accepting the deed of Amelia C. Bridges for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69676, recorded in Book 62 of Resolutions, accepting the deed of Rex I. Officer, Elsie S. Officer and Amelia C. Bridges for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69677, recorded in Book 62 of Resolutions, accepting the deed of Dorothy H. Upjohn for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69678, recorded in Book 62 of Resolutions, releasing the bond of John Martin Ashley as City Clerk, executed by the Commercial Casualty Insurance Company, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69679, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement with the United States Forest Service for maintenance of fire lookout on Lyons Peak and a Fire Guard in the vicinity of El Capitan Dam, during the fire season, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69680, recorded in Book 62 of Resolutions, authorizing the City Manager to make application to the United States Beach Erosion Board for a beach erosion study along the shore of the Pacific Ocean at Mission Beach, Ocean Beach and in the vicinity of the channel at the entrance to Mission Bay, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from Purchasing Agent submitting Resolution calling for bids for asphaltic paving material was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 69681, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent to advertise for sealed proposals for furnishing the City of San Diego its requirements of asphaltic base and asphaltic mixed surfacing for street patching and repairs, from August 15, 1939 to August 15, 1940, in accordance with specifications contained in Document No. 314747, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from Purchasing Agent submitting Resolution authorizing bids for 21500 feet of pipe was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed, by unanimous consent.

RESOLUTION NO. 69682, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent to advertise for sealed proposals for furnishing the City of San Diego with 6000 feet 3/4"; 2500 feet 1"; 1000 feet 1 1/2" and 12000 feet of 2" pipe, in accordance with specifications contained in Document No. 314749, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1621, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$17,900.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of providing funds for supervision, equipment rental and purchase of material on certain W.P.A. projects, 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 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 Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1622, new series, recorded in Book 47 of Ordinances, naming certain unnamed streets in Buena Vista Tract, in the City of San Diego, California, C Street, Broadway, 41st Street and 42nd Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen 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 Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1623, new series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block 31, University Heights, in the City of San Diego, California, between the north line of Madison Avenue and the southwesterly line of Golden Gate Drive, 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 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 Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1624, new series, recorded in Book 47 of Ordinances, establishing the grades on Garrison Street, Hugo Street, Ingelow Street, Jarvis Street, Poe Street, Tennyson Street, Udal Street and Voltaire Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen 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 Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1625, new series, recorded in Book 47 of Ordinances, establishing the grade of Golden Gate Drive, between Delaware Street and Massachusetts Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen 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 Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

By unanimous consent, ORDINANCE NO. 1626, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for additional award fixed the Superior Court of the State of California, in the case of the City of San Diego, Plaintiff, vs. Martha W. Shelley, et al., No. 94829, for a portion of Lot 38, Block 18, New San Diego, was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen 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 Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

By unanimous consent, RESOLUTION NO. 69683, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a contract with Dr. Carl Wilson as consulting technologist on water purification, at a compensation of \$100.00 per month, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

On motion of Councilman Fish, a recess was taken until the hour of 3:30 P.M.

Upon reassembling the roll call showed the following:

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

Clerk-----Fred W. Sick.

Absent----None.

Communication from the City Manager reporting on bids for official advertising was presented, and ordered filed.

RESOLUTION NO. 69684, recorded in Book 62 of Resolutions, accepting the bid of the San Diego Union, contained in Document No. 314704, to do all the advertising of The City of San Diego for two years, beginning on the 1st day of August, 1939, and ending on the 31st day of July, 1941; awarding the contract for such official advertising to the San Diego Union; and authorizing the City Manager to enter into a contract with said San Diego Union for said advertising; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Glen O. Perkins relative to Lowell Street extension proposed through Glenartney was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager for a report to be submitted one week from to-day.

At this time the Council took up the matter of filling the vacancy created in Councilmanic District No. 1 by the resignation of Wesley C. Crandall.

The Mayor declared that nominations were in order:

Councilman Flowers nominated Frederick W. Simpson, a resident of Mission Hills and living at 4224 Arden Way.

Councilman Housh nominated George A. Stephan a resident of La Jolla.

There being no further nominations, the Mayor declared the nominations closed, and stated that secret ballots would be used. The Sergeant at Arms was instructed by the Mayor to collect the ballots and turn same over to the City Clerk, who in turn announced that six ballots had been received. Whereupon the Clerk read the ballots one by one and the result showed the following, to-wit:

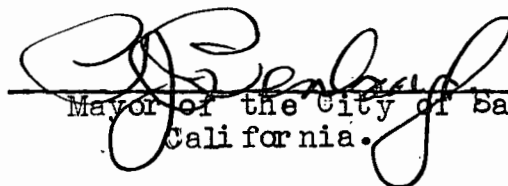
Frederick W. Simpson received 5 votes, and

George A. Stephan received 1 vote.

Whereupon, the Mayor declared Frederick W. Simpson duly elected to fill the unexpired term of Wesley C. Crandall.

Thereupon, RESOLUTION NO. 69685, recorded in Book 62 of Resolutions, making said appointment, was adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, July 25th, 1939.

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

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

Clerk----Fred W. Sick.

Absent---None.

On motion of Councilman Flowers, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, July 18th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice of the City and County Purchasing Agents advertising for bids for the construction and finishing work on the Ground Floor of the City County Administration Building on the Civic Center Site, he had received nine bids, which bids were duly and regularly in open session, opened, examined and publicly declared.

Bids were received from the following, to-wit:

F. E. Young, accompanied by a bond in the sum of \$7700.00 written by the Hartford Accident and Indemnity Company. Said bid was given Document No. 314827.

Charles J. Dorfman, accompanied by a cashiers Check for \$7000.00, on the La Brea-Beverly Office of the California Bank. Said bid was given Document No. 314828.

Hunt & Curry, accompanied by a bond in the sum of \$8,500.00 written by the Massachusetts Bonding and Insurance Company. Said bid was given Document No. 314829.

H. H. Peterson, accompanied by a bond in the sum of \$8,000.00 written by the Massachusetts Bonding and Insurance Company. Said bid was given Document No. 314830.

M. H. Golden, accompanied by a bond in the sum of 10% of the aggregate amount of the bid, written by the United States Fidelity and Guaranty Company. Said bid was given Document No. 314831.

J. E. Burrell & Son, accompanied by a bond in the sum of \$8,000.00 written by the Standard Accident Insurance Company. Said bid was given Document No. 314832.

Chas. L. Hoskins, accompanied by a bond in the sum of \$10,000.00, written by The Fidelity and Casualty Company of New York. Said bid was given Document No. 314833.

John C. Blystone, accompanied by a bond in the sum of \$8500.00 written by the Royal Indemnity Company. Said bid was given Document No. 314834.

Georgia Construction Company, accompanied by a bond in the sum of 10% of the aggregate amount of the bid, written by the United States Fidelity and Guaranty Company. Said bid was given Document No. 314835.

Supervisors Richards, Warner, Faddis, Hart and Bellon were present, during the opening and reading of the above bids.

RESOLUTION NO. 69686, recorded in Book 62 of Resolutions, referring the bids received this date for the construction and finishing work on the ground floor of the City County Administration Building on the Civic Center Site to the City Attorney, the District Attorney and H. E. Moore, for checking and recommendation, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

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

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 314836.

Thereupon, on motion of Councilman Fish, the 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 Talmadge Park Lighting District No. 4, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 314837.

Thereupon, on motion of Councilman Weggenman, the 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 considering a proposed ordinance adopting an amendment to the Major Street Plan affecting the extension of Mission Valley Road from College Avenue easterly to connect with El Cajon Boulevard at Sixty-Seventh Street, the Mayor inquired if any interested persons were present who desired to be heard.

James Robbins, representing the El Cajon Business Men, and Mr. Baskerville, representing the El Cajon Boulevard Civic Association, spoke and objected to the 67th Street cut-off. Robert Graham spoke in favor of the plan.

Mr. Dumont of Ocean Beach spoke in favor of the plan.

Mr. Hansborough voiced his objection to the plan.

Col. Rutherford objected to the plan.

Councilman Flowers moved to table the Ordinance; which motion was withdrawn.

Councilman Simpson moved to adopt the ordinance; seconded by Councilman Housh. This motion was withdrawn.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Knox, the Ordinance was tabled for two weeks, and the hearing continued until the hour of 10:00 A.M., Tuesday, August 8th, 1939.

At this time Mayor P. J. Benbough was excused, and Vice-Mayor Herbert E. Fish took the chair.

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 cost for paving and otherwise improving the Alley in Block 6, Frary Heights, a report from the City Engineer, approved by the City Manager, was read; stating that a reduction of about 26% of the cost would be made by using 4" asphalt concrete pavement in lieu of 6" cement concrete pavement.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Knox, the proceedings were referred to the City Attorney for repeal of certain resolutions; to start proceedings using 4" asphalt concrete pavement.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing relative to the operation of the Cabrillo School Playgrounds, the Mayor inquired if any interested persons were present who desired to be heard.

Captain Perrill appeared and again objected to the lights and noise. Mrs. Perrill also objected to the lights and noise.

John Conti objected to the lights.

Mrs. Joseph Wickstrom objected to the lights and noise.

Waldo Malmberg objected to the lights, noise and traffic danger.

Thereupon, on motion by Councilman Knox, seconded by Councilman Flowers, a conference was set for Friday, July 28th, at 2:30 P.M. in the Mayor's Office to consider this matter. Members of the Council, the Playground Commission and the City Manager were requested to attend. At this time Mayor P. J. Benbough returned and took his place as chairman.

Communication from San Diego Lodge No. 168, B.P.O. Elks, relative to use of the Stadium for night football games was presented.

Clifford S. Maher of the Elks' Lodge spoke on the subject.

Major E. E. Hall, U.S.M.C., spoke representing General L. McClellan, and urged the installation of lights.

On motion of Councilman Knox, seconded by Councilman Flowers, the matter was referred to the conference set for Friday, July 28th, at 2:30 P.M.

By unanimous consent, a communication from J. W. Anderson regarding his request for a set-back suspension on Lot 596, Talmadge Park #3, was presented, and on motion the matter was referred back to the Planning Commission.

At this time Mayor P. J. Benbough was excused, and Vice-Mayor Herbert E. Fish took the chair.

Application of Ludwig O. Niermann for a dine and dance license was presented. RESOLUTION NO. 69687, recorded in Book 62 of Resolutions, granting the application of Ludwig O. Niermann for license to conduct public dance at 666 - 9th Avenue, on premises where intoxicating liquor is sold; subject to compliance with existing regulations; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Duncan Meter Corporation for permission to install Miller Parking Meters was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the Traffic Commission.

Petition of Geo. W. Wood for permission to install parking meters was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the Traffic Commission.

Communication from Dan Taylor, for the Executive Committee of the Communist Party; submitting a protest of Citizens against the use of Parking Meters in San Diego; was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the Traffic Commission.

Petition of the Chairman of the Navy Relief Carnival Committee for permission to display banners at strategic points in the City to advertise the carnival to be held at the U. S. Naval Training Station on August 24, 25, and 26, 1939, was presented.

A motion was made by Councilman Simpson, seconded by Councilman Weggenman, to grant the petition. This motion was withdrawn.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the petition was referred to the City Manager with power to act.

Petition of Property Owners for paving the Alley in Block 55, University Heights was presented; together with a report from the City Engineer.

On motion of Councilman Knox, seconded by Councilman Flowers, the matter was continued for one week.

On motion of Councilman Knox, a recess was taken until 2:00 o'clock P. M.

Upon reassembling the roll call showed the following:

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

Clerk-----Fred W. Sick.

Absent---Councilman Simpson and Mayor Benbough.

In the absence of Mayor Benbough, Vice-Mayor Fish took the chair.

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

Bond of J. T. Peterson as Chief of Police.

Bond of Fred W. Simpson as City Councilman.

Communication from George E. Olney, et al. relative to conditions on Nile Street was presented; together with a report from the City Engineer; was presented.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the Clerk was requested to send a copy of the City Engineer's report to George E. Olney, and have him determine what the property owners would want done to improve Nile Street.

Communication from Mission Beach Organizations relative to petitions for paving Strand Way was presented; and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Engineer.

Communication from the San Diego Allied Printing Trades Council urging a Five-day week for City Employees was presented; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from La Jolla-Pacific Beach Council Vacancy Committee regarding the appointment of Fred W. Simpson was presented; and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from La Jolla Business & Credit Association regarding the appointment of Fred W. Simpson was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

At this time Councilman Simpson entered and took his seat.

Communication from C. Leon de Aryan relative to proposed sale of certain City-owned Land was presented; and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the Council's Secretary.

Communication from Board of Supervisors relative to protest against the method of constructing Mission Valley Road, submitted by R. E. Hazard; was on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager for a report.

Communication from the Regular Veterans Association requesting that Robert W. Blue be appointed on the Veterans Council was presented.

RESOLUTION NO. 69688, recorded in Book 62 of Resolutions, appointing Robert W. Blue as a member of the Veterans' Advisory Commission, to represent the Regular Veterans Association, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Golden Hill Improvement Association commending the Council relative to the Fireworks Ordinance was presented; and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from City Manager transmitting revised allocation of State Highway Fund of amounts to be spent upon State Highways within the City from the 1/4¢ per gallon tax was presented.

RESOLUTION NO. 69689, recorded in Book 62 of Resolutions, requesting the City Attorney to prepare a resolution authorizing the City Manager to sign an agreement for allocation of the 1/4 cent tax on State Highways within the City, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from Charles S. Young, M. D. relative to fire hazard on the City Water Shed in Cuyamaca Mountains was presented; together with communication from the City Manager relative to roads in this section; and on motion of Councilman Housh, seconded by Councilman Weggenman, was ordered filed.

Petition of Residents for maintenance of The Plaza in Bay Park Village was presented; together with communication from the City Manager on the subject; and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed, and a copy of the Manager's letter sent to the petitioners.

Communication from San Diego City and County Convention Bureau regarding the need of the Federal Building for Convention meetings was presented; together with communication from the City Manager re proposed use of the Federal Building for Convention purposes.

RESOLUTION NO. 69690, recorded in Book 62 of Resolutions, denying the request of the San Diego City & County Convention Bureau for reserving the Federal Building in Balboa Park for auditorium purposes and for the use of convention groups, and placing the building at the disposal of the San Diego Convention Bureau for convention purposes without fees, rents, or costs; and referring the matter of converting the building into a convention hall to the 1940-41 budget box; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from Harold B. Starkey suggesting the use of the Savoy Theatre Building as a convention auditorium, and offering to sell said building to the City, was presented; together with a communication from the City Manager regarding the offer of Mr. Starkey to sell the Savoy Theatre Building to the City.

RESOLUTION NO. 69691, recorded in Book 62 of Resolutions, rejecting the offer of Starkey Investment Company, by Harold B. Starkey, to sell to The City of San Diego the Savoy Theatre Building located on Lots G, H, and I, Block 15, Horton's Addition, as recommended by the City Manager, was on motion of Councilman Weggenman, adopted.

Communication from Old Town American Legion Post #564 relative to speed regulations on Pacific Highway was presented; together with communication from the City Manager on the subject; and on motion of Councilman Weggenman, seconded by Councilman Housh, copies of the Manager's communication authorized sent to the Old Town American Legion Post #564, the Traffic Commission and the Public Safety Commission; and recommendations requested from the two commissions.

Communication from M. M. Stuart protesting against Loud Radio at 513 South Coast Boulevard was presented; together with report from the Radio Interference Inspector; and on motion of Councilman Weggenman, seconded by Councilman Housh, was ordered filed.

By unanimous consent claims presented by the Administration Building and Grounds Department were considered at this time.

RESOLUTION NO. 69692, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 11, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69693, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 12, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69694, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 13, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69695, recorded in Book 62 of Resolutions, requesting the City Attorney to prepare a resolution authorizing the City Manager to proceed with the work of installing a sewer pump in the Civic Center Administration Building; the City to furnish the labor and the County to furnish the material; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the City Engineer reporting on bids for paving the Alley in Block 20, University Heights, was presented.

RESOLUTION OF AWARD NO. 69696, recorded in Book 62 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block 20, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from City Engineer reporting on bids for paving Cedar Street and Pacific Highway was presented.

RESOLUTION OF AWARD NO. 69697, recorded in Book 62 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving Cedar Street and Pacific Highway, under Resolution of Intention No. 69401, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69698, recorded in Book 62 of Resolutions, adopting the plans, profiles and specifications for paving and otherwise improving the Alley in Block 9, Wilshire Place, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

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

RESOLUTION OF INTENTION NO. 69699, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 9, Wilshire Place, between the south line of Monroe Avenue and the easterly production of the south line of Lot 12, said Block 9, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 69700, recorded in Book 62 of Resolutions, for changing the grade of Washington Street, at various points between Fifth Avenue and Eighth Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69701, recorded in Book 62 of Resolutions, relating to proposed assessments for improvements in portions of Monroe Avenue and Mission Avenue, consisting of grading and paving; and authorizing the City Clerk to mail post cards to property owners, giving notice of the contemplated improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69702, recorded in Book 62 of Resolutions, authorizing faithful performance bonds for Water Bill Collectors at 5th Avenue and E Street, 5th Avenue and Broadway, 4th Avenue and University Avenue and at 29th Street and University Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69703, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a contract with Walter W. Cooper for services during the fiscal year 1939-40, as a public utility statistician and utility rate counsel for the city of San Diego, at a total compensation of \$5000.00, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69704, recorded in Book 62 of Resolutions, releasing the bond of Harry James Kelly and the Commercial Casualty Insurance Company, for any acts of said Harry James Kelly as Acting Chief of Police, on and after July 18, 1939, was on motion of

Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69705, recorded in Book 62 of Resolutions, releasing the bond of Wesley C. Crandall and the National Automobile Insurance Company for any acts of said Wesley C. Crandall as Councilman, on and after July 11, 1939, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69706, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a contract with Gordon N. Scott, Pipeline Technologist, for services to be rendered at a total fee of \$1750.00, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69707, recorded in Book 62 of Resolutions, accepting the deed of Johanna L. Buyer and Theodor A. Reich, for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69708, recorded in Book 62 of Resolutions, accepting the deed of Pear Pearson and Helen M. Pearson, for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69709, recorded in Book 62 of Resolutions, accepting the deed of George Trauth and Almira Trauth, for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from Purchasing Agent reporting on bids for magazine and newspaper subscriptions for the Library was presented.

RESOLUTION NO. 69710, recorded in Book 62 of Resolutions, accepting the bid of Herman Goldberger Agency to furnish the City of San Diego with magazine and newspaper subscriptions for the Library; and authorizing the City Manager to enter into a contract with said Herman Goldberger Agency, for furnishing said subscriptions; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 69711, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to purchase certain property in Block 20, La Jolla Park; for playground purposes, under certain conditions, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69712, recorded in Book 62 of Resolutions, directing the City Manager and the City Engineer not to start proceedings for Sunset Cliffs Lighting District No. 1, for 1939-40; and authorizing the City Manager to arrange to light the thirteen standards on Sunset Cliffs Boulevard, on the water front; was on motion of Councilman Weggenman, adopted.

At this time Mayor P. J. Benbough was excused, and Vice-Mayor Herbert E. Fish took the chair as Mayor Pro-tempore.

ORDINANCE NO. 1627, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$77.00 out of the Unappropriated Balance Fund of the City of San Diego in full payment and settlement of the Claim of R. J. Bragg, 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 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--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1628, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$180.00 from the General Fund of the City of San Diego in full payment and settlement of the claim of Cornelius Kelleher, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1629, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$60.00 from the Unappropriated Balance Fund of the City of San Diego in full payment and settlement of the claim of Joseph Kennedy, 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, and Flowers. Nays--None. Absent--Mayor Benbough.

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 Flowers. Nays--None. Absent--Mayor Benbough.

By unanimous consent, ORDINANCE NO. 1630, new series, recorded in Book 47 of Ordinances, Appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund for the purpose of repairing a portion of the Mission Beach Seawall and ornamental light posts located thereon, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 Flowers. Nays--None. Absent--Mayor Benbough.

By unanimous consent, ORDINANCE NO. 1631, new series, recorded in Book 47 of Ordinances, Amending Sections 17, 19, 27 and 32 of Ordinance No. 12456 (Mechanical Engineer's Ordinance) of the Ordinances of the City of San Diego, adopted August 5, 1929, and Repealing Sections 4, 5, 9 and 14, of Ordinance No. 1000 (New Series), adopted October 6, 1936, 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 and Flowers. Nays--None. Absent--Mayor Benbough. 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 and Flowers. Nays--None. Absent--Mayor Benbough.

By unanimous consent, ORDINANCE NO. 1632, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$3,500.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the purchase of right-of-way, the payment of damages to property, cost of moving encroachments, cost of embankment, slope rights, cost of title report and insurance, escrow fees, and incidentals for the widening of Euclid Avenue, between El Cajon Boulevard and Monroe 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 and Flowers. Nays--None. Absent--Mayor Benbough. 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 Flowers. Nays--None. Absent--Mayor Benbough.

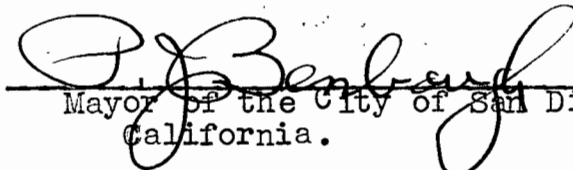
ORDINANCE NO. 1633, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$1700.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of paying the City's proportion of State Relief Project 173, covering the cleaning of beaches, was on motion of Councilman 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 Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

A proposed Ordinance creating a setback line of seven and one-half feet on the east side of Third Avenue, between Laurel Street and Maple Street, was presented, and on motion of Councilman Housh, Tuesday, the 8th day of August, 1939, at the hour of 10:00 o'clock A.M. was set as the date and time for a hearing on the proposed ordinance.

At this time Councilman Flowers was excused.

By unanimous consent, RESOLUTION NO. 69713, recorded in Book 62 of Resolutions, authorizing the City Engineer to make an application for a W.P.A. project to construct a bridge at National Avenue and approximately 40th Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, August 1st, 1939.

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 Flowers, the minutes of the regular meeting of Tuesday, July 25th, 1939, 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 H, Altadena, under Resolution of Intention No. 69467, 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 of the Hartford Accident and Indemnity Company; in the amount of \$200.00; which was given Document No. 314982.

V. R. Dennis Construction Company; accompanied by a certified check for \$180.00 on the Security Trust and Savings Bank of San Diego; which was given Document No. 314983.

Griffith Company; accompanied by a bond of the National Surety Corporation in the amount of \$200.00; which was given Document No. 314984.

Thereupon, on motion of Councilman Simpson, 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 protests against the furnishing of electric current for Ocean Beach Lighting District No. 1, 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, RESOLUTION NO. 69714, recorded in Book 62 of Resolutions, confirming and approving the City Engineer's report and assessment for said work, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Mission Beach Lighting District No. 2, 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, RESOLUTION NO. 69715, recorded in Book 62 of Resolutions, confirming and adopting the Engineer's report and assessment for said work, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Petition of A. A. Schilling for special sewer connection permit; approved by the Inspector of Plumbing and the City Manager; was presented.

RESOLUTION NO. 69716, recorded in Book 62 of Resolutions, granting permission to A. A. Schilling, to connect the building now under construction at 4063 University Avenue to a soil line existing and in use accomodating two other buildings at adjacent location; all of which property is under one ownership; the owner to accept responsibility for any stoppages, etc., that may occur; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Donald C. Burnham for closing a portion of Gregory Street, between Maple and Nutmeg Streets, was presented; together with recommendations from the City Engineer and the City Planning Commission.

RESOLUTION NO. 69717, recorded in Book 62 of Resolutions, granting the petition of Donald C. Burnham for closing a portion of Gregory Street on its westerly side, between Maple and Nutmeg Streets; the closing to be such as will provide a street sixty feet in width, as shown on the drawing attached to Document No. 314939; and authorizing and directing the City Attorney to prepare the necessary papers to effect said closing; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of W. J. Bailey Company for closing portions of Curlew Street and Horton Avenue was presented; together with recommendation from the City Engineer, and recommendation for denial by the City Planning Commission.

On motion of Councilman Housh, seconded by Councilman Weggenman, said petition was tabled for one week.

Petition of Samuel J. Heidner for zone variance near Armada Terrace was presented; together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 69718, recorded in Book 62 of Resolutions, granting permission to Samuel J. Heidner, to erect a single-family residence, with a rear yard of ten feet, on a portion of Pueblo Lot 174; and granting a variance to the restrictions of Ordinance No. 32, New Series; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Petition of E. J. Cornelison for Zone Variance at 301 - 20th Street was presented; together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 69719, recorded in Book 62 of Resolutions, granting permission to E. J. Cornelison, 301 - 20th Street, to remodel an existing store on Lot 6, Block 30, Sherman's Addition, in Zone R-4, to the property line on 20th Street; and granting a variance to the provisions of Ordinance No. 12942, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of the San Diego Theatre Corporation for a zone variance at 47th Street and El Cajon Boulevard was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69720, recorded in Book 62 of Resolutions, granting permission to the San Diego Theatre Corporation, 814 New California Building, to erect and operate a theatre and parking lot on Lot 28, Granada Tract, in Zone R-4; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Elise Lueders for a Zone Variance on Allen Road was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69721, recorded in Book 62 of Resolutions, granting permission to Elise Lueders, 726 West Pennsylvania Street, to construct a three-car garage on Villa Lot 10 and a portion of Villa Lot 11, Mission Hills, to the front property line on Allen Road; the garage to be used only for the purpose of storing automobiles and trucks; and granting a variance to the restrictions of Ordinance No. 12990 on the property mentioned; was on motion adopted.

Petition of H. Emmert for Zone Variance at 20th Street and Island Avenue was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69722, recorded in Book 62 of Resolutions, granting permission to H. Emmert, 1830 Island Avenue, to erect a grocery store in the rear of No. 500 - 20th Street, on Lot 7, Block 13, Sherman's Addition, in Zone R-4; and granting a variance to the restrictions of Ordinance No. 12942 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Fred Truesdell for a Zone Variance at Pacific Highway and Glendora Street was presented; together with recommendation of approval from the City Planning Commission.

On motion of Councilman Simpson, seconded by Councilman Weggenman, the matter was tabled for one week.

Communication from City of Escondido requesting approval of its application for permit to construct Police Radio Transmitters was presented; together with recommendation from City Manager F. A. Rhodes.

RESOLUTION NO. 69723, recorded in Book 62 of Resolutions, adopting the recommendation of City Manager F. A. Rhodes regarding the request of the City of Escondido, for approval of its application to the Federal Communications Commission for a permit to construct two police radio transmitters, one stationary unit and one mobile unit; and authorizing the City Clerk to transmit two copies of the City Manager's communication of recommendation to Mr. Fred L. Cooper, Mayor of Escondido; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Petition of B. J. Elander for Zone Variance at 3738 Pacific Highway was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 69724, recorded in Book 62 of Resolutions, denying the petition of B. J. Elander, 1139 - 19th Street, for a variance to the restrictions of Ordinance No. 12990, on Lots 10 and 11, Block 253, Middletown, for erection and operation of a dog and cat hospital and kennels in Zone M-1, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Ed F. Nolan for setback suspension at 26th and G Streets was presented, together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69725, recorded in Book 62 of Resolutions, granting permission to Ed F. Nolan, et al., to erect two duplexes on the north ninety feet of Lots 1 to 5, Block 23, Breed and Chase Subdivision, at the southwest corner of 26th and G Streets, with a five-foot setback on 26th Street; and suspending the provisions of Setback Ordinance No. 12321, in so far as they relate to the property; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Perry O. Guthrie for permission to solicit business for painting House Numbers on Curbs was presented; together with recommendation for denial from the City Manager.

RESOLUTION NO. 69726, recorded in Book 62 of Resolutions, denying the petition of Perry O. Guthrie, Box 96, La Mesa, for permission to paint house numbers on the curbs, and for the exclusive privilege of doing so, as petitioned for under Document No. 314625, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Application of Mrs. Josie Sciuto for application for license to conduct public dance on premises where intoxicating liquor is sold, was presented; together with reports from the Chief of Police, the Social Welfare Director and investigating officers.

On motion of Councilman Knox, seconded by Councilman Flowers, the application was tabled for one week.

Report of the Committee on bids received for the completion of the Ground Floor of the City and County Administration Building, Civic Center, was presented and read. On motion of Councilman Fish, seconded by Councilman Flowers, the report was ordered filed.

Communication from the Citizens Union relative to the need of a State Building in San Diego was presented.

On motion of Councilman Housh, seconded by Councilman Knox, the communication was ordered filed.

RESOLUTION NO. 69727, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare a resolution urging the State of California to proceed, as expeditiously as possible, with the erection of a State Building in San Diego, and to explain the matter of the City having voted tidelands for the purpose of such a building; also authorizing transmitting to the Governor a copy of the report of the Industrial

Committee of the Chamber of Commerce on housing of State Offices in San Diego; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Port Director urging the Council to give the 5-day week a fair trial was read and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed.

Communication from Stanley M. Gue, Deputy Labor Commissioner, relative to 5-day week for City Employees, was read and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed.

Communication from the Pacific Beach Coordinating Council commending the Council on its appointment of Fred W. Simpson as Councilman was presented, and on motion of Councilman Simpson, seconded by Councilman Flowers, ordered filed.

Communication from the Polar Ice Cream Service was presented, relative to vending of Ice Cream in the city parks; together with a report on the matter from W. Allen Perry, Park Director.

On motion of Councilman Knox, seconded by Councilman Flowers, the communication was ordered filed.

Communication from Harry S. Wosk suggesting the installation of better lights on Market Street, west of State Street, was presented; together with a recommendation from the City Manager that the property owners should present a petition for the work, and stating that the City should bear its proportion of the cost of installation on a frontage of about 300 feet of city-owned property.

On motion of Councilman Knox, seconded by Councilman Weggenman, the Manager's recommendation was adopted, and the City Clerk requested to send a copy of the recommendation to Mr. Wosk.

Communication from the Superintendent of Schools requesting space in Balboa Park Buildings for the Visual Education Department and the Central School Library was presented; together with recommendation for denial from the Park Director.

RESOLUTION NO. 69728, recorded in Book 62 of Resolutions, denying the request of the Superintendent of Schools, addressed to the City Manager, requesting space in Balboa Park for the occupancy of the Visual Education Department and the Central Library of the city schools; as recommended by the Park Director; was on motion of Councilman Knox, seconded by Councilman Fish, adopted. Councilman Simpson voted "Nay" on the resolution.

Communication from the City Engineer reporting on delinquency of Pacific Highway Lighting District No. 1 was presented; and on motion of Councilman Knox, seconded by Councilman Fish, referred to the Mayor.

Communication from the City Engineer relative to estimated cost for paving a portion of Polk Avenue, between Louisiana and Texas Streets, was presented.

RESOLUTION NO. 69729, recorded in Book 62 of Resolutions, abandoning the proceedings heretofore taken for the proposed improvement of Polk Avenue, between Louisiana and Texas Streets, in accordance with the provisions of the Special Investigation, Limitation and Majority Protest Act of 1931; the cost of the proceedings to date to be charged to the Abandoned Street Proceedings Fund; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Engineer reporting on the estimated cost for paving Beardsley Street, between Kearney Avenue and Logan Avenue was presented.

A motion by Councilman Knox, seconded by Councilman Fish, to adopt the recommendation contained in the City Engineer's report to abandon the proceedings was withdrawn.

On motion of Councilman Knox, seconded by Councilman Weggenman, the matter was continued for two weeks.

By unanimous consent, Mr. Walter Bellon was allowed to present a communication from the County Clerk regarding the inclusion of additional lands in the Anza State Park, and requesting the Council to appoint a representative from the City to serve on a committee to study the subject.

Councilman Weggenman moved that the City Manager be appointed. There was no second to the motion.

On motion of Councilman Knox, seconded by Councilman Weggenman, the communication was referred to the City Manager, to submit his report and recommendation in one week.

Petition of J. M. Kendrick for approval of Tentative Map of Subdivision of portion of Pueblo Lot "C" was presented; together with reports from the Health Department, the City Engineer and the City Planning Commission.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the petition was referred to the City Manager.

Communication from the Municipal Traffic Commission returning certain documents relative to the proposed installation of Parking Meters in San Diego was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Petition of Geo. W. Wood for permission to install Parking Meters was ordered filed.

Petition of Duncan Meter Corporation for permit to install Parking Meters was ordered filed, on motion of Councilman Knox, seconded by Councilman Fish.

Protest of Citizens against the use of Parking Meters in San Diego was ordered filed.

Communication from Dan Taylor, for the Executive Committee of the Communist Party, opposing the use of Parking Meters, was ordered filed.

Communication from the Merchants Association regarding proposed installation of Parking Meters was on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Proposal of the Graybar Electric Company for furnishing and installing parking meters in San Diego was ordered filed.

Communication from the Municipal Traffic Commission recommending sidewalks and curbs at all corners of the intersection of Pacific Highway and Rosecrans Street was presented.

RESOLUTION NO. 69730, recorded in Book 62 of Resolutions, directing the City Engineer to prepare plans and start the proceedings, under the 1911 Act, for the construction of sidewalks and curbs at the intersection of Pacific Highway and Rosecrans Street, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the City Engineer recommending the installation of street lights at various locations was presented.

RESOLUTION NO. 69731, recorded in Book 62 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 C.P. street lamps at Altadena Street and Sterling Court, south intersection; Van Dyke Avenue at Wightman Street; and at Auburn Drive and Wightman Street; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from Edward S. Hope regarding the Santa Fe Railway Crossing at Taylor and Rosecrans Streets was presented, and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the Municipal Traffic Commission recommending that parking be prohibited on the north side of Laurel Street in Balboa Park, between the Plaza and Park Boulevard was presented.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the communication was referred to the City Manager and to the Park Director.

Communication from the International Association of Electrical Inspectors urging the Council to send representatives to the meeting in San Francisco from August 14 to 17, 1939, was presented; together with communication from the City Manager stating that the City Attorney has ruled it is illegal to send representatives to conventions at the City's expense.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the communication was ordered filed.

Communication from the City Engineer transmitting resolution of intention for Adams Avenue Lighting District No. 1 was presented.

RESOLUTION OF INTENTION NO. 69732, for Adams Avenue Lighting District No. 1, was presented, and on motion of Councilman Fish, seconded by Councilman Knox, adopted, and recorded in Book 62 of Resolutions.

RESOLUTION NO. 69733, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for Roseville Lighting District No. 1, was presented and on motion of Councilman Knox, seconded by Councilman Fish, adopted.

On motion of Councilman Knox, seconded by Councilman Flowers, the following Documents were referred to the City Manager for a report on the type of paving to be used in each instance:-

- Petition of property owners for paving the Alley in Block 55, University Heights.
- Petition of property owners for paving the Alley in Block 54, Fairmount Addition.
- Petition of property owners for paving the Alley in Block 152, Mission Beach.
- Petition of Property Owners for paving Strandway between Ventura Place and San Jose Place.
- Communication from Mission Beach Organizations relative to petitions for paving Strand Way.
- Petition of property owners for paving the Alley in Block 4, Eastgate.

RESOLUTION NO. 69734, recorded in Book 62 of Resolutions, authorizing and directing the City Engineer to include in his report on petitions of property owners for the improvement of public streets or alleys in said City, his recommendation as to the type and thickness of pavement best suited for the proposed improvement in accordance with good engineering practice, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69735, recorded in Book 62 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of California Project Statement No. 8, covering improvements of state highways within the City limits, was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69736, recorded in Book 62 of Resolutions, accepting the deed of Anna J. Watson for sewer purposes, was presented and on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of the Union Title Insurance and Trust Company for reserved curb space on the north side of Broadway, west of Second Avenue, was presented.

RESOLUTION NO. 69737, recorded in Book 62 of Resolutions, establishing a passenger loading and unloading zone of thirty-five feet on the north side of Broadway, just west of Second Avenue, was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69738, recorded in Book 62 of Resolutions, repealing Resolution No. 69141, entitled, "Relating to proposed Assessment for Improvements in Alley Block 6, Frary Heights; and portion of Thorn Street," adopted April 4, 1939; and abandoning all proceedings subsequently had and taken in contemplation of the passage of a resolution of intention to make said improvements; was presented and on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69739, recorded in Book 62 of Resolutions, directing the City Engineer to furnish the Council with a description of the assessment district, etc., for the proposed paving with 4" pavement, and otherwise improving the Alley in Block 6, Frary Heights; and Thorn Street, between the northerly prolongation of the east and west lines of the Alley in Block 6, Frary Heights; was presented and on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69740, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of The City of San Diego to advertise for sealed proposals or bids for furnishing the City with one truck chassis, and two motor patrol graders, in accordance with Notice to Bidders, Specifications, etc., on file in the office of the City Clerk under Document No. 314991, was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Ethel L. Rhodes for establishing the grade of the Alley in Block "D" of Starkey's Prospect Park was presented.

ORDINANCE NO. 1634, new series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block D, Starkey's Prospect Park, between the easterly line of Draper Avenue and the easterly termination of said Alley in Block D, Starkey's Prospect Park, 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.

ORDINANCE NO. 1635, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$6000.00 out of the unappropriated balance fund of the City of San Diego for the purpose of purchasing material and providing labor for installation of Flood Lights in the Municipal Stadium in Balboa Park, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Communication from the City Auditor transmitting form of Ordinance appropriating \$27.01 from Payments Refundable Account was presented.

ORDINANCE NO. 1636, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$27.01 out of the Payments Refundable Account for the relief and benefit of C. E. Spencer, John Funk, Shell Oil Company, Alfred M. Lewis, Inc., and Pauline Peterman, was on motion of Councilman Fish, 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 Fish, 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. 1637, new series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of purchasing material and hiring labor for repair of Streets, Bridges and Culverts in said City, was on motion of Councilman 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.

Communication from the Municipal Traffic Commission submitting an ordinance creating a Municipal Traffic and Safety Commission; authorizing the employment of an expert upon safety and traffic regulations; and repealing conflicting ordinances; was presented.

ORDINANCE NO. 1638, new series, recorded in Book 47 of Ordinances, creating a Municipal Traffic and Safety Commission of the City of San Diego; authorizing the employment of an expert upon safety and traffic regulations; and repealing Ordinance No. 10776, approved November 17, 1926; Ordinance No. 12744, approved March 3, 1930; and Ordinance No. 13385, approved December 14, 1931, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1639, new series, recorded in Book 47 of Ordinances, amending Section 22 of Ordinance No. 11648 (Plumbing Ordinance) of the Ordinances of the City of San Diego, entitled, "An Ordinance relating to and regulating Sanitary Plumbing and Drainage, prescribing the conditions under which plumbing may be carried on in the City of San Diego, California, and repealing Ordinances numbered 8628, 8848 and 9323, and all ordinances and parts of ordinances in conflict herewith," approved March 28, 1928; requiring Master Plumbers to display signs at their places of business, etc.; was on motion of Councilman Fish, 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 Fish, 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.

By unanimous consent, RESOLUTION NO. 69741, recorded in Book 62 of Resolutions, authorizing the City Manager to install an emergency sewer pump and connections on the City and County Administration Building grounds, at the expense of the City, upon condition that the County of San Diego furnish such pump and necessary materials for the installation thereof at the expense of said County, was presented and on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

On motion of Councilman Fish, a recess was taken until 4:00 o'clock P.M.

Upon reassembling the roll call showed the following:

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

Clerk----Fred W. Sick.

Absent---Councilman Weggenman.

At this time a majority of the members of the Council signed the official bond of Gerald G. Geddes as District Water Bill Collector.

Communication from the County Clerk requesting an opinion from the City Attorney's Office as to the legality of a proposed lease of 7500 square feet of space in some of the Balboa Park Buildings, for the County Library; exclusive possession to be given to the County for a period of five years; the County to pay \$40.00 per month rental therefor, was presented, read and ordered filed.

Communication from the City Attorney's Office submitting the opinion asked for, and stating that neither the Park authorities nor the City Council have the power to legally permit a Balboa Park Building to be placed under the exclusive control of the County of San Diego, was read, and on motion ordered filed.

Supervisors Richards, Faddis, Bellon and Warner and Deputy District Attorneys Edgar I. Kendall and Carroll Smith met with the Council at this time to consider the matter of the Civic Center Building ground floor finishing.

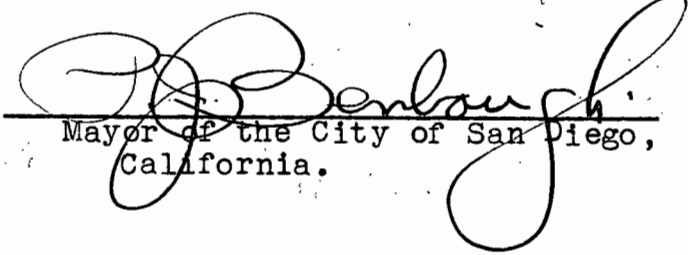
RESOLUTION NO. 69742, recorded in Book 62 of Resolutions, wherein the Council agrees to put up the City's share of funds for the finishing of the Civic Center ground floor, with the full allowance for the difference of cost of completion of the courts at the Police Headquarters to be made by the County of San Diego toward the work, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69743, recorded in Book 62 of Resolutions, appointing a committee consisting of the Mayor, Chairman of the Board of Supervisors, a representative of the City Attorney's office, a representative of the District Attorney's office, the City Manager, to study and recommend to the Council and the Board of Supervisors action to be taken on the bids received for the Civic Center ground floor finishing, was on motion of Councilman Knox, seconded by Councilman Fish, adopted. Mayor Benbough voted "Nay" on the resolution.

By unanimous consent a committee from the American Legion were allowed to present a request for \$5,000.00 toward the expenses of a convention in San Diego during 1940.

RESOLUTION NO. 69744, recorded in Book 62 of Resolutions, denying the verbal request of the American Legion Convention Corporation for a contribution of \$5,000.00 toward the expenses of a proposed convention to be held in San Diego in 1940, was on motion adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, August 8th, 1939.

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 Knox, the minutes of the regular meeting of Tuesday, August 1st, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for University Avenue Lighting District No. 3, he had received one bid, which bid was on motion duly and regularly in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 315097.

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

At this time a majority of the members of the Council signed:
Bond of George Franklin Adams as District Water Bill Collector.
Bond of Robert E. Hunt as District Water Bill Collector.

The hour of 10:00 o'clock A.M. having arrived, the time set for consideration of an Ordinance adopting an amendment to the "Major Street Plan for the City of San Diego", particularly affecting the extension of Mission Valley Road from College Avenue easterly to connect with El Cajon Boulevard at Sixty-seventh Street, the Mayor inquired if any interested persons were present who desired to be heard.

Mr. Wm. L. Baskerville, representing the El Cajon Boulevard Civic Association, spoke protesting the proposed ordinance.

A motion was made by Councilman Weggenman, seconded by Councilman Knox, that the recommendation of the Planning Commission be disapproved. This motion was withdrawn.

On motion of Councilman Simpson, seconded by Councilman Flowers, the proposed ordinance was referred back to the City Planning Commission for further study. Councilman Housh voted "Nay" on this motion.

The hour of 10:00 o'clock A.M. having arrived, the time set for considering a proposed Ordinance creating a Setback Line of seven and one-half feet on the east side of Third Avenue, between Laurel Street and Maple Street, the Mayor inquired if any interested persons were present who desired to be heard. The Clerk reported that no protests had been filed.

Communication from the Legal Department transmitting form of Ordinance creating such a setback line was presented and ordered filed.

ORDINANCE NO. 1640, New Series, recorded in Book 47 of ordinances, creating a Setback Line of seven and one-half feet on the east side of Third Avenue, between Laurel Street and Maple Street, and providing the penalty for the violation thereof, 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 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.

Petition of Fred Truesdell, et al., for Zone Variance at Pacific Highway and Glendora Street was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69745, recorded in Book 62 of Resolutions, granting permission to Fred L. Truesdell, et al., to erect and operate a service station in Zone R-4, on Fractional Block 4, Stephens Addition, at Pacific Highway and Glendora Street; and granting a variance to the restrictions of Ordinance No. 100, New Series, in so far as said restrictions relate to the property mentioned above, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Ralph Koen for special sewer connection permit was presented, together with recommendation for denial from the Bureau of Sanitary Engineering.

RESOLUTION NO. 69746, recorded in Book 62 of Resolutions, denying the petition of Ralph Koen, 5145 La Dorna Street, for an extension of a sewer line from a septic tank serving a new residence on Lot 29, La Mesa Colony, to connect with an existing cesspool, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Residents protesting against the riding of Bicycles on Mission Beach promenade, along the ocean front, and requesting that steps be taken to enforce the law prohibiting bicycle riding on sidewalks, was presented; and on motion of Councilman Fish, seconded by Councilman Flowers, referred to the City Manager.

Petition of property owners on India and Columbia Street protesting against the issuance of a Dine and Dance License to operate the Roma Inn, at 1753 India Street, was presented; together with communication from the City Manager recommending that the petition be denied.

On motion of Councilman Fish, seconded by Councilman Housh, the matter was tabled for one week.

Petition of Property Owners for paving Nile Street, between University Avenue and Dwight Street, was presented; together with recommendation from the City Engineer that the petition be granted and that the pavement be asphalt concrete, 4" thick; and a communication from the R. E. Hazard contracting firm stating that they can guarantee a top price not to exceed \$0.025 square foot for rough grade and fine grade, and \$0.11 per square foot for 4" Asphalt Paving.

RESOLUTION NO. 69747, recorded in Book 62 of Resolutions, granting the petition contained in Document No. 314876, for paving Nile Street, between Dwight Street and University Avenue; the pavement to be asphalt concrete, 4" thick, as recommended by the City Engineer; and authorizing the City Engineer to furnish a plat showing the district of lands to be assessed for this proposed improvement, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Daniel Deacon for special plumbing permit at the Vauclain Home was presented; bearing the approval of the City Manager.

RESOLUTION NO. 69748, recorded in Book 62 of Resolutions, granting permission to Daniel Deacon to install 60 feet of Cast Iron "Areo" screw pipe to serve a bed pan washer and sterilizer at Vauclain Home; the work to be done under permit #31405; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of the Navy Relief Carnival Committee for permission to hang banners at various locations was presented; together with a recommendation from the City Manager that the petition be granted.

RESOLUTION NO. 69749, recorded in Book 62 of Resolutions, granting permission to the Navy Relief Carnival Committee by R. W. Truitt, Chairman, to hang banners at a number of locations throughout the City; it being understood that no banners will be hung across the street; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of J. M. Kendrick for approval of a tentative map of Subdivision of portion of P. L. "C" was presented together with recommendations from the Health Department, the City Engineer, the City Planning Commission and the City Manager.

RESOLUTION NO. 69750, recorded in Book 62 of Resolutions, approving the tentative Map of a portion of P.L. "C", was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

This approval was subject to the improving by grading and surfacing with a two inch rock and oil surface of Albatross Drive; the installation of six inch concrete sewer main and four inch Class "B" water line in accordance with City specifications; that portions of Lewis Street should be graded to provide convenient access to each lot; and that the subdivider should comply with the recommendation of the City Engineer concerning the extension of Arbor Drive; grading same to provide convenient access to each lot.

By unanimous consent, on motion of Councilman Flowers, seconded by Councilman Weggenman, a representative of the Pacific Greyhound Lines was allowed to speak; requesting the repeal of a certain resolution establishing a bus loading zone on the north side of Broadway, just west of Second Avenue.

He was advised by the Chairman to put his request in writing, so that it could be properly acted upon later in the meeting.

Communication from the Catholic Youth Organization requesting the Council to endorse their campaign to induce publishers to remove lewd and salacious matter from their magazines was presented and read.

RESOLUTION NO. 69751, recorded in Book 62 of Resolutions, endorsing the campaign sponsored by the Catholic Youth Organization seeking to rid the newspapers and magazines of indecent and salacious literature, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from Mrs. Lena Kendall requesting early action towards re-aligning Crown Point Drive was presented. Mrs. Kendall spoke regarding the importance of the work requested.

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

Communication from Local No. 229, International Association of Bridge, Structural, Ornamental and Reinforced Ironworkers, requesting that the wage scale for Reinforcing Ironworkers (Rodmen) be changed from \$1.12½ per hour to \$1.25 per hour, was read.

On motion of Councilman Fish, seconded by Councilman Weggenman, the communication was ordered filed; and the City Clerk authorized to advise the Ironworkers that the requested rate will be used on the job of completing the Ground Floor of the Civic Center, and other projects.

By unanimous consent, on motion of Councilman Knox, seconded by Councilman Flowers, Mr. Ed Hastings was allowed to speak, as a member of the San Diego Historical Society, regarding a proposed plaque at the Civic Center in honor of Father Horton.

RESOLUTION NO. 69752, recorded in Book 62 of Resolutions, authorizing and requesting the Mayor to appoint a committee of two to work with the San Diego Historical Society in placing at the Administration Building of the Civic Center a plaque proposed in honor of Father Horton, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the San Diego Public Safety Committee regarding the necessity of installing automatic directing signals at the intersection of Pacific Highway and Rosecrans Street; and commending the Council for ordering sidewalks and curbs installed at this intersection; was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Engineer recommending condemnation proceedings for securing possession of rights-of-way for a sewer main extension in Chollas Canyon from 34th Street to a tank at 58th Street was presented and read.

RESOLUTION NO. 69753, recorded in Book 62 of Resolutions, referring to the City Attorney the communication from the City Engineer recommending condemnation proceedings for securing rights of way for sewer main extension in Chollas Canyon from 34th Street to a tank at 58th Street; to prepare proper proceedings; eliminating parcel #3, for which an easement has been secured; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Engineer recommending that certain land be purchased for the Washington Street Extension Project, was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 69754, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain real property for the purpose of extending Washington Street, in the City of San Diego, from Fifth Avenue to Lincoln Avenue; and authorizing certain requisitions on the Rights of Way Trust and Revolving Fund; and authorizing the payment of escrow charges and incidental expenses; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Hydraulic Engineer transmitting labor classifications and data re wage scale for work on the installation of a 30" Cast Iron main along Upas Street, from 30th Street to Fifth Avenue, was presented; and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Attorney.

Communication from the City Auditor reporting on the claim of Carl Schroder was presented, and read.

RESOLUTION NO. 69755, recorded in Book 62 of Resolutions, denying the claim of Carl Schroder, 4844 West Point Loma Boulevard, filed on July 25, 1939, against the City of San Diego, in the amount of \$3.00; alleged to be due on account of defective sewer connection; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of Virginia B. Perry was presented, and read.

RESOLUTION NO. 69756, recorded in Book 62 of Resolutions, denying the claim of Virginia B. Perry, Harbor Road, Southport, Connecticut, filed July 17, 1939, against the City of San Diego, in the amount of \$53,381.64; alleged to be due on account of personal injuries and expenses incident thereto when she fell on the sidewalk on Jenner Street, adjacent to the Colonial Hotel, in La Jolla; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of C. E. Cooley was presented, and read.

RESOLUTION NO. 69757, recorded in Book 62 of Resolutions, denying the claim of C. E. Cooley, 4634 - 36th Street, filed on July 10, 1939, against the City of San Diego, in the amount of \$26.55; alleged to be due on account of property damage sustained by his automobile in a collision with a City automobile; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Board of Supervisors relative to protest against the method of constructing Mission Valley Road, was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager relative to the methods used in improving Mission Valley Road was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from R. E. Hazard & Sons, under date of August 7th, 1939, relative to Mission Valley Road Construction, was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from Edward S. Hope relative to the railway crossing at Taylor and Rosecrans Streets was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the City Manager relative to the railway crossing at Taylor and Rosecrans Streets was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed. The Clerk was requested to send a copy of the City Manager's letter to Edward S. Hope.

Communication from the Purchasing Agent reporting on bids for furnishing asphalt paving material was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 69758, recorded in Book 62 of Resolutions, accepting the bid of Daley Corporation for furnishing certain asphaltic base and surfacing for street patching and repairs; and authorizing the City Manager to enter into a contract with said Daley Corporation for furnishing said material; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent reporting on bids for black steel pipe was presented, and on motion of Councilman Fish, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 69759, recorded in Book 62 of Resolutions, accepting the bid of the Pennsylvania Iron and Steel Company to furnish the City with 21,500 feet of black steel pipe in sizes from 3/4" to 2" for the sum of \$2314.50; and authorizing the City Manager to enter into a contract for furnishing said pipe with the said Pennsylvania Iron and Steel Company, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

At this time, a petition of the Pacific Greyhound Lines for a hearing regarding a bus passenger zone granted at 2nd Avenue and Broadway was read, and on motion of

Councilman Knox, seconded by Councilman Fish, referred to the Municipal Traffic Commission.

RESOLUTION NO. 69760, recorded in Book 62 of Resolutions, rejecting all bids received and opened on the 25th day of July, 1939, at 10:00 o'clock A.M. of said day, for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center; and stating that the resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Communication from the City Attorney submitting said resolution was on motion of Councilman Simpson, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69761, recorded in Book 62 of Resolutions, ascertaining the current prevailing rate of per diem wages and rates for legal holiday and overtime work for each classification or type of workman, or mechanic, needed to execute the contract for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69762, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to insert in the contract documents for the construction and finishing work on the ground floor of the San Diego City & County Administration Building, Civic Center, the date of August 29, 1939 for opening bids, and to insert the date of January 1, 1940 as the date for completion of the work, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69763, recorded in Book 62 of Resolutions, approving the contract documents, including Notice Inviting Bids and specifications and drawings for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center, San Diego; and authorizing the City Purchasing Agent to proceed, jointly, with the Purchasing Agent of the County of San Diego, to publish a notice to contractors calling for bids for doing said work; and determining that this resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from City Engineer reporting on bids for Five Points Lighting District No. 1 was presented, and on motion of Councilman Flowers seconded by Councilman Weggenman, ordered filed. This report was approved by the Manager.

RESOLUTION OF AWARD NO. 69764, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Five Points Lighting District No. 1, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from City Engineer reporting on bids for University Avenue Lighting District No. 1 was presented, and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed. This report was approved by the Manager.

RESOLUTION OF AWARD NO. 69765, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from City Engineer reporting on bids for Talmadge Park Lighting District No. 4 was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed. This report was approved by the Manager.

RESOLUTION OF AWARD NO. 69766, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Talmadge Park Lighting District No. 4, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69767, recorded in Book 62 of Resolutions, for furnishing electric current for Mission Beach Lighting District No. 2, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69768, recorded in Book 62 of Resolutions, for furnishing electric current for Ocean Beach Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69769, recorded in Book 62 of Resolutions, 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 closing a portion of GREGORY STREET, between Maple and Nutmeg Streets, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69770, recorded in Book 62 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on sidewalking and curbing Pacific Highway, between Harasthy Street and B Street, as particularly described in Resolution of Intention No. 69348, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69771, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners regarding the proposed paving of the North and South Alleys in Blocks 3, and 4, Hartley's North Park, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69772, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing wage scale for the proposed paving of the Alley in Block 78, Park Villas, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69773, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing wage scale for the proposed paving of the Alley in Block 53, University Heights, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69774, recorded in Book 62 of Resolutions, approving for payment certain bills submitted by the San Diego City and County Convention Bureau, in the sum of \$1547.56; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69775, recorded in Book 62 of Resolutions, accepting the deed of Alice C. Strachan, Lucile Strachan and Jean C. Strachan, for a portion of El Cajon Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69776, recorded in Book 62 of Resolutions, accepting the subordination agreement by the Union Title Insurance and Trust Company, under a certain deed of trust executed by Alice C. Strachan, et al., was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69777, recorded in Book 62 of Resolutions, accepting the subordination agreement by the Union Title Insurance and Trust Company, under a certain deed of trust executed by Alice C. Strachan, et al., was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69778, recorded in Book 62 of Resolutions, accepting the subordination agreement by the Union Title Insurance and Trust Company, under a certain deed of trust executed by Alice C. Strachan, et al., was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69779, recorded in Book 62 of Resolutions, accepting the subordination agreement by the Union Title Insurance and Trust Company, under a certain deed of trust executed by Alice C. Strachan, et al., was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent recommending advertising for bids for 6704 feet of standard B. & S. cast iron pipe in sizes from 6" to 12" was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69780, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with 6704 feet standard B. & S. cast iron pipe in sizes from 6" to 12", in accordance with notice to bidders and specifications contained in Document No. 315094, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69781, recorded in Book 62 of Resolutions, authorizing and directing the interested City Departments to enforce the following regulations for taking of black bass from the City lakes during the season of 1939:

Ten (10) is the limit of bass to be taken by any one person in any one day;
The minimum length of takeable bass is decreased to nine (9) inches instead of eleven (11) as heretofore allowed;

and providing that the outline of a fish of the minimum size allowed shall be stencilled on at least two places on each boat used by fishermen on City lakes; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

By unanimous consent, on motion of Councilman Housh, seconded by Councilman Knox, the matter of proposed charter amendments was considered.

RESOLUTION NO. 69782, recorded in Book 62 of Resolutions, requesting the Mayor to call a conference for Friday, August 11th, 1939, at 2:00 P.M. to consider the proposed Charter Amendments; and requesting the City Attorney to prepare a list of the contemplated changes, for consideration at this conference; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Engineer transmitting ordinances establishing the grades of the Alleys in Block 3, Hartley's North Park and the grades of the Alleys in Block 6, Roseville Heights, was presented, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

ORDINANCE NO. 1641, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alleys in Block 3, Hartley's North Park, 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. 1642, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alleys in Block 6, Roseville Heights, 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

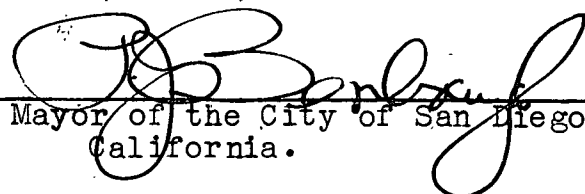
ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

By unanimous consent, Communication from the City Attorney submitting an ordinance appropriating \$600.00 for sewer main extension in Chollas Canyon was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

ORDINANCE NO. 1643, New Series, recorded in Book 47 of ordinances, appropriating the sum of \$600.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the construction of a sewer main extension in Chollas Canyon, from 34th Street to a tank at 58th Street, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

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


Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, August 15th, 1939.

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.

At the suggestion of Mayor Benbough an interval of two minutes silence was observed in honor and respect of the late Frank J. Macomber, judge of the Superior Court of San Diego County, who died on August 14th, 1939.

On motion of Councilman Flowers, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, August 8th, 1939, were approved without reading.

Application of Josie Sciuto for permission to conduct a public dance on premises where intoxicating liquor is sold, at the Roma Inn, 1753 India Street, was presented; together with various protests, petitions, and reports for and against granting the application.

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

Petition of Ringling Brothers--Barnum and Bailey Circus, by John R. Sullivan, for permission to use temporary wiring, electrical and lighting equipment, was presented; together with recommendations for approval from the City Electrical Inspector, the Chief Inspector, the Fire Marshall and the City Manager.

RESOLUTION NO. 69795, recorded in Book 62 of Resolutions, granting permission to the Ringling Brothers--Barnum and Bailey Circus to use temporary wiring, together with their own electrical equipment and lighting equipment, at the southwest corner of 30th Street and Ocean View Boulevard, on September 19th, 1939; the installation to be subject to inspection by the interested City Departments; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of W. J. Bailey Company for closing portions of Curlew Street and Horton Avenue was presented; together with recommendation from the City Planning Commission that the petition be denied.

On motion of Councilman Flowers, seconded by Councilman Fish, the petition was tabled for two weeks.

Petition of Property Owners for paving the Alley in Block 152, Mission Beach, was presented; together with recommendation from the City Engineer, approved by the City Manager, that said alley be paved with six inches of cement concrete.

RESOLUTION NO. 69783, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 152, Mission Beach; the pavement to be six-inch concrete; and authorizing the City Engineer to submit a description of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of property owners for paving the Alley in Block 4, Eastgate, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the alley be paved with six inches of asphalt concrete.

RESOLUTION NO. 69784, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 4, Eastgate; the pavement to be six-inch asphalt concrete; and authorizing the City Engineer to submit a description of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of property owners for paving the Alley in Block 111, University Heights, was presented; together with report from the City Engineer, approved by the City Manager, to the effect that in the case of two parcels of land the estimated assessment for the improvement would exceed one half the true value of the parcels.

On motion of Councilman Housh, seconded by Councilman Fish, the Petition was referred to the City Engineer for further report and recommendation.

Petition of property owners for paving the Alley in Block 26, Ocean Beach, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the alley be paved with six inches of cement concrete.

RESOLUTION NO. 69785, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 26, Ocean Beach; the pavement to be six-inch cement concrete; and authorizing the City Engineer to submit a description of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Petition of property owners for paving the Alley in Block 55, University Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the alley be paved with six inches of asphalt concrete.

RESOLUTION NO. 69786, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 55, University Heights; the pavement to be six-inch asphalt concrete; and authorizing the City Engineer to submit a description of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of property owners for paving the Alley in Block 6, Wilshire Place, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the alley be paved with six inches of cement concrete.

RESOLUTION NO. 69787, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 6, Wilshire Place; the pavement to be six-inch cement concrete; and authorizing the City Engineer to submit a description of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Petition of property owners for paving Strandway, between Ventura Place and San Jose Place, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the street be paved with six inches of cement concrete.

Communication from the City Engineer relative to communication from various organizations regarding the paving of Strandway was presented and ordered filed.

Communication from property owners favoring concrete paving for Strandway was presented and ordered filed.

RESOLUTION NO. 69788, recorded in Book 62 of Resolutions, granting the petition for paving Strandway between Ventura Place and San Jose Place; the pavement to be six-inch cement concrete; and authorizing the City Engineer to submit a description of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Samuel Heidner for an amendment to Resolution No. 69718, to permit the location of a proposed residence four feet closer to the front lot line than permitted by City Ordinance, was presented; together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 69789, recorded in Book 62 of Resolutions, amending Resolution No. 69718, adopted August 1st, 1939, so as to allow Samuel Heidner, 2330 Plum Street, to erect a single-family residence on a portion of P. L. 174, to have the closest point of the residence 26 feet instead of 30 feet from the center line of the road; and granting a variance of the restrictions contained in Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Petition of residents for removal of "The Trading Post", operating at No. 3694 University Avenue, was presented; together with a report from the City Planning Commission.

On motion of Councilman Simpson, seconded by Councilman Knox, the petition was referred to the City Manager.

Communication from the Planning Commission recommending amendment to the setback suspension granted to Dorothy Knight, under Resolution No. 69655, was presented.

RESOLUTION NO. 69790, recorded in Book 62 of Resolutions, amending Resolution No. 69655, adopted on the 18th day of July, 1939, to allow Mrs. Dorothy I. Knight to construct a residence on the west 50 feet of Lot 9, C. M. Doty's Addition, in an R-1 Zone, with a setback of ten feet on Emelene Street, on a parcel of ground 50 feet by 100 feet in size; and granting a variance to the restrictions of Ordinance No. 119, New Series, on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from Glen O. Perkins relative to Lowell Street Extension was presented; together with communication from the City Manager reporting on the offer.

RESOLUTION NO. 69791, recorded in Book 62 of Resolutions, authorizing the City Manager to arrange for the purchase of the required right of way for the extension of Lowell Street from the quarter cent gas tax funds for major streets and highways within the City; said right of way to be delivered free and clear of general taxes, except the lien for the current year; and stating that the cost of this right of way should not exceed

\$1000.00; as recommended under Document No. 315136; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of the Navy Relief Carnival 1939 for permission to display a car to be given away in various parts of the City; and authorization for two girls to sell tickets to those who wish to purchase them from said car; was presented.

RESOLUTION NO. 69792, recorded in Book 62 of Resolutions, granting permission to the Navy Relief Carnival Committee to display the automobile to be given away at the Navy Relief Carnival in various parts of the City; with two girls in the car with a supply of tickets for sale to those who wish to purchase same; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Jose Teixeira for a variance to the building restrictions in Block 24, Roseville, was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69793, recorded in Book 62 of Resolutions, granting permission to Jose Teixeira, 1211 Scott Street, to erect two dwellings on Lot 1, Block 24, Roseville, at the corner of Byron and Locust Streets, with a rear yard of four feet; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, of the Ordinances of the City of San Diego, California, in so far as said restrictions relate to the property mentioned above; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of the San Diego Trust & Savings Bank, as executors of the Estate of Phebe W. Parker, for a zone variance in Block 64, Seaman & Choate's Addition, was presented; together with conditional recommendation from the City Planning Commission.

RESOLUTION NO. 69794, recorded in Book 62 of Resolutions; granting permission to the San Diego Trust and Savings Bank, as Executors of the Estate of Phebe W. Parker, to erect a duplex and garage in Zone R-2 on the west 1/2 of Lots 1 to 4, Block 64, Seaman & Choate's Addition with a fifteen foot setback on 29th Street and a six foot setback on Juniper Street; and granting a variance to the restrictions of Ordinance No. 12795, on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of Ellen R. Breen for a zone variance in Block 22 Roseville was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69796, recorded in Book 62 of Resolutions, granting permission to Ellen R. Breen, 1067 Lincoln Avenue, to change the frontage on Lots 1 and 2, Block 22, Roseville, to face on Willow Street, and to erect two residences facing on Willow Street on this property in Zone R-1; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the lots mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Francis M. Goodrich for a zone variance in Block 4, F. T. Scripps' Addition to La Jolla Park was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69797, recorded in Book 62 of Resolutions, granting permission to Francis M. Goodrich, 611 Genter Street, to erect a duplex and garage in Zone R-2 on the east forty-six feet of Lot 4, Block 4, F. T. Scripps' Addition to La Jolla Park; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of A. S. Farrington for a zone variance on Villa Lot 80, Normal Heights, was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69798, recorded in Book 62 of Resolutions, granting permission to A. S. Farrington, 414 Bank of America Building, to construct two residences on Villa Lot 80, Normal Heights, in Zone R-1; and granting a variance to the restrictions of Ordinance No. 13594 on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of J. W. Anderson for setback suspension on Lot 596, Talmadge Park No. 3, was presented; together with recommendation of approval under certain conditions from the City Planning Commission. This request was denied by Resolution No. 69652, but was re-considered by the City Planning Commission after the withdrawal of the protest of an adjoining property owner.

RESOLUTION NO. 69799, recorded in Book 62 of Resolutions, granting permission to J. W. Anderson, 4563 Arizona Street, to erect a residence and garage to the property line on Norma Drive, on Lot 596, Talmadge Park Unit No. 3; on condition that the building conform strictly to the law in all other respects; and suspending the provisions of Ordinance No. 1030, New Series, in so far as said provisions relate to the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from City Manager F. A. Rhodes stating that under the provisions of Section 27, Article V, of the City Charter he was designating Mr. Fred M. Lockwood as Assistant Manager to act in his absence; this appointment to be good until revoked; was presented and read. The Council expressed approval of this action on the part of the City Manager. On motion of Councilman Weggenman, seconded by Councilman Simpson, the communication was ordered filed.

Communication from City Manager F. A. Rhodes stating that recommendation of the Traffic Commission for no parking on a portion of Laurel Street had been referred to the Park Board; that the Park Board recommended no parking on either side of Laurel Street from Sixth Avenue to Park Boulevard, with the exception of parking space now provided in the California Plaza and Plaza de Panama; and that signs have been ordered to make this regulation effective; was presented and read. The Council expressed approval of this action. On motion of Councilman Weggenman, seconded by Councilman Knox, the communication was ordered filed.

Communication from the City Manager submitting a list of proposed projects to be undertaken during the present fiscal year; using money from the Unappropriated Balance Fund, and in most cases W.P.A. labor; was read, and on motion of Councilman Fish, seconded by Councilman Simpson, ordered filed. The total estimated expense to the City was \$104,260.

Communication from the City Manager submitting a list of change orders affecting the cost of the City Jail, to provide additional rooms for the Municipal Court; total amount involved being \$4176.22; was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed. The Clerk was requested to send a copy of this communication to the Board of Supervisors.

Communication from the City Engineer, approved by the City Manager, reporting on the proposed improvement of Beardsley Street, between Kearney and Logan Avenues, and stating that in the case of two lots the estimated assessment will exceed one-half the true value of the lots; that the owners of frontage property have been interviewed; and that they are willing to pay the estimated assessments; was presented and read.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the proceeding was referred to the City Attorney for preparation of a proper resolution.

Communication from the San Diego Chamber of Commerce relative to the problem caused by the continued dumping of raw sewage into San Diego Bay was presented and read.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the communication was referred to the City Manager.

Communication from J. Grundy, suggesting the establishment of a Nautical Museum at San Diego, was presented and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Race

Communication from the San Diego/Relations Society thanking the Council for its cooperation, in connection with the Race Relations Day program at San Francisco on July 8th, was presented and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the State Department of Public Health announcing the dates of the annual meeting of California health officers, and requesting that San Diego pay the traveling expenses of the local Health Officer, was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Attorney.

RESOLUTION NO. 69800, recorded in Book 62 of Resolutions, selecting Councilman Weggenman, City Planning Engineer Glenn A. Rick, Director of Health Alex M. Lesem and City Manager Fred A. Rhodes to represent the City of San Diego at the annual meeting of the League of California Municipalities to be held at Oakland, September 18th to 21st, 1939, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69801, recorded in Book 62 of Resolutions, requesting the City Attorney to prepare the proper resolution which will authorize and direct Councilman Louis F. Weggenman, City Planning Engineer Glenn A. Rick, Director of Health Alex M. Lesem and City Manager Fred A. Rhodes to officially represent the City of San Diego at the annual meeting of the League of California Municipalities to be held at Oakland from September 18th to 21st, 1939, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Commandant, Eleventh Naval District, relative to the 16" fresh water main recently installed by the Government, was read, and on motion of Councilman Fish, seconded by Councilman Knox, referred to the Manager and the City Attorney.

Communication from the North Park Business Club opposing the extension of 67th Street was read, and on motion of Councilman Fish, seconded by Councilman Simpson, referred to the City Planning Commission.

Communication from the United Fishermen's Union of the Pacific relative to duty free regulations at the Mexican Border was read, and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Request of the North San Diego Chamber of Commerce for City maintenance of grounds surrounding a sign at Pacific Highway and Rosecrans Street was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, denied. The Clerk was requested to send a copy of this request to the San Diego California Club for consideration.

Communication from Senator Ed Fletcher transmitting a copy of Senate Bill 181, for improvement of Mission Bay State Park, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the Republican League of San Diego County submitting a copy of a Resolution for National Economy beginning at home was read, and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed.

Communication from Mrs. E. H. Dowell requesting the Council to construct a modern humane animal shelter, and to return the City Pound to the complete control of the municipality, was read. Mrs. E. H. Dowell addressed the Council in connection with this communication.

On motion of Councilman Housh, seconded by Councilman Simpson, the communication was referred to a special committee consisting of Councilmen Weggenman, Knox and Flowers.

At this time a majority of the members of the Council signed:
 Bond of E. H. Brooks as Right-of-way Agent.
 Bond of Hans W. Jorgensen as City Engineer.
 Bond of Leota Meriel Suter as General Clerk.

RESOLUTION NO. 69802, recorded in Book 62 of Resolutions, was presented by unanimous consent, and on motion of Councilman Simpson, seconded by Councilman Flowers, adopted. This Resolution authorized the City Manager to enter into a lease-option agreement with the San Diego Consolidated Gas & Electric Company for the use by the City of six flood light towers to be erected in the City Stadium by said Company, at a rental of \$188.34 per month; and provided that the City shall have the right to purchase said towers at any time during the period of said agreement at a total cost of not to exceed \$2260.00; and that all rentals paid by the City shall be credited upon said purchase price.

RESOLUTION NO. 69803, recorded in Book 62 of Resolutions, Directing Notice Inviting sealed proposals for furnishing electric current for Ocean Beach Lighting District No. 1, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69804, recorded in Book 62 of Resolutions, Directing Notice Inviting sealed proposals for furnishing electric current for Mission Beach Lighting District No. 2, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69805, recorded in Book 62 of Resolutions, adopting the plans, drawings, and specifications for the paving of the Alley in Block 53, University Heights, between the north line of Monroe Avenue and south line of Madison Avenue; and approving the plat of the assessment district for the proposed work; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 69806, for paving the Alley in Block 53, University Heights, between the north line of Monroe Avenue and the south line of Madison Avenue, was presented, and on motion of Councilman Housh, seconded by Councilman Fish, adopted, and recorded in Book 62 of Resolutions.

RESOLUTION NO. 69807, recorded in Book 62 of Resolutions, adopting the plans, drawings and specifications for the paving of the Alley in Block 78, Park Villas, between the north line of Landis Street and the south line of Wightman Street; and approving the plat of the assessment district for the proposed work; was presented and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 69808, recorded in Book 62 of Resolutions, for paving the Alley in Block 78, Park Villas, between the north line of Landis Street and the south line of Wightman Street, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69809, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district have demanded an investigation of the costs for paving the Alley in Block 46, Park Villas; and directing the City Engineer to prepare a written report upon the proposed improvement; was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69810, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district have demanded an investigation of the costs for paving the Alley in Block 31, University Heights; and directing the City Engineer to prepare a written report upon the proposed improvement, was presented, and 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 Logan Avenue Lighting District No. 1, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

RESOLUTION OF INTENTION NO. 69811, recorded in Book 62 of Resolutions, for furnishing electric current for Logan Avenue Lighting District Number One, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69812, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for Adams Avenue Lighting District No. 1, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids for furnishing electric current for University Avenue Lighting District No. 3, was presented and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

RESOLUTION OF AWARD NO. 69813, recorded in Book 62 of Resolutions, awarding to San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 3, was presented and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69814, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alley in Block 6, Frary Heights, and Thorn Street, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Hydraulic Engineer submitting wage scale data for construction work on the Upas Street pipe line was presented, and on motion of Councilman

Fish, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 69815, recorded in Book 62 of Resolutions, determining the current prevailing rate of per diem wages and rates for legal holiday and overtime work to be paid in connection with the installation of a thirty-inch Cast Iron Water Main along Upas Street, from 30th Street to Fifth Avenue, was presented, and on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69816, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on paving Cedar Street, between Pacific Highway and California Street, as particularly described in Resolution of Intention No. 69401, was presented and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69817, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on paving the Alley in Block 20, University Heights, as particularly described in Resolution of Intention No. 69399, was presented and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69818, recorded in Book 62 of Resolutions, releasing the bond of Louis W. Butler; executed by the Great American Indemnity Company; as District Water Bill Collector, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69819, recorded in Book 62 of Resolutions, releasing the bond of Charles Edwin Goodale; executed by the Glens Falls Indemnity Company; as District Water Bill Collector, was presented, and on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69820, recorded in Book 62 of Resolutions, approving for payment the bill submitted by the San Diego Junior Chamber of Commerce, in the sum of \$89.84, for refund on money advanced for entertainment of Marine Cadets at Cuyamaca Lake; and authorizing a requisition on the Advertising and Publicity Fund for said amount; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69821, recorded in Book 62 of Resolutions, accepting the deed of F. T. Scripps, Inc., for a portion of Block 20, La Jolla Park, was presented, and on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69822, recorded in Book 62 of Resolutions, approving and allowing certain claims attached to Transmittal No. 14 of the Civic Center Building and Grounds Department, was by unanimous consent presented; and on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1644, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$12,138.00 out of the Unappropriated Balance Fund for the purpose of furnishing labor and material for installation of water mains, water services and sewer laterals on Rosecrans Street, between Lytton Street and Canyon Road, was on motion of Councilman Simpson, 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.

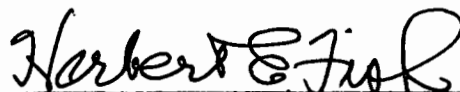
Thereupon, on motion of Councilman Simpson, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

By unanimous consent, on motion of Councilman Knox, seconded by Councilman Weggenman, a proposed ordinance transferring funds for the purchase of furniture and equipment was presented.


ORDINANCE NO. 1645, New Series, recorded in Book 47 of Ordinances, transferring the sum of \$750.00 from "Outlay", Series G-GE, Department of Public Works Fund, to "Outlay", Series JC, General Appropriations, for the purpose of providing additional funds for the purchase of furniture and equipment for the offices of the Mayor and City Council, was on motion of Councilman Simpson, 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.

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


Vice-Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Thursday, August 17th, 1939.

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 Vice-Mayor Fish at 10:00 o'clock A.M.

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

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 Thursday, the 17th day of August, 1939, at the hour of 9:00 o'clock A.M. Said meeting will be held for the purpose of considering necessary legislation in connection with installation of lights in the Municipal Stadium and such other business as may come before the Council.

Dated August 16th, 1939. (Sgd.) 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 Thursday, the 17th day of August, 1939, at the hour of 9:00 o'clock A.M., and hereby consent to such special meeting. (Sgd.) FRED W. SIMPSON, L. F. WEGGENMAN, ADDISON E. HOUSH, HERBERT E. FISH, HARLEY E. KNOX, A. E. FLOWERS.

Communication from the Purchasing Agent submitting form of resolution to authorize advertising for bids for electrical floodlight reflectors and equipment for use at the City Stadium in Balboa Park, in accordance with approved specifications, was presented.

RESOLUTION NO. 69823, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with electrical floodlight reflectors and equipment for use at the City Stadium in Balboa Park, in accordance with Notice to Bidders, Specifications, etc., on file in the office of the City Clerk under Document No. 315243, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Legal Department transmitting form of Ordinance transferring \$10,000.00 from the Unappropriated Balance Fund to the Civic Center Completion Fund was presented, and ordered filed.

ORDINANCE NO. 1646, recorded in Book 47 of Ordinances, appropriating the sum of \$10,000.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to the San Diego Civic Center Completion Construction Fund, for the purpose of providing funds for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, 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 and Knox. Nays--Councilmen None. Absent--Councilman Flowers and Mayor Benbough.

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

RESOLUTION NO. 69824, recorded in Book 62 of Resolutions, authorizing Councilman Herbert E. Fish, City Engineer Hans W. Jorgensen and City Clerk Fred W. Sick to join the delegation designated by Resolution No. 69800 to attend the League of California Municipalities meeting to be held in Oakland on September 18th to 21st, 1939, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

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

Herbert E. Fish
Vice-Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By *Clark M. Stote Jr.*
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, August 22nd, 1939.

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 Herbert E. Fish at 10:00 o'clock A.M.

Present--Councilmen Weggenman, Housh, Fish and Knox.

Clerk----Fred W. Sick.

Absent---Councilmen Simpson, Flowers and Mayor Benbough.

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

On motion of Councilman Knox, seconded by Councilman Housh, the minutes of the regular meeting on Tuesday, August 15th, 1939, and the minutes of the Special Meeting of Thursday, August 17th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed paving and otherwise improving of the Alley in Block 9, Wilshire Place, under Resolution of Intention No. 69699, the Clerk reported that no written protests had been received.

The Vice-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 Knox, the proceedings were referred to the City Attorney.

At this time Councilman Simpson entered and took his seat.

Petition of San Diego Post No. 6, American Legion, for special electrical and wiring permit with free inspection for the Crafts 20 Big Shows was presented.

RESOLUTION NO. 69825, recorded in Book 62 of Resolutions, granting permission to San Diego Post #6, American Legion, by John H. Briel, 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 31st to September 10th, 1939, inclusive; provided all amusement devices, seats, rides, etc., be safe and suitable for the purpose intended; and subject to approval by the inspection department, granting a free electrical permit and free inspection, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of San Diego Post No. 6, American Legion, for a free license to hold a carnival, using Crafts 20 Big Shows, at the foot of Market Street from August 31st to September 10th, 1939, was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the Veterans' Advisory Commission, the Convention Bureau and the City Attorney.

Petition of the First Lutheran Church of San Diego for permission to install a sign at the northwest corner of Broadway and Second Avenue was presented; together with recommendation for granting the request from the City Manager.

RESOLUTION NO. 69826, RECORDED in Book 62 of Resolutions, granting to the First Lutheran Church of San Diego permission to install a sign on the lamp post at the northwest corner of Broadway and Second Avenue to read as follows: "FIRST LUTHERAN CHURCH 3 blocks North"; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of the Salvation Army from E. E. Agnew under Document No. 315144; and Communication from the Salvation Army under Document No. 315211; were presented; together with communication from the City Manager recommending that the Salvation Army hold meetings at the northwest corner of Fifth Avenue and E Street, where space has been reserved for them for several years.

RESOLUTION NO. 69827, recorded in Book 62 of Resolutions, denying the petition of the Salvation Army, by E. E. Agnew, Brigadier, officer in charge Citadel Corps, for permission to hold street services in front of or within the Plaza near the fountain, for a half hour on Friday Nights, 7:00 to 7:30 P.M. and on Sunday nights from 6:30 to 7:30 P.M., was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Hardy Fred Kuehni requesting the City to dedicate a street in front of his property near 36th and Gilette Streets was presented; together with a report from the City Engineer, approved by the City Manager.

On motion of Councilman Housh, seconded by Councilman Weggenman, the petition was referred to the City Manager and the City Attorney.

Petition of property owners for closing portion of Cave Street was presented; together with conditional recommendation from the City Planning Commission, and a recommendation of approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 69828, recorded in Book 62 of Resolutions, granting the petition of property owners for closing of a portion of Cave Street, contained in Document No. 312708, and as recommended by the City Engineer under date of August 18, 1939; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of A. O. Reed & Company for special sewer permit at the Consolidated Aircraft Plant was presented, bearing the approval of the Inspector of Plumbing and the City Manager.

RESOLUTION NO. 69829, recorded in Book 62 of Resolutions, granting permission to A. E. Reed & Company to install a 2-inch waste line from one quench tank and one floor drain, with one foot wet vent, to wash the drain from plaster sink, for the Consolidated

Aircraft Corporation, under permit #33892, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Chas. L. Kessler for auction sale permit at 345 Fifteenth Street was presented, and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Manager with power to act.

RESOLUTION NO. 69830, recorded in Book 62 of Resolutions, referring to the City Manager with power to act the petition of Chas. L. Kessler, 345 - Fifteenth Street, for permission to conduct an auction at the same address, from August 28th to August 30th, inclusive, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

PETITION of D. W. Vanasen for a lease on certain City-owned Pueblo Lots for Oil Drilling was presented.

RESOLUTION NO. 69831, recorded in Book 62 of Resolutions, referring to the City Manager and the City Attorney for a report the petition of D. W. Vanasen, 1963 - 4th Avenue, for an oil and gas lease on City-owned Pueblo lands; and requesting a report on present outstanding oil leases on City property; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from Walter S. Lieber relative to lowering of car tracks through Mission Beach was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from the San Diego Chamber of Commerce suggesting a bond issue for sewer mains and sewage treatment plant was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Engineer, approved by the City Manager, recommending that the street light at Pacific Highway and Balboa Avenue be discontinued, was presented.

RESOLUTION NO. 69832, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to discontinue the overhead street light at Pacific Highway and Balboa Avenue; the light having recently been replaced by a sodium vapor lamp installed by the State Highway Department; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the San Diego Highway Development Association regarding the need of a cross-town Highway was presented.

RESOLUTION NO. 69833, recorded in Book 62 of Resolutions, referring to the City Planning Commission the communication from the San Diego Highway Development Association bearing Document No. 315256, requesting a study of the necessity and desirability of developing a cross-town road, giving a better approach for the people of the northeastern section of the City to the vicinity of the Destroyer Base; which reference includes the request that an exhaustive report be filed on the subject as soon as possible; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Communication from residents requesting the clearing of sidewalks on Main Street of parking cars, alleged to obstruct the pedestrians' right-of-way, was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Associated Assessment Engineers submitting a plan for the return of delinquent property to current tax rolls was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the City Treasurer regarding the deposit of funds on an inactive basis with local banks, at a minimum interest rate of one per cent; approved by the City Manager; was presented, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

RESOLUTION NO. 69834, recorded in Book 62 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 One Million, Two Hundred Fifty Thousand Dollars, for such term not exceeding one year as may be to the best interests of the City, and to arrange for interest thereon at the rate of one per cent per annum, and to accept certificates of deposit for said funds so deposited, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of T. J. McCarthy was presented; recommending the payment of \$13.70 in settlement of said claim.

RESOLUTION NO. 69835, recorded in Book 62 of Resolutions, granting the claim of T. J. McCarthy, 205 Laurel Street, filed August 14, 1939, against the City of San Diego in the amount of \$13.70, alleged to be due on account of property damage when his automobile was struck by a City-owned sewer truck; and authorizing and directing the City Auditor to pay T. J. McCarthy \$13.70 from the Small Claims Payment Fund, in full settlement of this claim; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Henry P. Grube was presented; recommending the payment of \$16.75 in settlement of said claim.

RESOLUTION NO. 69836, recorded in Book 62 of Resolutions, granting the claim of Henry P. Grube, 3820 Goldfinch Street, filed July 14, 1939 against the City of San Diego in the amount of \$16.75, alleged to be due on account of property damage brought about by a collision between his automobile and a Fire Department Truck; and authorizing and directing the City Auditor to pay Henry P. Grube \$16.75 from the Small Claims Payment Fund, in full settlement of this claim; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent transmitting a form of resolution authorizing the advertisement for bids for the construction of the Upas Street pipeline, as per specifications on file in the office of the City Clerk bearing Document No. 315267, was presented; said communication bearing the approval of the City Manager.

RESOLUTION NO. 69837, recorded in Book 62 of Resolutions, authorizing and instructing the Hydraulic Engineer and the City Attorney to prepare alternate specifications for the calling for bids on several alternates of materials, for the Upas Street water main, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted. Councilman Simpson voted "Nay" on the resolution.

At this time Councilman Simpson was excused.

Communication from the Purchasing Agent reporting on bids received on August 10th for one truck chassis and two motor patrol graders was presented; said communication bearing the approval of the City Manager.

RESOLUTION NO. 69838, recorded in Book 62 of Resolutions, accepting the bid of the Smith Booth Usher Company for furnishing the City of San Diego with two motor patrol graders for the sum of \$6165.58, and awarding the contract for furnishing said equipment to said Smith Booth Usher Company; and authorizing the City Manager to enter into and execute a contract with said Smith Booth Usher Company for furnishing said motor patrol graders; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

At this time Councilman Simpson returned and took his seat on the Council.

Communication from Dan Taylor, Executive Committee of the Communist Party, requesting the City Council to set up a W.P.A. project to investigate the poorer sections of the City in a Municipal Housing Survey, was presented, and on motion of Councilman Housh, seconded by Councilman Knox, continued for one week.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for La Playa Lighting District No. 1, was presented.

RESOLUTION OF INTENTION NO. 69839, recorded in Book 62 of Resolutions, for furnishing electric current for La Playa Lighting District Number One, was presented, and on Motion of Councilman Knox, seconded by Councilman Housh, adopted.

Proposed resolution determining to proceed with paving Beardsley Street, between Kearny Avenue and Logan Avenue; and authorizing the City Engineer to prepare plans and specifications for said work; was on motion of Councilman Weggenman, seconded by Councilman Housh, tabled.

RESOLUTION NO. 69840, recorded in Book 62 of Resolutions, accepting the deed of W. N. Barrow for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69841, recorded in Book 62 of Resolutions, accepting the deed of Eliza S. H. Webb for a portion of Washington Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69842, recorded in Book 62 of Resolutions, accepting the agreement signed by Eliza S. H. Webb to remove certain buildings from Washington Street, and waiving any severance damage claim on lands remaining after this street is opened, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69843, recorded in Book 62 of Resolutions, authorizing Councilmen Weggenman and Fish, the City Manager, the City Planning Engineer, the City Engineer, the City Treasurer, the Director of Public Health and the City Clerk to attend the annual convention of the California State League of Municipalities, to be held in Oakland from September 18th to and including September 21st, 1939, and to incur the necessary expenses for transportation and maintenance, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69844, recorded in Book 62 of Resolutions, creating a committee, consisting of the City Manager, the City Planning Engineer, and the head of the Traffic Division of the Police Department, for the purpose of studying and recommending to the Council the relative importance and the order in which streets in the City should be developed and improved, in accordance with the major street plan heretofore adopted; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Attorney transmitting form of Ordinance appropriating \$464.58 from the Unappropriated Balance Fund for the City's share of operation and maintenance of the Civic Center Building was presented.

ORDINANCE NO. 1647, recorded in Book 47 of Ordinances, appropriating the sum of \$464.58 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of reimbursing the County of San Diego for the Balance of the City's portion of the cost of operating and maintaining the San Diego City and County Administration Building up to January 31, 1939, 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 and Knox. Nays--None. Absent--Councilman Flowers and Mayor Benbough.

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

Communication from the City Attorney submitting form of ordinance appropriating \$1500.00 out of the Unappropriated Balance Fund for publishing a book of ordinances was presented.

On motion of Councilman Housh, seconded by Councilman Weggenman, this proposed ordinance was referred to the City Manager for report and recommendation at the next meeting of the Council.

ORDINANCE NO. 1648, recorded in Book 47 of Ordinances, appropriating the sum of \$1500.00 from the funds heretofore set aside and appropriated by Ordinance No. 1524, (New Series), of the ordinances of the City of San Diego, for the purpose of providing funds for effectuating the service of summons, publication of summons, and other incidental expenses necessary in connection with certain condemnation suits heretofore filed by the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish and Knox. Nays--None. Absent--Councilman Flowers and Mayor Benbough.

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 and Knox. Nays--Councilmen None. Absent--Councilman Flowers and Mayor Benbough.

A proposed ordinance appropriating \$1000.00 out of the Unappropriated Balance Fund for providing a Travel Fund for expenses incurred by City Officials and Employees when authorized to make trips on City Business, was presented.

On a motion by Councilman Weggenman, seconded by Councilman Simpson to adopt the ordinance the roll call showed as follows, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish. Nays--Councilman Knox. Absent--Councilman Flowers and Mayor Benbough.

A motion was made by Councilman Knox, seconded by Councilman Housh to adopt such an ordinance setting up a fund of \$500 instead of \$1000. There was no roll call on this motion.

On motion of Councilman Weggenman, the matter was reconsidered.

ORDINANCE NO. 1649, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing a Travel Fund for expenses incurred by City Officials and Employees of the City when authorized and directed to make trips on City business, 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 and Knox. Nays--None. Absent--Councilman Flowers and Mayor Benbough. Thereupon, on motion, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish and Knox. Nays--None. Absent--Flowers and Mayor Benbough.

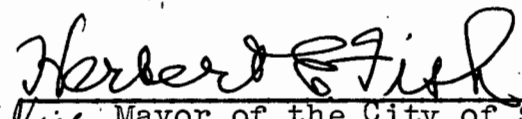
RESOLUTION NO. 69845, recorded in Book 62 of Resolutions, referring to the City Manager for recommendation the matter of placing on the ballot at the Fall election of a proposition to withdraw certain lands from Torrey Pines Park, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of the Anti State Oil Control League for permission to place tables on the sidewalks to be used in securing names on petitions was by unanimous consent considered.


A motion was made and seconded to deny the petition; which motion was later withdrawn.

RESOLUTION NO. 69846, recorded in Book 62 of Resolutions, referring to the City Manager with power to act the petition of Anti State Oil Control League for permission to place tables and chairs on the sidewalk for the purpose of securing names to the Atkinson Oil Control Bill petition, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted. Councilman Housh voted "Nay" on the resolution.

Thereupon, on motion, the meeting was adjourned.


Vice 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, August 29th, 1939

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 Herbert E. Fish at 10:00 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 Fish acted as chairman.

On motion of Councilman Knox, seconded by Councilman Flowers, the minutes of regular meeting of Tuesday, August 22nd, 1939 were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice of the City and County Purchasing Agents advertising for bids for the construction and finishing work on the Ground Floor of the City-County Administration Building on the Civic Center Site, he had received six bids, which bids were duly and regularly in open session, opened, examined and publicly declared.

Bids were received from the following, to-wit:

Before actually opening the bids, RESOLUTION NO. 69847, recorded in Book 62 of Resolutions, approving addendas Nos. 1, 2 and 3 in the City-County Administration Building completion of Ground Floor Specifications, was on motion of Councilman Knox, adopted.

Georgia Construction Company, accompanied by a bond in the sum of 10% of the aggregate amount of the bid, written by United States Fidelity and Guaranty Company. Said bid was given Document No. 315406.

Charles J. Dorfman, accompanied by a bond executed by the Aetna Casualty and Surety Company. Said bid was given Document No. 315405.

H. H. Peterson, accompanied by a bond executed by Massachusetts Bonding and Insurance Company. Said bid was given Document No. 315404.

Hunt and Curry, accompanied by a bond executed by Massachusetts Bonding and Insurance Company. Said bid was given Document No. 315403.

F. E. Young, accompanied by a bond executed by Hartford Accident and Indemnity Company. Said bid was given Document No. 315402.

Chas L. Hoskins, accompanied by a bond executed by The Fidelity and Casualty Company of New York. Said bid was given Document No. 315401.

Supervisors Faddis, Bellon, Richards, Warner and Hart, together with Deputy District Attorneys Smith and Kendall were present for the opening of the above bids.

On motion of Councilman Flowers, seconded by Councilman Knox, the bids were referred to the City Attorney, District Attorney and the Superintendent of the work, H. E. Moore, for report and recommendation.

RESOLUTION NO. 69848, recorded in Book 62 of Resolutions, referring the bids received this date for the construction and finishing work on the ground floor of the City-county Administration Building on the Civic Center Site to the City Attorney, District Attorney and H. E. Moore, for checking and recommendation, was on motion adopted.

RESOLUTION NO. 69849, recorded in Book 62 of Resolutions, was presented, read, and on motion of Councilman Flowers adopted, to-wit:

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

WHEREAS The Almighty, in his infinite wisdom, has seen fit to call from our midst an esteemed and worthy citizen of our community.

EDWIN P. SAMPLE, a most beloved character - and beloved by many, passed from this life last Sunday evening at nine o'clock.

His close association and friendship of many years with our colleague, the Honorable P. J. Benbough, was but an exemplification of the love he had for his fellow man, and,

WHEREAS We, the members of the City Council of San Diego, understanding the extent of this mutual friendship, extend to our colleague, the Honorable P. J. Benbough, our heartfelt sympathy in the loss of his friend, and,

WHEREAS We tender our sincere thoughts of consolation to the daughter of the deceased, Edwina Sample, who has, for many years, been a close associate with this Council in civic affairs, and that we wish, further, to convey our sympathy to all members of the family of the late Edwin P. Sample.

THEREFORE BE IT RESOLVED That we, the members of the City Council of San Diego, express our regrets at the passing of this worthy citizen and adopt this Resolution so that the same may become a part of the proceedings in this, our regular session, on this 29th day of August, nineteen hundred and thirty-nine.

Presented by

Councilman A. E. Flowers.

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, 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, RESOLUTION NO. 69850, recorded in Book 62 of Resolutions, confirming and adopting the Engineer's report and assessment for said work, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 111 University Heights was presented; together with recommendation from the City Engineer, approved by the City Manager, that said alley be paved with six inches of asphalt concrete.

RESOLUTION NO. 69851, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 111 University Heights; the pavement to be six-inch asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving the Alley in Block 73 University Heights was presented; together with recommendation from the City Engineer, approved by the City Manager, that said alley be paved with six inches of cement concrete.

RESOLUTION NO. 69852, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 73 University Heights; the pavement to be six-inch cement concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of East San Diego Chamber of Commerce for permission for Mr. Grover M. Dickman, Secretary, to appear before the Council to make an oral request for the surfacing of University Avenue, between Boundary Street and Euclid Avenue, was presented and read.

The City Clerk was authorized to notify Mr. Dickman that he may appear before the Council on September 5 at 10:00 A.M.

Petition of B. J. Elander, for zone variance on Lot 11 Block 253 Middletown for dog and cat clinic, was presented; together with recommendation of approval under certain conditions from the City Planning Commission.

RESOLUTION 69853, recorded in Book 62 of Resolutions, granting permission to B. J. Elander, 1139 - 19th Street, to erect and operate a dog and cat clinic on Lot 11 Block 253 Middletown, for clinical purposes only, in the treatment and operations of animals during business hours of the day, from 8 o'clock A.M. to 8 o'clock P.M.; no animals to be kept for boarding purposes or residing on the premises after office hours; and suspending the provisions of Ordinance No. 12990 is hereby granted on the property mentioned, was on motion of Councilman Flowers, Seconded by Councilman Weggenman, adopted.

Petition of the Board of Supervisors of San Diego County, for zone variance on the Easterly 106 feet of the Southerly 375 feet of Lot 25 Block A Teralta for erection and operation of a distributing library, was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69854, recorded in Book 62 of Resolutions, granting permission to the Board of Supervisors of San Diego County to erect and operate a distributing library on the easterly 106 feet of the southerly 375 feet of Lot 25 Block A Teralta, subject to the City Planning Commission's approval of the exterior design of the building; and suspending the provisions of Ordinance No. 12989, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of The Texas Co., Lessee, for setback suspension on Lots 1 and 2 Block Middletown, was presented; together with recommendation of approval and a signed "Agreement to move" from the City Planning Commission.

RESOLUTION NO. 69855, recorded in Book 62 of Resolutions, granting permission to The Texas Company, Lessee, to erect light standards to the property line on Pacific Highway, on Lots 1 and 2 Block 288 Middletown; and suspending provisions of Setback Ordinance No. 401 New Series, was on motion of Councilman Weggenman, Seconded by Councilman Flowers, adopted.

Petition of Larry H. Imig for setback suspension on the easterly 70 feet of Lots 25 and 26 Block 66 University Heights, was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69856, recorded in Book 62 of Resolutions, granting permission to Larry H. Imig, 4320 - 30th Street, to erect a residence not closer to the property line on Kansas Street than 18 feet 4 inches, on the Easterly 70 feet of Lots 25 and 26 Block 66 University Heights; and granting a suspension to the provisions of Setback ordinance No. 12321, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of property owners for the installation of a trunk line sewer on Ocean View Boulevard from San Miguel Avenue to 47th Street, with feeder lines on all streets between Elizabeth and 47th Streets, the work to be done on a W.P.A. project with the property owners furnishing the material, was on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager for report and recommendation.

Communication from City Manager F. A. Rhodes, in reply to communication from the County Clerk requesting that a City official be appointed on a committee to study inclusion of additional lands in the Anza Desert State Park, was read and filed.

RESOLUTION NO. 69857, recorded in Book 62 of Resolutions, appointing City Manager, F. A. Rhodes as the City's representative on a committee to study the matter of inclusion of lands in Anza Desert Park, was on motion of Councilman Flowers, seconded by Councilman Knox, was adopted.

Communication from C. Leon de Aryan relative to the advisability of employing policewomen for work in dine and dance halls was read. Mr. de Aryan and Dr. James Bell, Social Welfare Director, were permitted to speak on the question. A hearing on the subject was set for September 12 at 11 A.M., in the Council Chamber.

Communication from R. E. Hazard relative to methods used in constructing the Mission Valley Road, under a W.P.A. Project, was presented and read.

Communication from Hiram D. Newton, M. D., relative to Mission Valley Road construction was presented and read.

RESOLUTION NO. 69858, recorded in Book 62 of Resolutions, requesting the City Engineer to furnish the Council with a copy of all negotiations and ordinances relating to Mission Valley Road, and instructing him to investigate and report whether or not the road was constructed in accordance with the standard City plans, drawings and specifications adopted by the Council for construction thereof, and in event it was not so constructed, to report in writing to this body in what respects departures were made from such plans, drawings and specifications.

Communication from R. W. Harding, commenting on various matters, was referred to the Council's Secretary, to furnish typewritten copies thereof to each Councilman.

Communication from the City Engineer, reporting on the proposed improvement of the Alley in Block 174 University Heights that the sum of the estimated assessment on one parcel and the existing lien will exceed one half the true value of the parcel by \$15.02, was presented and read.

RESOLUTION NO. 69859, recorded in Book 62 of Resolutions, referring the foregoing communication from the City Engineer to the City Attorney for preparation of proper resolution to carry out the recommendation that the Council determine that the lot can bear the assessment, was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager, recommending the painting of diagonal parking lines on 41st Street, 42nd Street, Marlborough Drive and Central Avenue, south of University of Avenue, was presented and read.

RESOLUTION NO. 69860, recorded in Book 62 of Resolutions, authorizing the City Manager to paint diagonal lines on 41st Street, 42nd Street, Marlborough Drive and Central Avenue for one block south of University Avenue, to provide for diagonal parking of automobiles, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Glen O. Perkins, declining the offer of the Council to purchase the right of way for the extension of Lowell Street for \$1,000., and stating that the owner of the property needed for the right of way would accept \$1,250., was presented and read. On motion of Councilman Housh, seconded by Councilman Flowers, the communication was referred to the City Manager for recommendation.

Representative Ed V. Izac entered the Council Chamber during the session, and was invited by the Chairman to address the Council. He spoke briefly on the failure of Congress to pass the "lending and spending" bill, as it affects city and state public works projects.

Communication from San Diego Post #6, American Legion, withdrawing its request for free license for the showing of Craft's shows, was presented and read. On motion of Councilman Weggenman, seconded by Councilman Knox, the communication was filed.

Communication from Flemmer Adams, relative to indiscriminate arrests of youths, was presented and read.

RESOLUTION NO. 69861, recorded in Book 62 of Resolutions, referring the communication from Flemmer Adams to the City Manager, for report on the arrest of one of Mr. Adams' sons, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from Dan Taylor, for the Executive Committee, Communist Party of San Diego, requesting that a partial survey be made of the housing conditions in the City of San Diego, was presented and read.

A representative of the Young Democratic Club of Logan Heights spoke on the question, urging the Council to sponsor such a survey project.

RESOLUTION No. 69862, recorded in Book 62 of Resolutions, authorizing the City Manager to investigate and report within two weeks on the advisability of the City of San Diego sponsoring a W.P.A. Project to conduct a housing survey, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent, reporting on bids for furnishing one truck chassis for the Public Works Department, was presented and read.

RESOLUTION NO. 69863, recorded in Book 62 of Resolutions, accepting the bid of J. R. Townsend Company, Inc., to furnish the City of San Diego with one truck chassis, and authorizing the City Manager to enter into and execute a contract with J. R. Townsend Company, Inc., for said truck chassis, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from Purchasing Agent, reporting on bids for furnishing 6704 feet of standard bell and spigot cast iron pipe, sizes 6" to 12", was presented and read.

RESOLUTION NO. 69864, recorded in Book 62 of Resolutions, accepting the bid of United States Pipe and Foundry Company, to furnish the City of San Diego with 6704 feet of standard bell and spigot cast iron pipe sizes 6" to 12", and authorizing the City Manager to enter into and execute a contract with United States Pipe and Foundry Company, for said pipe, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

advertising for bids for purchasing one
Communication from Purchasing Agent, transmitting resolution authorizing/ 1250 g.p.m. 4-stage centrifugal turbine pump, water tank and hose apparatus for the Fire Department, was presented and read.

RESOLUTION NO. 69865, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent to advertise for bids for one 1250 g.p.m., 4-stage centrifugal turbine pumps, water tank and hose apparatus for the Fire Department, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

On motion of Councilman Flowers, a recess was taken until 2:00 P.M.

Upon reassembling the roll call showed the following:

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

Clerk----Fred W. Sick

Absent---Mayor Benbough.

Communication from City Attorney, transmitting report of Walter W. Cooper on the San Diego Consolidated Gas and Electric Company earnings, was presented, and on motion of Councilman Housh, seconded by Councilman Knox, tabled for two weeks.

RESOLUTION NO. 69866, recorded in Book 62 of Resolutions, requesting the City Attorney to arrange a meeting between the Council and Walter W. Cooper on September 12, 1939, at 2:00 P.M. in the Council Chamber, relative to Mr. Cooper's report on the earning position of San Diego Consolidated Gas & Electric Company, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Bertha B. Craft was presented; recommending the payment of \$13.96 from the Small Claims Payment Fund.

RESOLUTION NO. 69867, recorded in Book 62 of Resolutions, granting the claim of Mrs. Bertha B. Craft, 1833 Dale Street, filed July 12, 1939, against the City of San Diego in the amount of \$13.96, alleged to be due on account of property damage caused by sewage backing into her house; and authorizing the City Auditor to pay the claim from the Small Claims Payment Fund, in full settlement of this claim was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 69868, for the improvement of the Alley in Block 9 Wilshire Place, under Resolution of Intention No. 69699, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from City Engineer, approved by the City Manager, reporting on bids received for paving the Alley in Block H Altadena, was presented and read.

RESOLUTION NO. 69869, recorded in Book 62 of Resolutions, awarding to V. R. Dennis, an individual doing business as the V. R. Dennis Construction Company, the contract for paving the Alley in Block H Altadena, under Resolution of Intention 69467, was on motion of Councilman Knox, seconded by Weggenman, adopted.

RESOLUTION NO. 69870, recorded in Book 62 of Resolutions, directing the assessment to be made and signed by the City Engineer, for the paving of the Alley in Block 9 Wilshire Place, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69871, recorded in Book 62 of Resolutions, directing the work to be done under the direction of the City Engineer, for the paving of the Alley in Block 9 Wilshire Place, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 69872, recorded in Book 62 of Resolutions, for the closing of portions of Sunset Street and Wallace Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69873, recorded in Book 62 of Resolutions, determining feasibility of proceeding with proposed paving of Beardsley Street, between the southwesterly line of Kearny Avenue and the northeasterly line of Logan Avenue, and that the lands to be assessed therefor will be able to carry the burden of such assessment; and authorizing the City Engineer to prepare the necessary plans and specifications for the proposed work, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69874, approving diagram of the property affected or benefited by the work of improvement to be done on Cedar Street and Pacific Highway, under Resolution of Intention, and directing the City Clerk to certify the fact and date thereof, and deliver said certified diagram to the City Engineer, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69875, approving diagram of the property affected or benefited by the work of improvement to be done on Pacific Highway, under Resolution of Intention, and directing the City Clerk to certify the fact and date thereof, and deliver said certified diagram to the City Engineer, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69876, approving diagram of the property affected or benefited by the work of improvement to be done on Alley in Block 20 University Heights, under Resolution of Intention No. 69399, and directing the City Clerk to certify the fact and date thereof, and deliver said certified diagram to the City Engineer, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

A proposed ordinance appropriating the sum of \$5,000.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the payment of the City's proportion of the cost of constructing a wall around the San Diego city stadium, under W.P.A., was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, to place on its final passage at its first reading, the roll call showed the following vote, to-wit: Yeas: Councilmen Simpson, Weggenman, Fish, Flowers. Nays---Councilmen Housh and Knox. Absent-Mayor Benbough.

The Chairman announced that the ordinance failed to receive sufficient votes to place it on its final passage at its first reading, and would have to be read at the next regular meeting of the Council.

RESOLUTION NO. 69877, recorded in Book 62 of Resolutions, accepting the deed of W. B. Miller and Gertrude Cannon Miller for a portion of Camino Del Rio, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69878, recorded in Book 62 of Resolutions, accepting the deed of Adaline Bailhache for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69879, recorded in Book 62 of Resolutions, accepting the deed of Oscar Ferdinand Lind, for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69880, recorded in Book 62 of Resolutions, accepting the deed of Jose Teixeira and Virginia Teixeira, for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69881, recorded in Book 62 of Resolutions, accepting the deed of M. O. Jackson and Margaret Jackson, for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69882, recorded in Book 62 of Resolutions, accepting the deed of Harvey W. Schreiter and Francile V. Schreiter, for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69883, recorded in Book 62 of Resolutions, releasing the bond of Crowell D. Eddy, executed by the Fidelity and Deposit Company of Maryland, as Ex-officio City Assessor, was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69884, recorded in Book 62 of Resolutions, authorizing the City Clerk to draw a requisition for \$800.00 on the Advertising and Publicity Fund of the City of San Diego, in favor of the San Diego Post #6, American Legion, to reimburse monies advanced in sending the drum and bugle corps to the American Legion Convention in Oakland, California, for the purpose of advertising the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69885, recorded in Book 62 of Resolutions, authorizing the City Clerk to draw a requisition for \$213.97 on the Advertising and Publicity Fund of the City of San Diego, in favor of the San Diego Chamber of Commerce, for refund of monies advanced for entertainment of Governmental officials and officers of the Army, Navy, Marine Corps, etc., was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69886, recorded in Book 62 of Resolutions, authorizing the City Attorney to prepare an ordinance appropriating \$1,000.00 from the Unappropriated Balance Fund to defray expenses of the Municipal Traffic & Safety Commission, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69887, recorded in Book 62 of Resolutions, as follows:
"WHEREAS, a movement to beautify the State Highway known as Highway 101, from the Orange County line to San Diego City, is being promoted by George W. Marston and by citizens and taxpayers of San Diego City and County;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of San Diego recommends this worth while project and will cooperate in assisting in making that part of the highway in San Diego City a scenic road which will be an asset to the City of San Diego.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Council of the City of San Diego, and a copy sent to Mr. George W. Marston," was presented and read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69888, recorded in Book 62 of Resolutions, requesting the City Manager to make an investigation of the dangerous traffic condition at Rosecrans Street and Ingraham Street intersection, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 69889, recorded in Book 62 of Resolutions, requesting the authorizing Councilman Simpson and the City Clerk to send letters of thanks to: Mayor H. H. Williamson, Newport; City Engineer R. L. Patterson, Newport; Harbormaster Tom E. Boucher, Newport; Vice-President J. D. Watkins, Newport Chamber of Commerce; Secretary Harry Welch, Newport Chamber of Commerce; C. P. L. Nichols, Supt. of Aquatics, Los Angeles City Playgrounds and Recreation, Venice; for their courteous reception of City officials and officials of the San Diego Chamber of Commerce, in their tour of inspection of beach and recreational facilities of those communities.

ORDINANCE NO. 1650, New Series, recorded in Book 47 of Ordinances, Fixing the Rate and Levying Taxes for the Fiscal Year 1939-40, 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. 1617 (New Series) of the ordinances of the City of San Diego, adopted July 5, 1939, 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 ~~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, Fish, Knox, Flowers, Nays---Councilman Housh. Absent---Mayor Benbough.

Thereupon, motion of Councilman Knox, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas---Councilman Simpson, Weggenman, Fish, Knox, Flowers. Nays--Councilman Housh. Absent--Mayor Benbough.

ORDINANCE NO. 1651, New Series, recorded in Book 47 of Ordinances, appropriating \$40,000.00 out of the Unappropriated Balance Fund for providing funds for purchase of rights of way, rental of equipment, supervision and purchase of material for construction of general sewer project from 32nd Street outfall up the Wabash Canyon to Lincoln Street, under W.P.A. Project No. 162, 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. 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, Flowers. Nays---None. Absent-Mayor Benbough.

Communication from the City Auditor reporting on the claim of Charlotte Gary Barnum was presented, and read.

RESOLUTION NO. 69890, recorded in Book 62 of Resolutions, granting the claim of Charlotte Gary Barnum, 5805 Camino de la Costa, La Jolla, in the amount of \$97.18, due on account of property damage caused by sewage backing up into her house, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1652, New Series, recorded in Book 47 of Ordinances, appropriating \$97.18 out of the Unappropriated Balance Fund in full payment and settlement of claim of Charlotte Gary Barnum, 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. Nays---None. Absent-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, Fish, Knox, Flowers. Nays---None. Absent-Mayor Benbough.

ORDINANCE NO. 1653, New Series, recorded in Book 47 of Ordinances, appropriating \$98.33 out of the Unappropriated Balance Fund for the purpose of paying costs on appeal in case of "A. Leaman Davis, et al. v The City of San Diego, et al", 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. Nays---None. Absent-Mayor Benbough.

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. Nays---None. Absent-Mayor Benbough.

Communication from City Attorney, transmitting form of ordinance appropriating \$701.46 for expenses in Switzer Dam case was presented and read.

ORDINANCE NO. 1654, New Series, recorded in Book 47 of Ordinances, appropriating \$701.46 out of the Unappropriated Balance Fund, and transferring same to "Legal Expenses," Maintenance and Support, City Attorney's Fund of said City, for the purpose of paying the City's expenses of trial in that certain case, entitled, "California Laundries, Inc., a corporation, et al., plaintiffs, vs. The City of San Diego, defendant," No. 91676, was on motion of Councilman Simpson, seconded by Councilman Knox, placed on its final passage at its first reading, by the following vote, to-wit: Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers. Nays---None. Absent-Mayor Benbough.

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. Nays---None. Absent-Mayor Benbough.

RESOLUTION NO. 69891, recorded in Book 62 of Resolutions, authorizing the City Manager to place a wood panel in the Council Chamber in place of the existing metal railing, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

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

Herbert E. Fish

Vice Mayor of the City of San Diego, California

(ATTEST): FRED W. SICK, CITY CLERK

BY

August M. Kadstrom
Deputy

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, September 5th, 1939.

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 Herbert E. Fish at 10:00 o'clock A.M.

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

Clerk----Fred W. Sick.

Absent---Councilman Knox and Mayor Benbough.

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

On motion of Councilman Flowers, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, August 29th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the request of the East San Diego Chamber of Commerce for surfacing of University Avenue from Boundary Street to Euclid Avenue, the Chairman inquired if any interested persons were present who desired to be heard.

Mr. Grover M. Dickman, secretary of the East San Diego Chamber of Commerce, made a verbal request for surfacing of this portion of University Avenue.

On motion of Councilman Flowers, seconded by Councilman Simpson, the petition of the East San Diego Chamber of Commerce requesting the surfacing of University Avenue was referred to the City Manager, with the suggestion that he do some of this work, as he finds it possible.

Petition of Property Owners for paving San Jose Place, between Ocean Front Walk and Bayside Walk, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69892, recorded in Book 62 of Resolutions, granting the petition for paving San Jose Place between Ocean Front Walk and Bayside Walk; the pavement to be six-inch cement concrete; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of Property Owners for paving Santa Clara Place between Ocean Front Walk and Bayside Walk, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69893, recorded in Book 62 of Resolutions, granting the petition for paving Santa Clara Place, for its entire length; the pavement to be six-inch cement concrete; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving Hawthorn Street, between Dale Street and 29th Street, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69894, recorded in Book 62 of Resolutions, granting the petition for paving Hawthorn Street, between 29th Street and Dale Street; the pavement to be four-inch asphalt concrete; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Property Owners for paving 47th Street, north of El Cajon Boulevard, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69895, recorded in Book 62 of Resolutions, granting the petition for paving 47th Street for its entire length in Granada Tract; the pavement to be four-inch asphalt concrete; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving Nile Street, between Dwight and Thorn Streets, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted and the work included in the project for paving Nile Street between University Avenue and Dwight Street.

RESOLUTION NO. 69896, recorded in Book 62 of Resolutions, granting the petition for paving Nile Street, between University Avenue and Thorn Street; repealing Resolution No. 69747, regarding the paving of a portion of Nile Street; and authorizing and directing the City Engineer to prepare a plat of the district to be assessed for paving Nile Street, between University Avenue and Thorn Street; the pavement to be four-inch asphalt concrete; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Property Owners for a sewer in Payne Street to serve a portion of Home Gardens was presented; together with a recommendation from the City Engineer, approved by the City Manager that the work should include a sewer in Payne Street and Webster Avenue to serve Blocks A and H, Home Gardens.

RESOLUTION NO. 69897, recorded in Book 62 of Resolutions, granting the petition for a sewer in Payne Street to serve Block H, Home Gardens; and authorizing the City Engineer to prepare a plat of the assessment district for this proposed improvement; the work to include the installation of a sewer in Webster Avenue to serve Block A, Home Gardens, as recommended by the City Engineer; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Residents for a light at the intersection of Mission Avenue and Texas Street was presented; together with a recommendation from the City Engineer, approved

by the City Manager, that 400 c.p. street lamps be installed on Mission Avenue at Texas Street; also on Felton Street near A Street.

RESOLUTION NO. 69898, recorded in Book 62 of Resolutions, directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. street lamps at Mission Avenue and Texas Street and on Felton Street, near A Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Charles E. Judy for setback suspension at Vermont Street and Robinson Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 69899, recorded in Book 62 of Resolutions, granting permission to Charles E. Judy, 3927 - 8th Avenue, to erect a residence and garage on the north 45 feet of Lots 47 and 48, Block 224, University Heights, not closer to the property line on Robinson Avenue than fifteen feet; and suspending the provisions of setback ordinance No. 12321, on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

At this time Councilman Knox entered and took his seat on the Council.

Petition of Residents, protesting against smoke nuisance from the Antiseptic Laundry, 35th Street and National Avenue, was presented; together with a report from the Fire Marshal stating that steps were being taken to abate the nuisance.

On motion of Councilman Simpson, seconded by Councilman Flowers, the petition was ordered filed; a copy of the Fire Marshal's report to be sent to petitioners.

Petition of Residents protesting against the proposed location of an air port in the vicinity of Pueblo Lot 258 was presented; and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to the City Planning Commission.

Petition of Tony Morcia for dance with liquor license at 3012 Imperial Avenue was presented; together with reports from the Chief of Police, Social Welfare Director and City Manager recommending that the petition be denied.

RESOLUTION NO. 69900, recorded in Book 62 of Resolutions, denying the application for license to conduct a public dance on premises where intoxicating liquor is sold at 3012 Imperial Avenue, filed by Tony Morcia, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Report on bids for doing certain construction and finishing work on the ground floor of the City and County Administration Building, Civic Center; signed by Carroll H. Smith, Deputy District Attorney; H. B. Daniel, Assistant City Attorney; and H. E. Moore, Superintendent of the Work; was presented and ordered filed.

RESOLUTION NO. 69901, recorded in Book 62 of Resolutions, accepting the bid of Hunt & Curry for doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center; authorizing a majority of the members of the Council to execute a contract with said Hunt & Curry for the doing of said work; and providing that this resolution shall be null and void, and of no force and effect, unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the International City Managers' Association regarding its annual meeting, to be held in Detroit from October 9th to 12th, inclusive, was presented; and on motion of Councilman Knox, seconded by Councilman Flowers referred to the City Manager.

Communication from the San Diego Highway Development Association regarding the contemplated extension eastward of Mission Valley Road to an intersection with El Cajon Boulevard and Rolando Boulevard, was presented; and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Planning Commission.

Communication from R. W. Harding commenting on various matters was presented; and on motion of Councilman Housh, seconded by Councilman Simpson, ordered filed.

Communication from Mrs. B. Polak relative to her property on University Avenue between Herman Avenue and 31st Street was presented; together with report from the Chief of Police, and a recommendation from the City Manager that the communication be filed.

On motion of Councilman Flowers, seconded by Councilman Housh, the communication was ordered filed.

Communication from Hertz Drivursel Station, Inc. protesting against the activities of Acme-U-Drive at Fifth Avenue and Washington Street was presented; together with communication from the Municipal Traffic Commission on the subject.

On motion of Councilman Flowers, seconded by Councilman Housh, the communications were ordered filed.

Communication from the City Manager recommending granting permit to the Commandant of the Destroyer Base to lay pipes in certain streets was presented.

RESOLUTION NO. 69902, recorded in Book 62 of Resolutions, adopting the recommendation of the City Manager, to grant the request of the Commandant of the United States Destroyer Base for permission to lay pipe lines under certain streets; and referring the recommendation to the City Attorney for the preparation of the proper papers; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent reporting on bids for floodlight reflectors and equipment for use at the Stadium in Balboa Park was presented, and ordered filed.

RESOLUTION NO. 69903, recorded in Book 62 of Resolutions, accepting the bid of the Graybar Electric Company, Inc., to furnish the City with 60 electrical floodlight reflectors for the sum of \$1607.40; and authorizing the City Manager to execute a contract

with said Graybar Electric Company, Inc., for furnishing of said reflectors; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent recommending the advertising for bids for an automatic gasoline motor driven generator was presented and ordered filed.

RESOLUTION NO. 69904, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City with an automatic gasoline motor driven generator, in accordance with notice to bidders, specifications, etc., on file in the office of the City Clerk bearing Document No. 315467, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69905, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for Logan Avenue Lighting District No. 1, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69906, recorded in Book 62 of Resolutions, accepting the deed of Harriet M. Videaux for drainage purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69907, recorded in Book 62 of Resolutions, accepting the deed of Norman G. Campion and Jane Campion for drainage purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69908, recorded in Book 62 of Resolutions; approving and allowing certain claims, attached to Transmittal No. 15, of the Administration Building and Grounds Department, Civic Center, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 69909, recorded in Book 62 of Resolutions, determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the construction of a trunk sewer line along and across Chollas Canyon, from the south line of Block 27, Fairmount Addition to City Heights, to a connection with a settling tank in Fifty-eighth Street; and a trunk sewer line along and across Chollas Canyon from the south line of Block 27, Fairmount Addition to the north line of El Cajon Boulevard; and declaring the intention of the City of San Diego to acquire the necessary easements and rights of way under eminent domain proceedings; and directing the City Attorney to commence an action in the Superior Court of the County of San Diego for the purpose of condemning said lands and acquiring said easements and rights of way; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1655, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the payment of the City's proportion of the cost of constructing a wall around the San Diego City Stadium, under W.P.A. Project No. 152, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its second reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish and Flowers. Nays--Councilmen Housh and Knox. Absent--Mayor Benbough.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish and Flowers. Nays--Councilmen Housh and Knox. Absent--Mayor Benbough.

Prior to its adoption, a motion by Councilman Knox to table the ordinance for one week lost for want of a second.

ORDINANCE NO. 1656, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of providing funds to defray the expenses of the Municipal Traffic and Safety Commission, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1657, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$63.00 from the General Fund of the City of San Diego for the purpose of paying salary due to J. B. Gilchrist, Patrolman, from March 16, 1935 to March 31, 1935, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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

Petitions of Property Owners for establishing the grades of the Alley in Block 2, Center Addition to La Jolla Park; the Alley in Block 105, University Heights; and the Alley in Block 1, Ocean View and Block 1, Sunset Grove; were presented; together with communication from the City Engineer, approved by the City Manager, submitting ordinances for establishment of such grades in said alleys.

ORDINANCE NO. 1658, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 2, Center Addition to La Jolla Park, between the south line of Virginia Way and the north line of Pearl Street, was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1659, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alleys in Block 105, University Heights, in the City of San Diego, California, between the south line of Meade Avenue and the north line of the east and west Alley in said Block 105, University Heights; and the east and west alley in Block 105, University Heights, between Arizona Street and Hamilton Street; was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1660, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 1, Ocean View and Block 1, Sunset Grove, in the City of San Diego, California, between the southeasterly line of Guizot Street and the northeasterly line of Brighton Avenue, was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

By unanimous consent, ORDINANCE NO. 1661, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to maintenance and support, Police Department Fund, for the purpose of providing a secret service fund for making criminal investigations, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

The petition of W. J. Bailey Company for closing portions of Curlew Street and Horton Avenue was brought up at this time by unanimous consent. Mr. James Pfanstiel was heard in connection with the proposed closing.

On motion of Councilman Knox, seconded by Councilman Weggenman, the petition was taken from the table and placed on the calendar for next Tuesday's meeting.

By unanimous consent the request of D. W. Vanasen for an oil and gas lease on City-owned Pueblo Lands was considered.

Communication from the City Engineer, by E. H. Brooks, Right of Way Agent, submitting data on existing oil drilling leases affecting city-owned pueblo lands was presented and ordered filed.

Communication from City Attorney reporting on petition of D. W. Vanasen for lease on Pueblo Lands for oil drilling was presented and ordered filed.

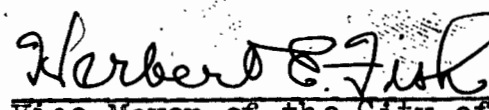
Communication from the City Attorney relative to oil leases on City Pueblo Lands was presented and ordered filed.

RESOLUTION NO. 69912, recorded in Book 62 of Resolutions, denying the petition of D. W. Vanasen, 1963 - 4th Avenue, San Diego, for an oil and gas lease on City-owned pueblo lands, was on motion adopted.

RESOLUTION NO. 69910, recorded in Book 62 of Resolutions, terminating the lease to L. Jay Waterbury for oil drilling on Pueblo Lots 1240, 1269, 1272, 1273, 1293 and 1294; and authorizing the City Manager to file a quitclaim deed signed by said L. Jay Waterbury in connection with this lease; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69911, recorded in Book 62 of Resolutions, terminating the lease to R. L. McKellar for oil drilling on Pueblo Lots 1272, 1273, 1274, 1275, 1245, 1232, 1203; the east 1/2 of Lot 1179; the south 1/2 of Lot 1175; all of Ex-Mission Rancho Lot 35; and that portion of Ex-Mission Lot 32 described in said lease; and authorizing the City Manager to file a quitclaim deed signed by said R. L. McKellar in connection with this lease; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

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


Vice-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, September 12th, 1939.

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 Herbert E. Fish at 10:00 o'clock A.M.

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

In the absence of Mayor Benbough Vice-Mayor Fish acted as chairman.
At this time Councilman Housh entered and took his seat on the Council.

On motion of Councilman Housh the minutes were approved without reading for the meeting of Tuesday, September 5th, 1939.

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

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 315613.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, the 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 Mission Beach Lighting District No. 2, he had received one bid, which bid was on motion, duly and regularly in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 315614.

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

At this time, on motion of Councilman Housh, seconded by Councilman Knox, a majority of the members of the Council signed the contract with Hunt & Curry for completion of the Ground Floor of the Civic Center Administration Building, by unanimous consent.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, the Clerk reported that no protests had been received.

Whereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, the proceeding was referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the paving and otherwise improving of the Alley in Block 53, University Heights, under Resolution of Intention No. 69806, the Clerk reported that no protests had been received. Whereupon, on motion of Councilman Housh, seconded by Councilman Knox, the proceeding was referred to the City Attorney.

By unanimous consent a communication from the East San Diego Chamber of Commerce requesting special ticket selling permits was presented.

RESOLUTION NO. 69913, recorded in Book 62 of Resolutions, granting permission to the East San Diego Chamber of Commerce, by Grover M. Dickman, Secretary, to install temporary booths and electric wiring for the Fall Festival, to be held on September 15th and 16th on a parcel of ground on Van Dyke Avenue, approximately 100 feet south of University Avenue; and granting permission for placing barriers at the entrance to the Alley near University Avenue and at Wightman Street during the festival hours; 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 Adams Avenue Lighting District No. 1, the Clerk reported that no written protests had been received.

Whereupon, the Vice-Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 69914, recorded in Book 62 of Resolutions, confirming and approving the City Engineer's report and assessment for said work, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

The petition of W. J. Bailey Company for closing portions of Curlew Street and Horton Avenue was again considered at this time.

Protest against the proposed closing from Getz and Grant was read.

Protest against the proposed closing from Emma Hilb was read.

Thomas B. Getz, Fred B. Grant and Miss E. Hilb protested verbally.

RESOLUTION NO. 69915, recorded in Book 62 of Resolutions, referring the matter of closing Curlew Street and Horton Avenue to the City Planning Commission to ascertain that if the streets are narrowed on both sides there will still be adequate roadway, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending \$250.00 additional expenditure for Lowell Street Extension was presented, by unanimous consent.

RESOLUTION NO. 69916, recorded in Book 62 of Resolutions, adopting the recommendation of City Manager F. A. Rhodes to provide \$250.00 for 5 extra feet for right of way for extension of Lowell Street; to come from the 1/4¢ gas tax funds for major streets; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

By unanimous consent, Communication from the Purchasing Agent submitting resolution authorizing bids for vitrified clay pipe was presented.

RESOLUTION NO. 69917, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent to advertise for approximately 14,000 linear feet of standard strength vitrified clay bell and spigot sewer pipe in sizes of 12", 15", 18" and 21"; also concrete manhole rings and cones; cast iron manhole rings and covers; joint materials and accessories for construction of sewer line in Wabash Avenue canyon, from University Avenue to Federal Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Property Owners for closing the Alley in Block 20, Montemar Ridge Unit #1, was presented; together with recommendations from the City Engineer and the City Planning Commission.

RESOLUTION NO. 69918, recorded in Book 62 of Resolutions, granting the petition of Heller Investment Company, et al., for closing a portion of the Alley in Block 20, Montemar Ridge Unit No. 1, lying easterly of Lots 1, 2 and 3 of said block, and a portion of Rosecrans Street; providing the cost of the closing, together with the costs of moving existing utilities, shall be borne by the petitioners; and authorizing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, Copy of Resolution No. 162 of the Harbor Commission, regarding lease to the Consolidated Aircraft Corporation was presented.

RESOLUTION NO. 69919, recorded in Book 62 of Resolutions, ratifying the action of the Harbor Commission of San Diego, evidenced by its Resolution No. 162; and authorizing said Commission to enter into a lease with the Consolidated Aircraft Corporation of the tidelands mentioned in said Resolution No. 162, and to include in such lease a ten-year option for said tidelands; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from C. Leon de Aryan relative to Policewomen was presented.

On motion of Councilman Knox, seconded by Councilman Weggenman, the matter was continued for one week.

Petition of Income Properties Corp. for an auto court permit at 3440 Ingraham Street was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69920, recorded in Book 62 of Resolutions, granting permission to Income Properties Corp., 733 Brighton Court, to build and operate a 4-unit auto court on the northwesterly 300 feet of Pueblo Lot 240, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Petition of H. W. Dye for Zone Variance at Aldine Drive and Monroe Avenue was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69921, recorded in Book 62 of Resolutions, granting to Howard W. Dye, 3684 Van Dyke Avenue, permission to construct two residences on Lot 583 Talmadge Park Unit #3; the lot to be divided so that each residence will be on a parcel fifty feet wide and containing over 5000 square feet of area; and providing a setback of thirty feet is maintained on Aldine Drive; and granting a variance to the restrictions of Ordinance No. 1038, New Series; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of The San Diego Corporation for a Zone Variance at Akron Street, near Hill Street, was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 69922, recorded in Book 62 of Resolutions, granting permission to The San Diego Corporation, by D. N. Millan, Asst. Secretary, to erect three residences on Lot 45, Block A, Cabrillo Terrace, in Zone R-1; providing that each residence is constructed on a parcel of land with a frontage of at least 50 feet and an area of at least 5,000 feet; and granting a variance to the provisions of Ordinance No. 32, New Series; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

By unanimous consent, Communication from The San Diego County Farm Bureau for special ticket selling permit was presented.

RESOLUTION NO. 69923, recorded in Book 62 of Resolutions, referring to the City Manager with power to act, the communication from the San Diego County Farm Bureau requesting permission to park an automobile, to be offered as a prize at the barbecue and field day at the Del Mar Fairgrounds, Sunday, September 17th, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of the Ryan Aeronautical Corporation for a zone variance east of Ingraham Street and north of the San Diego River was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 69924, recorded in Book 62 of Resolutions, granting permission to Ryan Aeronautical Corporation to erect and operate an airport on the SWly 60 acres of the NWly half of Pueblo Lot 258 and the Sly 20 acres of Lot 3, Pueblo Lot 252; east of Ingraham Street and north of the San Diego River, to be used exclusively for training purposes by U. S. Army air corps students; and granting a variance to the restrictions of Ordinance No. 213, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of O. K. Wilson, et al., for naming a certain Alley in the block bounded by B Street, C Street, 14th Street and 15th Street, "Harlow Place" was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 69925, recorded in Book 62 of Resolutions, denying the petition of O. K. Wilson, et al., for naming the alley commonly known as Bancroft Place, running from B Street to C Street, between 14th and 15th Streets, "Harlow Place", was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of the Ryan Aeronautical Company, by T. Claude Ryan, for establishing the official grade of King Street, between Paul Street and Knoxville Street; and of Nashville Street, between Maxwell Street and Lapwai Street; was presented; together with recommendation of approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 69926, recorded in Book 62 of Resolutions, authorizing the City Engineer to prepare an ordinance establishing the grades of King Street, between Paul and Knoxville Streets; and of Nashville Street, between Maxwell and Lapwai Streets; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of Residents for street lights in Overlook Heights Subdivision was presented; together with a recommendation from the City Engineer, approved by the City Manager, to install lights at two of the requested locations.

RESOLUTION NO. 69927, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lamps at the intersection of Dorcas Street and Hilda Road, and at the intersection of Elevation Road with Solar Street, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of Residents for street light at First Avenue and Fir Street was presented; together with recommendation from the City Engineer, approved by the City Manager.

Petition of Residents for street light at 68th Street and Saranac Street was presented; together with recommendation from the City Engineer, approved by the City Manager.

RESOLUTION NO. 69928, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lamps at the intersection of First Avenue and Fir Street, and at the intersection of Saranac Street with 68th Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of the Southern Title & Trust Company for establishing special setback line on College Avenue was presented; together with recommendation for granting from the City Planning Commission.

RESOLUTION NO. 69929, recorded in Book 62 of Resolutions, referring to the City Attorney for preparation of the proper ordinance the petition of Southern Title and Trust Company, for the establishment of set back lines on Lots 40 to 54 inclusive in Gilcher Tract, as shown on map attached thereto, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Hope W. Ames for permit to install Septic Tank at 4756 Arizona Street was presented; together with report from the Health Department, approved by the City Manager.

RESOLUTION NO. 69930, recorded in Book 62 of Resolutions, denying the petition of Hope W. Ames for permission to install septic tank at 4756 Arizona Street, on a portion of Villa Lot 29, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Property Owners for paving the Alley in Block 25, Subdivision of Blocks K and L, Teralta, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69931, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 133, University Heights, contained in Document No. 315373; the pavement to be four-inch asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Property Owners for paving the Alley in Block 133, University Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69932, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 25, Subdivision of Blocks K and L, Teralta, contained in Document No. 315282; the pavement to be 3 inches of asphalt concrete on 3" of crushed rock base; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 54, Fairmount Addition, was presented; together with recommendation from the City Engineer, approved by the City Manager, that drainage be provided, before the Alley is improved.

RESOLUTION NO. 69933, recorded in Book 62 of Resolutions, adopting the recommendation of the City Engineer on the petition for paving the Alley in Block 54, Fairmount Addition, that drainage be provided before the Alley is improved; and authorizing the City Clerk to notify property owners of the recommendation; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Property Owners for paving the Alleys in Block F, McFadden & Buxtons North Park and Block 33, Park Villas, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 69934, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 33, Park Villas and Block F, McFadden and Buxton's North Park; the pavement to be 3 inches of asphalt on 3 inches of crushed rock base; and authorizing the City Engineer to furnish a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of William Brunson for free use of the Stadium for a football game to be held September 23, 1939, was presented.

RESOLUTION NO. 69935, recorded in Book 62 of Resolutions, granting the request of William Brunson, Chairman of the Stadium Benefit Committee, for permission to use the City Stadium on the night of September 23, 1939, free from compensation to the City, for the purpose of staging a football game between Willamette University of Salem, Oregon, and the local U. S. Marine Base; admission to be charged to the game, and the total proceeds, less necessary expenses, to be used for improvement of the stadium; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69936, recorded in Book 62 of Resolutions, authorizing the City Clerk to send a letter of invitation to the members of the Los Angeles City Council to attend the annual meeting of the San Diego Race Relation Society at the Plata Real, Grant Hotel, on September 28th, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from Augusta F. Sample, thanking the Council for its resolution regarding the death of her husband, was presented and ordered filed.

By unanimous consent the matter of a proposed housing survey was taken up at this time, out of the usual order of business.

Communication from the City Manager recommending a housing survey under a W.P.A. project, sponsored by the City, was read, and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Those speaking in favor of such a survey were Ed Hollingshead, of the Young Democrats organization; Dan Taylor; a representative of the Spanish War Veterans; Mr. Alt-meyer of the Worker's Alliance; and Nellie O. Porter.

Among those opposing the housing survey were Marie Herney, representing the Apartment House Owners' Association; Miss Hemphill; James Smith; J. E. Cooper, of the Golden Hill Improvement Association; and Hazel Cutzer.

RESOLUTION NO. 69937, recorded in Book 62 of Resolutions, authorizing the Vice-Mayor to appoint a committee to confer with the Health Department and the Building Department, to bring in a report on the housing situation in San Diego, as soon as possible, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

The Vice-Mayor appointed Councilmen Knox, Simpson and Housh on this committee.

On motion of Councilman Flowers, the Council took a recess until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:

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

Clerk---Fred W. Sick.

Absent---Mayor Benbough.

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

1939 Wage Scale transmitted by the San Diego County Building and Construction Trades Council was presented, and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Attorney for a report on the changes.

Communication from the Commandant of the 11th Naval District requesting the City to grant the Navy Department, without cost, certain land on Camp Kearney Mesa for a landing field was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Mrs. Lena Kendall requesting early action towards re-aligning Crown Point Drive was presented; together with communication from Mrs. Lena Kendall withdrawing offers of rights-of-way; and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from City Manager relative to placing proposition on the ballot to withdraw certain land from Torrey Pines Park was presented, and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager recommending exchange of certain lands near the Lower Otay Reservoir was presented, and on motion ordered filed.

RESOLUTION NO. 69938, recorded in Book 62 of Resolutions, authorizing the exchange of certain City-owned lands near Lower Otay Reservoir for certain lands in the same vicinity owned by Henry G. Fenton and Emily B. Fenton; and authorizing the Mayor and the City Clerk to execute a deed under certain conditions; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Proposed Ordinance appropriating the sum of \$1500.00 out of the unappropriated balance fund for the purpose of providing funds for publishing a book of ordinances was presented; together with a recommendation from the City Manager that the publication of the ordinance book be deferred until next April or May.

On motion of Councilman Flowers, seconded by Councilman Knox, the Manager's recommendation was adopted.

Petition of Residents protesting against riding of bicycles on Mission Beach promenade was presented; together with communication from the City Manager transmitting form of ordinance regulating the business of renting bicycles; and on motion ordered filed.

ORDINANCE NO. 1662, New Series, recorded in Book 47 of Ordinances, licensing and regulating the business of renting bicycles by adding Section 94-1/2 to Ordinance No. 915 (New Series), (General License Ordinance), adopted May 26, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

RESOLUTION NO. 69939, recorded in Book 62 of Resolutions, authorizing the City Manager to execute a certain agreement with Henry G. Fenton and Emily B. Fenton, filed under Document No. 315633, wherein the City agrees to construct a fence on the west boundary of a new road to be constructed along the west side of Lower Otay Reservoir within six months after completion of said road, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the City Manager relative to the 16" water main recently installed by the United States Navy Department in F Street, Pacific Highway and Market Street, was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed. City Manager Rhodes was requested to write a letter to the Commandant, Eleventh Naval District, outlining the City's position in the matter.

RESOLUTION NO. 69940, recorded in Book 62 of Resolutions, authorizing the City Manager to send a letter to the Commandant of the Eleventh Naval District, explaining the City's position in the matter of the 16" water main commencing at Kettner and F Street, installed to take care of Federal governmental institutions' needs, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Manager recommending an agreement with the State Relief Administration for trimming of ornamental shrubs and trees in the City was presented.

RESOLUTION NO. 69941, recorded in Book 62 of Resolutions, authorizing the City Manager to sign the agreement for assignment of relief workers from the State Relief Administration rolls for the cultivating and trimming of ornamental shrubs and trees in the City of San Diego; the sponsor's contribution of \$150.00 having been donated by the La Jolla Improvement Association for the project; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Manager, recommending that Fire Chief J. E. Parrish be sent to the annual conference of Fire Chiefs, was presented.

RESOLUTION NO. 69942, recorded in Book 62 of Resolutions, authorizing the Chief of the Fire Department, J. E. Parrish, to attend a conference of Fire Chiefs, to be held in the City of San Francisco on September 18th to 23rd, inclusive; and authorizing him to incur the necessary expenses in connection with said trip; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Manager relative to the proposition of the Associated Assessment Engineers for returning delinquent property to the current tax rolls was presented. On motion of Councilman Knox, seconded by Councilman Simpson, a conference was set with the Associated Assessment Engineers at 2:00 P.M. on Tuesday, September 26th, 1939.

Communication from the City Manager transmitting memorandum of agreement, providing for the expenditure of 1/4 cent gas tax funds for State Highways during the biennium ending June 30, 1941, was presented; and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Attorney for drafting proper form of resolution.

Communication from Councilman Fred W. Simpson relative to the Life Guard situation in San Diego was presented.

RESOLUTION NO. 69943, recorded in Book 62 of Resolutions, requesting the City Manager to return four life guards to duty for a period of thirty days; and further requesting the City Manager to make a study and recommendation in connection with the life guard and life saving equipment situation in the City of San Diego; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Park Commission recommending the acceptance of a deed from George W. Marston and Anna L. Marston to Lots 1, 2, 3 and 4, Block 445, Old San Diego; the land described to be used as a portion of Presidio Park; was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for preparation of a resolution of acceptance.

Communication from the Women's Democratic Club of San Diego County requesting permission to hang a framed picture of President Franklin Delano Roosevelt in the Council Chambers was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the Civic Center committee.

Communication from the City Attorney recommending the appointment of Phil D. Swing as Special Water Counsel was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, the matter was continued for two weeks.

Communication from the City Attorney relative to meeting with the Railroad Commission in connection with gas and electric rates was presented, and on motion ordered filed.

RESOLUTION NO. 69944, recorded in Book 62 of Resolutions, ratifying and approving the attendance of the City Attorney at a conference with the Railroad Commission in San Francisco on September 7th, 1939, and providing for reimbursing the City Attorney the sum of \$59.70 incidental expenses in connection with such attendance from Travel Fund Ordinance No. 1649, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Attorney submitting the resolution ratifying his attendance at this conference was presented and ordered filed.

RESOLUTION NO. 69945, recorded in Book 62 of Resolutions, authorizing and instructing the City Attorney to attend the California League conference and the conference with the State Railroad Commission and to incur the necessary expenses incidental to his attendance at such conferences during September, 1939, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from R. W. Harding relative to various matters was presented, and on motion of Councilman Simpson, seconded by Councilman Housh, ordered filed.

Communication from the City of Long Beach relative to the meeting place of the League of California Municipalities in 1940 was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from Mrs. Leila D. Johnstone requesting adoption of an ordinance protecting property owners from Barnyard Noises was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the Purchasing Agent recommending advertising for bids for concrete blocks to construct a fence at the Stadium was presented and ordered filed.

RESOLUTION NO. 69946, recorded in Book 62 of Resolutions, authorizing the Purchasing Agent of the City to advertise for bids for purchasing reinforced hollow concrete blocks sufficient to construct a wall 2,000 feet long by 10 feet high by 8 inches thick, in accordance with specifications, etc., contained in Document No. 315607, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Municipal Traffic Commission recommending certain boulevard stops was presented.

RESOLUTION NO. 69947, recorded in Book 62 of Resolutions, authorizing the City Attorney to prepare an ordinance to establish 4-way boulevard stops at the intersection of Ingraham and Rosecrans Streets; also making Mission Valley Road a boulevard at its intersection with Sixth Street Extension and at its intersection with Texas Street; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Arthur N. Nelson was presented; recommending a settlement for the sum of \$66.00.

RESOLUTION NO. 69948, recorded in Book 62 of Resolutions, adopting the recommendation of the City Auditor granting \$66.00 in settlement of the claim of Arthur N. Nelson, 4562 Pescadero Street, on account of sewage backing into his house; and authorizing the City Attorney to draw an ordinance appropriating \$66.00 in settlement of said claim; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from City Auditor reporting on the claim of Don H. Bolster, and recommending that it be denied, was presented.

RESOLUTION NO. 69949, recorded in Book 62 of Resolutions, denying the claim of Don H. Bolster, Rt. 3, Box 773 A, Lemon Grove, California, in the amount of \$35.00; claimed to be due when Mr. Bolster's outboard motor became detached from the row boat he had rented at Morena Lake and sank to the bottom of the lake; was on motion of Councilman Flowers seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 69950, recorded in Book 62 of Resolutions, for furnishing electric current for Roseville Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69951, recorded in Book 62 of Resolutions, changing the grade of Washington Street, between the west line of Fifth Avenue and the east line of Eighth Avenue, as shown on a certain map filed under Document No. 314781 in the office of the City Clerk, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69952, recorded in Book 62 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for the paving and otherwise improving of the Alley in Block 46, Park Villas, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69953, recorded in Book 62 of Resolutions, determining that the lands to be assessed for the proposed paving and otherwise improving of the Alley in Block 174, University Heights, between Polk Avenue and Lincoln Avenue, will be able to carry the burden of such proposed improvement; and directing the City Engineer to prepare the necessary plans and specifications for the grading, paving and otherwise improving said Alley; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted. This Resolution declared the project to be feasible.

Communication from the City Engineer transmitting resolution of intention for El Cajon Boulevard Lighting District Number One was presented.

RESOLUTION OF INTENTION NO. 69954, recorded in Book 62 of Resolutions, for furnishing electric current for El Cajon Boulevard Lighting District Number One, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69955, recorded in Book 62 of Resolutions, temporarily allocating to the County of San Diego for the use and occupancy of the Juvenile Delinquency Project WP-11414-D Room 601 in the tower of the San Diego City and County Administration Building, Civic Center; and providing that this resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69956, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a contract with Merrill C. Bristol for personal Services as Traffic and Safety Expert for a period of six months, at a total compensation of \$1200.00, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

At this time Councilman Louis F. Weggenman was excused.

RESOLUTION NO. 69957, recorded in Book 62 of Resolutions, accepting the deed of John T. Dawson and Celia L. Dawson for a portion of Euclid Avenue, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69958, recorded in Book 62 of Resolutions, accepting the subordination agreement of the First Federal Savings and Loan Association of San Diego, under a deed of trust executed by John T. Dawson and Celia L. Dawson, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69959, recorded in Book 62 of Resolutions, accepting the deed of A. Ragnar Stadin, Vera Stadin, Rachel E. Nelson and Clarence E. Nelson for a portion of Mariposa Street, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69960, recorded in Book 62 of Resolutions, accepting the deed of William G. Ebbs and Eleanor C. Ebbs, for a portion of Mariposa Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69961, recorded in Book 62 of Resolutions, accepting the deed of A. M. Davis and Nora M. Davis for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69962, recorded in Book 62 of Resolutions, accepting the deed of Ernest C. Saftig and Emily E. Saftig for a portion of Euclid Avenue, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 69963, recorded in Book 62 of Resolutions, accepting the subordination agreement executed by the Home Federal Savings and Loan Association under the deed of trust executed by Ernest C. Saftig and Emily E. Saftig, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69964, recorded in Book 62 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau, in the sum of \$1768.72; and authorizing a requisition on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69965, recorded in Book 62 of Resolutions, establishing a loading and unloading zone of eighteen (18) feet at 642 B Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69966, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 16, of the Administration Building and Grounds Department, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 69967, recorded in Book 62 of Resolutions, approving the specifications and contract documents, and authorizing the Purchasing Agent to advertise for bids for the construction of a thirty-inch pipeline on Upas Street, between 30th Street and 5th Avenue, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Auditor transmitting form of ordinance appropriating \$35.14 from Payments Refundable Account was presented and ordered filed.

ORDINANCE NO. 1663, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$35.14 out of the Payments Refundable Account for the relief and benefit of August Weischedel, Mrs. Janet Baranov, Mrs. W. J. Wise, Mrs. Thelma Strehli and J. E. Miller 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, and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.


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

At this time the report of Walter W. Cooper on the earning position of the San Diego Consolidated Gas and Electric Company as of June 30th, 1939, was considered.

Walter W. Cooper was present, and discussed the report and associated matters with the Council.

On motion the report was ordered filed.

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


Vice-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, September 19th, 1939.

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 Fish at 10:00 o'clock A.M.

Present---Councilmen Simpson, Housh, Fish, and Flowers.

Clerk-----Clark M. Foote Jr.

Absent----Councilmen Knox, Weggenman and Mayor Benbough.

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

On motion of Councilman Housh, seconded by Councilman Simpson, the minutes of the regular meeting of Tuesday, September 12th, 1939, were approved without reading.

At this time Councilman Knox entered and took his seat 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 9, Wilshire Place, under Resolution of Intention No. 69699, 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:

Caudell & Johnson; accompanied by a certified check on the Bank of America for \$130.00; which bid was given Document No. 315735.

V. R. Dennis Construction Company; accompanied by a certified check on the Security Trust & Savings Bank for \$140.00; which bid was given Document No. 315736.

Harry L. Foster; accompanied by a bond for \$150.00 executed by the Massachusetts Bonding and Insurance Company; which bid was given Document No. 315737.

Griffith Company; accompanied by a bond for \$150.00 executed by the National Surety Corporation; which bid was given Document No. 315738.

Thereupon, on motion, said bids were referred to the City Manager for report and recommendation.

Petition of Sigrid Crosby, requesting that his application for a zone variance on a portion of Lots 7 and 8, Block 2, El Cerrito Heights, be referred back to the Planning Commission, was presented; and on motion of Councilman Knox, seconded by Councilman Simpson, referred back to said Commission.

Petition of Irve C. Boldman, et al., for a zone variance at 1800 Upas Street, for operating a nursing and convalescent home was presented; together with a recommendation from the City Planning Commission by a 6 to 1 vote that the petition be denied.

Protests against the establishment of a nursing home at this address were read, and ordered filed.

Irve C. Boldman spoke on behalf of the petition.

Jesse B. Burgster made a verbal protest.

On motion of Councilman Housh, seconded by Councilman Flowers, RESOLUTION NO. 69968, recorded in Book 62 of Resolutions, denying the petition of Irve C. Boldman, Harry L. Smithton, Curtis Hillyer, Jr., Trustees, for a variance to the restrictions of Ordinance No. 12988, on Lots 7 to 12, Block 252, University Heights, to operate a nursing and convalescent home in Zone R-4, limited to ten patients, was adopted. Councilman Simpson voted, "Nay".

Petition of John G. Dickson for zone variance at Upas and Herbert Streets was presented; together with a recommendation from the City Planning Commission that the petition be denied.

Protest of Lillie Brothers was read.

RESOLUTION NO. 69969, recorded in Book 62 of Resolutions, denying the petition of John G. Dickson, 3412 Herbert Street, for variance to the restrictions of Ordinance No. 12988, to erect a duplex and garage with two bedrooms above, with a ten-foot rear yard, on the southerly 70 feet of the easterly 45 feet of Lot 4, Block 10, T. J. Higgins Subdivision, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Frank Rall for Zone Variance on 32nd Street, north of El Cajon Avenue, for operating a miniature golf course, was presented; together with report from the City Planning Commission stating that they had voted 4 to 3 to grant the request.

On motion of Councilman Housh, seconded by Councilman Knox, the matter was continued for one week.

Petition of Fred Holding for permission to pave a portion of the Alley in Block 23, Teralta, at private contract, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted.

RESOLUTION NO. 69970, recorded in Book 62 of Resolutions, granting permission to Fred Holding to improve a portion of the Alley in Block 23, Subdivision of Blocks K & L, Teralta, by grading 200 feet in length, the surfacing of the south 150 feet with 2" of asphalt concrete and the paving of the north 50 feet of the south 200 feet with 4" of asphalt concrete, according to plans to be submitted, and under City inspection, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of Property Owners for paving the north and south Alley in Block 61, Normal Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" asphalt concrete on a 3" crushed rock base.

RESOLUTION NO. 69971, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 61, Resubdivision of Blocks 39 and 56, Normal Heights, (North and South Alley), contained in Document No. 315478; type of paving to be 3" asphalt concrete on a 3" crushed rock base; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving the Alley in Block 152, University Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" asphalt concrete on a 3" crushed rock base.

RESOLUTION NO. 69972, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 152, University Heights, contained in Document No. 315526; type of paving to be 3" asphalt concrete on a 3" crushed rock base; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving Garrison Street, between Rosecrans and Willow Streets, and Evergreen Street, between Hugo Street and Garrison Street, was presented; together with recommendation of the City Engineer, approved by the City Manager, that the petition be granted; pavement to be 6" asphalt concrete.

RESOLUTION NO. 69973, recorded in Book 62 of Resolutions, granting the petition for paving Garrison Street between Rosecrans and Willow Streets, and Evergreen Street between Hugo and Garrison Streets; pavement to be 6" asphalt concrete; and authorizing and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

By unanimous consent, the matter of Mission Valley Road improvement was brought up at this time.

RESOLUTION NO. 69974, recorded in Book 62 of Resolutions, requesting the City Engineer to file his report on the improvement of Mission Valley Road, for next week's meeting, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

By unanimous consent, RESOLUTION NO. 69975, recorded in Book 62 of Resolutions, referring to the City Manager the matter of removal of buildings from in front of a portion of the Police Headquarters property, with the request that he expedite their removal, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

By unanimous consent, communication from Pacific Highway Committee regarding a general plan for improving Pacific Highway was presented.

Mr. Philip Gildred appeared before the Council and made a verbal report on the matter.

RESOLUTION NO. 69976, recorded in Book 62 of Resolutions, appointing Glenn A. Rick, City Planning Engineer, to a committee to cooperate with the County Planning Commission and the State Planning Commission in working out plans for development of Pacific Highway as a part of the proposed beautification of Highway No. 101, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the Mayor of Los Angeles regarding invitation to Race Relations dinner at San Diego was presented, and on motion ordered filed.

Communication from the City Attorney regarding the appointment of a Special Water Counsel was presented and read.

RESOLUTION NO. 69977, recorded in Book 62 of Resolutions, retaining and employing Phil D. Swing as Special Water Counsel for the remainder of the current fiscal year; at the rate of \$300.00 per month; the compensation to include the trial of the case entitled, The City of Coronado v. The City of San Diego, et al., now pending; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Document No. 315603, a communication from the City Attorney recommending the appointment of Phil D. Swing as Special Water Council; and Document No. 315604, a proposed resolution retaining and employing Phil D. Swing as Special Water Counsel; were ordered filed.

Communication from the Pacific Coast Building Officials Conference announcing the dates of its annual meeting, and requesting that Inspector Oscar Knecht be authorized to attend, was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Manager.

Resolution of the Civil Service Commission relative to sending representatives to the Civil Service Assembly of the United States and Canada, in Oakland, was presented and read.

RESOLUTION NO. 69978, recorded in Book 62 of Resolutions, authorizing Russel T. Bailey, Personnel Director, and Nera M. Judy, Personnel Examiner, to attend the Civil Service Assembly of the United States and Canada, to be held in Oakland, California, from October 16th to 20th, and to incur the necessary expenses, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from Pacific Highway organization thanking the Council for endorsing its plan was presented, and on motion ordered filed.

Communication from Flemmer Adams relative to the arrest of youths was presented; together with a report from the Chief of Police reporting on the arrest of Flemmer Adams' son, Gordon Lincoln Flemmer. On motion of Councilman Housh, seconded by Councilman Knox, the communication was ordered filed.

Communication from Councilman Fred W. Simpson relative to dates of racing at Del Mar was presented and read.

RESOLUTION NO. 69979, recorded in Book 62 of Resolutions, placing the City

Council on record as deploring the expressed intention of the California State Racing Board on the change of dates accorded the Del Mar Turf Club, because the business interests of the City and County of San Diego would be very seriously affected by this proposed change of dates; and stating that if racing after Labor Day were imposed upon the Del Mar race track the plant would operate at a loss; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from the Young Democratic Clubs of California inviting the Councilmen to attend a meeting on September 24th, 1939, was read and on motion ordered filed; and the Clerk authorized to thank the organization for the invitation, and say that as many of the Council as can attend the meeting will do so.

RESOLUTION NO. 69980, recorded in Book 62 of Resolutions, authorizing the occupancy of a portion of Balboa Park for U. S. Navy Hospital purposes; and authorizing the City Manager to enter into a lease with the Navy Department for said lands to June 30, 1940; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

The hour of 11:00 o'clock A.M. having arrived, the time set for hearing the matter of using Police Women in Dine and Dance Establishments, etc., the Clerk reported that communications on the subject had been received from Leland D. Jones, Mrs. Clara L. Harvey, Marie Davis, Ida-Diana Ekbergh, Mrs. Margret (Mother) Jackson, C. Leon De Aryan and The San Diego Women's Civic Center Club; which communications were read and placed on file.

The following persons expressed their views on the subject: Mrs. Karl Thompson, of the executive board of the Women's Civic Center Club; Mrs. Mary C. Bleifuss Woodward of the W. C. T. U.; Mrs. Sydney Scott; Mrs. E. H. Dowell; Mrs. Spahr, representing Navy Wives; Mrs. Lazar; C. Leon de Aryan; and R. W. Harding.

Dr. James Bell made a verbal report on the condition as it now exists. City Manager F. A. Rhodes, Chief of Police J. T. Peterson and one of the former police women all talked on the subject.

On motion of Councilman Simpson, seconded by Councilman Flowers, the matter was referred to the City Manager for a report to be submitted in two weeks.

RESOLUTION NO. 69981, recorded in Book 62 of Resolutions, referring to the City Manager for a report to be filed with the Council for the meeting of October 3rd, 1939, the matter of employment of police women in dine and dance establishments, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69982, recorded in Book 62 of Resolutions, fixing the amount of the bond for District Water Bill Collector at 5th and University Avenues at \$2000.00, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69983, recorded in Book 62 of Resolutions, releasing any liability under the bond of Lloyd Willard Stove, executed by the National Surety Company, for any acts of said Lloyd Willard Stove as General Clerk, Public Works Department, on and after September 19th, 1939, was on motion of Councilman Housh adopted.

RESOLUTION NO. 69984, recorded in Book 62 of Resolutions, approving and allowing claim attached to transmittal number 17 of the Administration Building and Grounds Department, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69985, recorded in Book 62 of Resolutions, authorizing the use of Room 601, Civic Center Administration Building, temporarily by the County of San Diego for the Juvenile Delinquency Project, WP-11414-D; the cost and maintenance of which shall be paid for by the County; and providing that this resolution shall be null and void, and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69986, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement with the County of San Diego whereby said County will furnish at its own expense a sewage pump, together with all materials necessary in connection therewith; and the City will at its own expense properly install said pump, connections and appurtenances to be furnished by the said County, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69987, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post cards to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block 55, University Heights, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69988, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post cards to property owners, relating to the proposed assessment for paving and otherwise improving the Alley in Block 6, Wilshire Place, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 69989, recorded in Book 62 of Resolutions, approving the Engineer's Report and Fixing Time and Place for Hearing Thereon, for paving the Alley in Block 31, University Heights, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 69990, recorded in Book 62 of Resolutions, for the paving and otherwise improving of the Alley in Block 78, Park Villas, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69991, recorded in Book 62 of Resolutions, directing the assessment be made and signed by the City Engineer for paving the Alley in Block 78, Park

Villas, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69992, recorded in Book 62 of Resolutions, directing the work be done under the direction of the City Engineer, for paving the Alley in Block 78, Park Villas, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 69993, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 53, University Heights, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69994, recorded in Book 62 of Resolutions, directing the assessment be made and signed by the City Engineer for paving and otherwise improving the Alley in Block 53, University Heights, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69995, recorded in Book 62 of Resolutions, directing the work to be done under the direction of the City Engineer, for paving and otherwise improving the Alley in Block 53, University Heights, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69996, recorded in Book 62 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for sidewalk and curbing Pacific Highway, under Resolution of Intention No. 69348, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 69997, recorded in Book 62 of Resolutions, for furnishing electric current for Adams Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69998, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Roseville Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 69999, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain real property for the purpose of extending Washington Street from Fifth Avenue to Lincoln Avenue; and to draw requisitions on the Rights of Way Trust & Revolving Fund, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Engineer submitting this resolution was presented and ordered filed.

RESOLUTION NO. 70000, recorded in Book 62 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the Memorandum of Agreement for Expenditure of 1/4 Cent Gas Tax on State Highways, as set forth in Document No. 315698, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

The Manager was requested orally to furnish copies of Document No. 315698 to members of the Council.

RESOLUTION NO. 70001, recorded in Book 62 of Resolutions, requesting the City Manager, in co-operation with the City's Traffic and Safety Commission to cause a survey to be made of street lighting in the City, with particular reference to improving main or arterial streets by the installation of additional lights, or a change-over from 400 watt to 600 watt lamps; and to report to the Council as soon as possible his recommendations based upon such survey; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent submitting resolution authorizing bids for lead covered cable was presented and ordered filed.

RESOLUTION NO. 70002, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City with 4,176 linear feet of saturated-paper-insulated lead-covered cable, in accordance with specifications, etc., on file in the office of the City Clerk bearing Document No. 315756, was on motion adopted.

ORDINANCE NO. 1664, New Series, recorded in Book 47 of Ordinances, establishing the official grades of Washington Street, in the City of San Diego, California, between the northerly prolongation of the west line of Sixth Avenue and a line parallel to and distant 130.00 feet west of the northerly prolongation of the West line of Eighth Avenue, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas---Councilmen Simpson, Housh, Fish, Knox and Flowers. Nays--None. Absent---Councilman Weggenman and Mayor Benbough.

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 and Flowers. Nays--None. Absent---Councilman Weggenman and Mayor Benbough.

Communication from the Harbor Commission submitting form of ordinance granting an extension of one year's time to the Union Oil Company within which to begin the construction work required under its tideland lease was presented, and on motion ordered filed.

ORDINANCE NO. 1665, New Series, recorded in Book 47 of Ordinances, amending and modifying that certain lease entered into on the 20th day of September, 1929, 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 Knox, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, and Flowers. Nays--None. Absent--Councilman

Weggenman and Mayor Benbough.

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 and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

Communication from City Attorney submitting forms of Ordinance regarding the discontinuance of portions of Balboa Park and Torrey Pines Park for park purposes was presented, and on motion ordered filed.

ORDINANCE NO. 1666, New Series, recorded in Book 47 of Ordinances, declaring that the use for Park Purposes of portions of Torrey Pines Park located in Pueblo Lots 1326, 1330 and 1333 of the Pueblo Lands of the City of San Diego, as a Public Park shall be discontinued and abandoned, 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 and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

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 and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

ORDINANCE NO. 1667, New Series, recorded in Book 47 of Ordinances, declaring that the use for Park Purposes of a portion of Balboa Park as a Public Park shall be discontinued and abandoned, 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 and Flowers. Nays--None. Absent---Councilman Weggenman and Mayor Benbough.

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 and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

ORDINANCE NO. 1668, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2850.00 out of the Water Revenues for the Fiscal Year 1939-1940, of the City of San Diego, for the purpose of providing funds for the payment of the services of Phil D. Swing, as Special Water Counsel of said City for the period commencing September 16, 1939, and ending June 30, 1940, was on motion of Councilman Knox, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

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

ORDINANCE NO. 1669, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$66.00 out of the Unappropriated Balance Fund of the City of San Diego in full payment and settlement of the claim of Arthur N. Nelson, 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 and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

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 and Flowers. Nays--None. Absent--Councilman Weggenman and Mayor Benbough.

Petition of Ernest James Parker for Setback suspension in Block 177, San Diego Land & Town Subdivision was presented by unanimous consent; together with recommendation from the City Planning Commission that same be granted.

RESOLUTION NO. 70003, recorded in Book 62 of Resolutions, granting permission to Ernest James Parker, 1884 Julian Avenue, to construct an eight-unit court on Lots 25 to 28, Block 177, San Diego Land & Town Subdivision, at Kearney and Dewey Streets, not closer to Kearney Avenue than fifteen feet, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

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

Herbert E. Fink

VICE-Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By *Clark M. Foste Jr.*
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, September 26th, 1939.

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 Herbert E. Fish at 10:00 o'clock A.M.

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

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

On motion of Councilman Knox, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, September 19th, 1939, were approved without reading.

Petition of Property Owners for Paving Orange Avenue, between 37th and 40th Streets, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" of asphalt concrete on 3" of crushed rock base.

RESOLUTION NO. 70004, recorded in Book 62 of Resolutions, granting the petition for paving of Orange Avenue, between 37th and 40th Streets; the type of paving to be three inches of asphalt concrete on three inches of crushed rock base; and authorizing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Property Owners for grading a portion of Front Street north of Palm Street was presented; together with recommendation from the City Engineer, approved by the City Manager, that the westerly half of Front Street, from Palm Street to a point 150 feet north of Palm Street, be graded, sidewalked and curbed.

RESOLUTION NO. 70005, recorded in Book 62 of Resolutions, granting the petition for grading the westerly one half of Front Street, from the northerly intersection of West Palm Street to a point one hundred fifty feet north of that intersection, the installation of curbing and sidewalk; and authorizing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, adopted.

Petition of Property Owners for paving Monroe Avenue, between 30th and Ohio Streets; and Ohio Street, from Madison Avenue south to a connection with existing pavement; was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 6" asphalt concrete.

RESOLUTION NO. 70006, recorded in Book 62 of Resolutions, granting the petition for paving Ohio Street from Madison Avenue to the existing pavement south of Monroe Avenue; and of Monroe Avenue from 30th Street to Ohio Street; the pavement to be 6" asphalt concrete; and authorizing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of the San Diego Woman's Club, by Lillian Adams, president, for a variance to the Building Restrictions in Block-285, Horton's Addition, was presented; together with recommendation from the City Planning Commission that the petition be granted.

RESOLUTION NO. 70007, recorded in Book 62 of Resolutions, granting to the San Diego Woman's Club, by Lillian Adams, permission to erect and operate a private club house on Lots A and B, Block 285, Horton's Subdivision, in Zone R-4, with a side yard of five feet, a rear yard of eleven feet nine inches and a lot coverage of seventy 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 Flowers, adopted.

Petition of Frank Rall for permission to erect and operate a miniature Golf Course in Zone R-4 on Lot 9, Block 1, Resubdivision of Block A, Teralta, was presented; together with report from the City Planning Commission stating that the Commission showed a vote of 4 to 3 in favor of granting the request.

A protest from Thomas Lunney was presented and read.

A protest from Henrietta Clayton was presented and read.

On a motion by Councilman Simpson, seconded by Councilman Flowers, to grant the petition the roll call showed the following, to-wit: Ayes--Councilmen Simpson, Weggenman, Housh and Flowers. Nays--Councilmen Fish and Knox. Absent--Mayor Benbough. The chairman declared the motion lost, as five favorable votes were required under the circumstances to grant this petition.

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

On motion of Councilman Housh, seconded by Councilman Flowers, the matter was tabled for one week.

Communication from the Harbor Department transmitting a resolution modifying a lease with the Ryan Aeronautical Company was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 70008, recorded in Book 62 of Resolutions, confirming an agreement modifying and amending a lease of certain tidelands made by the Harbor Commission on behalf of the City of San Diego to the Ryan Aeronautical Company, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent reporting on bids for automatic gasoline motor driven generator was presented and ordered filed.

RESOLUTION NO. 70009, recorded in Book 62 of Resolutions, accepting the bid of Universal Motor Company, by Lombard Smith Company, representative, to furnish the City

of San Diego with one automatic gasoline motor driven generator, for the sum of \$1,252.56; and awarding the contract for furnishing same to said Universal Motor Company, Lombard Smith Company, representative; and authorizing the City Manager to enter into and execute a contract with said Universal Motor Company, Lombard Smith Company, representative, for furnishing one automatic gasoline motor driven generator; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70010, recorded in Book 62 of Resolutions, instructing the City Manager to investigate leaks in the Police Headquarters building from the recent rains, and to make a recommendation to the Council on the matter of possible recovery from the contractor for damages done to the premises, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

By unanimous consent, Petition of Residents for street light at Meade Avenue and Utah Street was presented; and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Manager.

Communication from Judge Eugene Daney Jr. re parking condition at the County Court House was presented; together with petition from Chester R. Cleator, Marshal of the Municipal Court, for parking reservation for official cars only; and on motion of Councilman Flowers, seconded by Councilman Housh, ordered filed.

By unanimous consent, RESOLUTION NO. 70011, recorded in Book 62 of Resolutions, referring to the Director of Traffic and Safety the matter of parking on Laurel Street in Balboa Park, for investigation of signs prohibiting parking and fines collected for violation of no-parking regulation, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from San Diego Highway Development Association regarding work done on the Mission Valley Road was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the City Engineer regarding work done on Mission Valley Road was presented and read, and on motion of Councilman Flowers, seconded by Councilman Simpson, ordered filed. Councilman Housh voted "Nay" on the motion to file this communication.

Communication from the East San Diego Chamber of Commerce thanking the Council for co-operation in connection with the Fall Festival was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from Harry Warburton regarding the ten year recreation program as affecting the College Heights District, from Euclid Avenue to La Mesa, was presented.

RESOLUTION NO. 70012, recorded in Book 62 of Resolutions, referring the communication from Harry Warburton, 6080 El Cajon Boulevard, bearing Document No. 315775, to the City Manager for a report on the proposed recreational improvements in the College Heights district, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition requesting that Ordinance regulations prohibiting early morning parking in the Central Business section be rescinded was presented by unanimous consent; together with communication from the City Attorney; and on motion ordered filed.

By unanimous consent, ORDINANCE NO. 1670, New Series, recorded in Book 47 of Ordinances, repealing that part of the Traffic Ordinance prohibiting parking on certain downtown streets between 7:30 A.M. and 9:00 A.M., by repealing Subsection (d) of Section 41 of Ordinance No. 709, (New Series), adopted July 9, 1935, 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 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--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

Communication from Jefferson W. Asher regarding leasing the Mission Beach Amusement Center from the City was presented, and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the City Manager.

Communication from Johns-Mansville Sales Corporation requesting addenda to Upas Street Pipeline Specifications was presented.

Mr. C. H. Van Norman representing the Johns-Mansville Sales Corporation spoke relative to the necessity for such addenda.

RESOLUTION NO. 70013, recorded in Book 62 of Resolutions, authorizing and instructing the Hydraulic Engineer to prepare an addendum to the specifications on the Upas Street pipe line, to provide for class X and class Y pipe, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Engineer, approved by the City Manager, regarding delinquency in Pacific Highway Lighting District No. 1, was presented.

RESOLUTION NO. 70014, recorded in Book 62 of Resolutions, referring to the City Manager and the City Attorney the matter of placing assessments for street lighting current on the tax bills, for recommendation on the advisability of such action, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

By unanimous consent, ORDINANCE NO. 1671, New Series, recorded in Book 47 of Ordinances, regulating traffic on Lytton Street and Rosecrans Street in the City of San Diego, Repealing Ordinance No. 1232, (New Series), adopted August 31, 1937, and providing a penalty for the violation hereof, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

At this time a majority of the members of the Council signed the Sidewalk License Bond of Griffith Company.

Communication from Clinton B. Smith regarding oil exploration leases on City-owned land was presented and read.

RESOLUTION NO. 70015, recorded in Book 62 of Resolutions, referring to the City Manager and the City Attorney for a report and recommendation on the advisability of placing a proposition on the ballot to permit leasing of City-owned lands for oil development, or for an amendment to the City Charter for the same purpose, the communication from Clinton B. Smith, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from the Del Mar Turf Club thanking the Council for its resolution of September 19th relative to dates for racing at the Del Mar track was on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from Coordinating Councils, by Wilbur A. Thomas, president, thanking the Council for providing additional playground area in Logan Heights was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the City Manager regarding conference of the International City Managers' Assn. to be held in Detroit was read, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the East San Diego Chamber of Commerce requesting the surfacing of the roadway of University Avenue, between Boundary Street and Euclid Avenue was presented; together with an estimate of the cost of said work from the City Manager; and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

At this time the Council took a recess until the hour of 2:00 o'clock P.M.

Upon reassembling the roll call showed the following, to-wit:
Present---Councilmen Simpson, Weggenman, Housh, Fish, Knox, and Flowers.
Clerk-----Fred W. Sick.
Absent----Mayor Benbough.

Communication from City Attorney regarding a certificate of title in the Purchase of San Dieguito System was presented, together with estimates of the cost involved from the Southern Title & Trust Company and from the Union Title Insurance and Trust Company.

RESOLUTION NO. 70016, recorded in Book 62 of Resolutions, instructing the City Attorney to write to the San Diego Water Supply Company, making a demand for a guaranty of title on the San Dieguito water system purchase, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from City Attorney re Gas and Electric Rates effected by recent reduction was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Report of the 1939 Grand Jury suggesting changes in the City Charter was presented and ordered filed.

RESOLUTION NO. 70017, recorded in Book 62 of Resolutions, requesting the Bar Association of San Diego to appoint a committee of its members to study and recommend to the Council (at no cost to the City) on the matter of proposed amendments to the City Charter; and to draft in the proper verbiage those sections which in its opinion should be amended; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from Father Divine Peace Mission, by W. R. Winburn, requesting a lease at a nominal figure of the Old City Hall building, was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed and petitioner notified that the building will not be leased.

Communication from the City Engineer reporting on bids for furnishing current for Ocean Beach Lighting District No. 1 was presented and ordered filed.

RESOLUTION NO. 70018, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Ocean Beach Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Engineer reporting on bids for furnishing current for Mission Beach Lighting District No. 2 was presented and ordered filed.

RESOLUTION NO. 70019, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Mission Beach Lighting District No. 2, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids for paving the Alley in Block 9, Wilshire Place, was presented and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 70020, recorded in Book 62 of Resolutions, awarding to Harry L. Foster the contract for paving and otherwise improving the Alley in Block 9, Wilshire Place, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70021, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals or bids for furnishing electric current for Adams Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70022, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for Paving the Alley in Block 26, Ocean Beach, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70023, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed assessment for Paving the Alley in Block 4, Eastgate, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70024, recorded in Book 62 of Resolutions, determining that the owners of 15% of the area of the proposed district have not demanded an investigation and report of cost for paving Monroe Avenue and Mission Avenue; and directing the City Engineer to prepare the necessary plans and specifications for the grading, paving and otherwise improving said Monroe Avenue, between Park Boulevard and Alabama Street; and Mission Avenue, between Florida Street and Louisiana Street; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70025, recorded in Book 62 of Resolutions, authorizing the execution of a lease of certain pueblo lands owned by the City of San Diego with Herman Wiegand, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70026, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 19, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70027, recorded in Book 62 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement on paving the Alley in Block "H", Altadena, as particularly described in Resolution of Intention No. 69467, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70028, recorded in Book 62 of Resolutions, repealing Resolution No. 69737, adopted August 1st, 1939; and revoking the passenger loading and unloading zone on the north side of Broadway, just west of Second Avenue; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70029, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to enter into a contract on behalf of the City of San Diego with Earl F. Brizendine for the services of the said Brizendine for a period of two months, for the purpose of effectuating and completing service of summons upon defendants named in those condemnation suits referred to in Ordinance No. 1648 (New Series), at a compensation of One Hundred Fifty Dollars per month, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70030, recorded in Book 62 of Resolutions, accepting the deed of George W. Marston and Anna L. Marston, conveying certain property to the City of San Diego for park purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70031, recorded in Book 62 of Resolutions, accepting the deed of Mrs. J. D. La Forgee, sometimes known as Mrs. J. D. LaFargee, for a portion of Paradise Valley Road, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70032, recorded in Book 62 of Resolutions, accepting the deed of Elizabeth Fiscus for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Attorney submitting Ordinance establishing setback lines in the Gilcher Tract was presented; and on motion ordered filed.

ORDINANCE NO. 1672, New Series, recorded in Book 47 of Ordinances, adopting a Map entitled "Map showing setback lines in Gilcher Tract", and establishing the building setback lines thereon, 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 Flowers. Nays--Councilmen 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--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

Communication from the City Attorney submitting ordinance regulating traffic was presented, and on motion ordered filed.

ORDINANCE NO. 1673, New Series, recorded in Book 47 of Ordinances, regulating traffic at the intersection of Ingraham Street and Rosecrans Street; and on Camino Del Rio at its intersections with Sixth Street Extension and at its intersection with Sandrock Grade, commonly known as Texas Street, in the City of San Diego, and providing penalties for the violation hereof; 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1674, New Series, recorded in Book 47 of Ordinances, regulating the use of Metal Lighting Brackets, by Adding Section 4510 to Ordinance No. 13375 (Building Code), approved December 17, 1931, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

RESOLUTION NO. 70033, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 18 of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

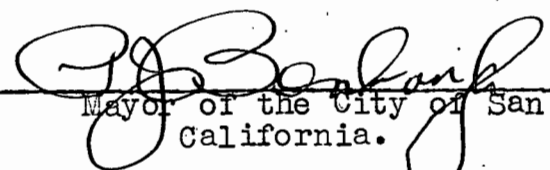
ORDINANCE NO. 1675, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$628.70 for the purpose of paying the same to Hiram D. Newton and Lucile Newton as a consideration for a compromise of their claim against the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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 Flowers. Nays--None. Absent--Mayor Benbough.

On motion of Councilman Weggenman, seconded by Councilman Flowers, unanimous consent was granted to take up anything the Council wished to consider.

RESOLUTION NO. 70034, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to commence proceedings for the condemnation of property for right of way on Pacific Highway, between Bean Street and the Marine Base, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST): FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, October 3rd, 1939.

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

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

Clerk----Fred W. Sick.

Absent---None.

On motion of Councilman Fish, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, September 26th, 1939, 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 Upas Street Pipe Line, from 30th Street to 5th Avenue, he had received twelve bids, which bids were duly and regularly in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Williams & Valkenburgh, Inc., accompanied by a bond in the sum of \$15,000.00, written by the Maryland Casualty Company. Said bid was given Document No. 315971.

Western Pipe & Steel Company of California, accompanied by a certified check on the Bank of America National Trust & Savings Association, Huntington Park, California, for \$15,000.00. Said bid was given Document No. 315972.

Radich & Brown, accompanied by a bond in the sum of \$16,000.00, written by the Great American Indemnity Company of New York. Said bid was given Document No. 315973.

American Concrete & Steel Pipe Company, accompanied by a bond in the sum of \$12,500.00, written by the Fidelity and Deposit Company of Maryland. Said bid was given Document No. 315974.

B. G. Carroll and Harry L. Foster, accompanied by a bond in the sum of \$14,000.00, written by the Massachusetts Bonding and Insurance Company. Said bid was given Document No. 315975.

Gogo & Rados, accompanied by a bond in the sum of \$17,000.00, written by the New Amsterdam Casualty Company. Said bid was given Document No. 315976.

J. L. Kruly, accompanied by a bond in the sum of \$15,000.00, written by the Maryland Casualty Company. Said bid was given Document No. 315977.

Bebek & Brkich and V.C.K. Construction Company, accompanied by a bond in the sum of \$15,000.00, written by the Great American Indemnity Company. Said bid was given Document No. 315978.

Fred W. Weber, accompanied by a bond in the sum of \$16,000.00, written by The Aetna Casualty and Surety Company of Hartford, Connecticut. Said bid was given Document No. 315979.

Artukovich Bros., accompanied by a bond in the sum of \$16,000.00, written by the Great American Indemnity Company of New York. Said bid was given Document No. 315980.

V. R. Dennis Construction Company, accompanied by a bond in the sum of Ten Per Cent of the amount of the bid, written by the Glens Falls Indemnity Company. Said bid was given Document No. 315981.

Frank Doran, accompanied by a bond in the sum of \$15,000.00, written by the Maryland Casualty Company. Said bid was given Document No. 315982.

On motion of Councilman Housh, said bids were referred to the City Manager and the City Attorney for checking and recommendation.

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, 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, RESOLUTION NO. 70035, recorded in Book 62 of Resolutions, confirming and adopting the Engineer's report and assessment for said work, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

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

Bond of J. W. Brennan as Port Director.

Bond of G. F. Waterbury as Auditor and Comptroller.

Petition of D. Y. Elander Sr. for setback suspension on Pacific Highway was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70036, recorded in Book 62 of Resolutions, granting permission to D. Y. Elander, Sr., 1139 - 19th Street, to erect an addition (8 feet by 10 feet) to the dog and cat clinic on Lot 11, Block 253, Middletown, to within 21 feet of Pacific Highway; and suspending the provisions of Setback Ordinance No. 401, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of J. H. Shivel for setback suspension on Litchfield Road was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70037, recorded in Book 62 of Resolutions, granting permission to J. H. Shivel, by Scott King, to erect a single family residence on Lot 8, Windsor Place, not closer to the property line on Litchfield Road 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 Knox, adopted.

Petition of San Diego Unified School District for setback suspension on the southeast corner of Copeland Avenue and Monroe Avenue was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70038, recorded in Book 62 of Resolutions, granting permission to the San Diego Unified School District, by R. C. Dailard, Business Manager, to erect a school auditorium on Lots 1 and 2, C. H. Tingey's Addition and a portion of Lot 45, Block M, Teralta, not closer to the property line than five feet on Monroe Avenue and nineteen and

one-half feet on Copeland Avenue; and suspending the provisions of Setback Ordinance No. 12321, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Carleton Casebolt for setback suspension at Wright Street and Pacific Highway was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70039, recorded in Book 62 of Resolutions, granting to Carleton Casebolt, by H. C. Fenn, 619 University Avenue, permission to erect a Neon sign (2 feet by 8 feet) on Lots 5 and 6, Block 234, Middletown, not closer to the property line than four and one half feet on Pacific Highway; and suspending the provisions of Setback Ordinance No. 401, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Frank Rall for zone variance for a miniature golf course on 32nd Street, north of El Cajon Boulevard, was presented; together with report from the Planning Commission that the Commission voted 4 to 3 to grant the request.

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

Petition of Frank Mateka for zone variance for a Shoe Shop in New Roseville was presented; together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 70040, recorded in Book 62 of Resolutions, granting to Frank Mateka permission to erect and operate a store building (shoe shop) on Lots 6 and 7, in Block 5, New Roseville, at 3015 Canon Street; and granting a variance to the restrictions of Ordinance No. 32, New Series; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of M. C. Threlkeld Jr. for zone variance on Torrey Pines Road and La Jolla Shores Drive was presented; together with recommendation from the City Planning Commission.

RESOLUTION NO. 70041, recorded in Book 62 of Resolutions, granting to M. C. Threlkeld Jr., by Norval Diamond, permission to erect a single-family residence on Lot B-8 of Pueblo Lot 1286, according to Assessor's Map #33A, in Zone R-1, providing that the private road lying westerly of the property be increased to a width of sixty feet, and that the setback line be maintained on each street; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Harry Epsten for zone variance at Catoctin Drive and Choctaw Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70042, recorded in Book 62 of Resolutions, granting permission to Harry Epsten, 400 B Street, to erect two residences on Lot 20, Acacia Park, in Zone R-1, with the provision that each residence shall be on a parcel of ground containing at least 5000 square feet, and that the setback line will be maintained on both Catoctin and Choctaw Drives; and granting a variance to the restrictions of Ordinance No. 13358 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of S. A. Foushee for zone variance at 29th and Ivy Streets was presented; together with recommendation from the City Planning Commission that the request be denied.

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

Petition of W. I. Ogletree for zone variance at 4440 Arch Street was presented; together with recommendation from the City Planning Commission, by a vote of 6 to 1, that the request be denied.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the petition was referred back to the City Planning Commission. Councilman Housh and Mayor Benbough voted "Nay" on the motion.

Petition of Harry Nelson Chapter No. 2, Disabled American Veterans, for permission to conduct Forget-me-not sale was presented; together with recommendation of approval from the Social Welfare Director.

RESOLUTION NO. 70043, recorded in Book 62 of Resolutions, granting permission to the Harry S. Nelson Chapter No. 2, Disabled American Veterans of the world War to hold its annual forget-me-not sale on November 9th, 10th and 11th, 1939, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the San Diego County Council Veterans of Foreign Wars of the United States for permission to conduct the Hennis Bros. Shows on the grounds adjacent to the Memorial Junior High School for a ten day period, beginning November 20th, 1939, was presented; together with recommendation from the Veterans Advisory Commission that permission be granted as requested.

RESOLUTION NO. 70044, recorded in Book 62 of Resolutions, referring to the City Manager with power to act the petition of San Diego County Council, Veterans of Foreign Wars of the United States, for permission to hold the Hennis Bros. Shows on the grounds adjacent to the Memorial Junior High School, from November 20th to November 29th, 1939, without charge, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of San Diego County Council Veterans of Foreign Wars of the United States special license concession in connection with the conduct of the Hennis Bros. Shows was presented; together with letter from the Veterans Advisory Commission reporting on the petition. On motion of Councilman Fish, seconded by Councilman Simpson, the petition was ordered filed.

Petition of Property Owners for paving the Alley in Block C, Altadena, was

presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" asphalt concrete on a 3" crushed rock base.

RESOLUTION NO. 70045, recorded in Book 62 of Resolutions, granting the petition for paving of the Alley in Block C, Altadena, as contained in Document No. 315778; type of pavement to be 3" asphalt concrete on a 3" crushed rock base; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 1, City Heights Annex No. 1, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" asphalt concrete on a 3" crushed rock base.

RESOLUTION NO. 70046, recorded in Book 62 of Resolutions, granting the petition for the paving of the Alley in Block 1, City Heights Annex No. 1, as contained in Document No. 315283; the pavement to be 3" asphalt concrete on a 3" crushed rock base; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70047, recorded in Book 62 of Resolutions, referring to the City Manager the matter of paving E Street in the 2700 block, to see if the improvement can be made, although property owners report that they are unable to secure a petition for the work signed by more than 45% of the owners, due to many being out of town residents, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of N. F. Baranov for permit to erect a clock on Broadway was presented; together with recommendation from the City Manager that the request be granted.

RESOLUTION NO. 70048, recorded in Book 62 of Resolutions, granting permission to Baranov's, by N. F. Baranov, Broadway at Fifth Avenue, to install an illuminated clock on the curb in front of the store on Broadway; the clock to be ten feet in height from the sidewalk on a decorated iron post; the clock being forty-six inches wide over all; the installation to be in such a position that it will not obstruct pedestrian traffic; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

By unanimous consent, petition of Residents that Tony Norcia be granted a dance license at 3012 Imperial Avenue was presented; and on motion of Councilman Flowers, seconded by Councilman Housh referred to the City Manager and the Social Welfare Director.

Communication from C. Leon de Aryan alleging that Councilman Albert E. Flowers was acting as unofficial manager was presented.

RESOLUTION NO. 70049, recorded in Book 62 of Resolutions, authorizing Mayor P. J. Benbough to appoint a committee to report on the communication from C. Leon de Aryan, contained in Document No. 315922, with reference to Councilman Flowers, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Thereupon, the Mayor announced the appointment of Councilmen Fish, Simpson and Knox on this committee.

Communication from C. Leon de Aryan relative to retirement of the superintendent of Cemeteries and the appointment of a successor was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Rev. Harold Walker relative to employment of Police Women was presented, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 70050, recorded in Book 62 of Resolutions, referring to the Civil Service Commission for report the matter of employing police matrons as police women; with reference to the legality of assigning City employees to one class of work when they have a different civil service classification; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from Emil Mehl relative to danger to his crops due to the construction of the Mission Valley Road was presented, and on motion referred to the City Manager.

Communication from San Diego Beer Distributors Assn. relative to the need of more loading zones was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Traffic and Safety Department.

Communication from the City Planning Engineer calling attention to the fact that a vacancy on the City Planning Commission now exists, due to the recent death of Mr. G. G. Williams, and suggesting that an appointment be made in the near future for the unexpired term of office, was presented and on motion of Councilman Housh, seconded by Councilman Fish, held for consideration at the next meeting.

RESOLUTION NO. 70051, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to write a letter of condolence to members of the family of the late Mr. G. G. Williams, who was a member of the City Planning Commission from March, 1935, until the time of his recent death, was on motion of Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for Library books was presented, and on motion ordered filed.

RESOLUTION NO. 70052, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City to advertise for sealed proposals or bids for the purchase of Library Books for the City of San Diego, in accordance with list of books, notice to bidders, bidding instructions and requirements on file in the office of the City Clerk under Document No. 315957, was on motion of Councilman Housh, seconded by Councilman

Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids for Fire Apparatus, approved by the City Manager, was presented and on motion ordered filed.

RESOLUTION NO. 70053, recorded in Book 62 of Resolutions, accepting the bid of the Seagrave Corporation to furnish the City of San Diego with one 1250 gallon 4-stage centrifugal turbine pump, water tank and hose apparatus for the sum of \$13,943.63; and authorizing the City Manager to enter into and execute a contract with said The Seagrave Corporation for furnishing of said fire apparatus mentioned above; was on motion of Councilman Fish, adopted.

Communication from the Purchasing Agent reporting on bids for vitrified clay sewer pipe, approved by the City Manager, was presented and on motion ordered filed.

RESOLUTION NO. 70054, recorded in Book 62 of Resolutions, accepting the bid of the Los Angeles Brick & Clay Products Company to furnish The City with 14,656 feet of vitrified clay sewer pipe for the sum of \$16,007.43; and authorizing the City Manager to enter into and execute on behalf of the City of San Diego, a contract with said Los Angeles Brick & Clay Products Company for furnishing of said vitrified clay sewer pipe; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent reporting on bids for sewer joint compound, approved by the City Manager, was presented and on motion ordered filed.

RESOLUTION NO. 70055, recorded in Book 62 of Resolutions, accepting the bid of the Squires-Belt Material Company to furnish the City with 65 tons sewer joint compound for the sum of \$5690.75; and authorizing the City Manager to enter into and execute on behalf of the City of San Diego a contract with said Squires-Belt Material Company for furnishing of said sewer joint compound; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent reporting on bids for hollow reinforced concrete blocks to be used at the Stadium, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 70056, recorded in Book 62 of Resolutions, accepting the bid of R. E. Hazard & Sons to furnish the City with hollow reinforced concrete blocks for the sum of \$2980.00; and authorizing and instructing the City Manager to enter into and execute on behalf of the City of San Diego, a contract with said R. E. Hazard & Sons, for furnishing said concrete blocks; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the Park Commission, approved by the City Manager, recommending a preferential, non-exclusive use and occupancy permit with the Silvergate Riding Club, was presented.

RESOLUTION NO. 70057, recorded in Book 62 of Resolutions, approving a preferential, non-exclusive use and occupancy permit to the Silvergate Riding Club, for the use and occupancy of the riding stables in Balboa Park; providing that the Club shall be responsible for maintenance and operation of the stables and pay to the City a monthly rental of 5% of the gross receipts, and that the City of San Diego be indemnified in the sum of \$10,000/\$20,000 against loss from liability arising from injury or death; and authorizing the Park Director to execute said permit; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Manager relative to the Pacific Coast Building Officials' Conference, and recommending that Mr. Oscar Knecht be authorized to attend, was presented.

RESOLUTION NO. 70058, recorded in Book 62 of Resolutions, authorizing Oscar G. Knecht, Chief Inspector, to attend a conference of Pacific Coast Building Officials, to be held in the City of Oakland on October 3rd to 6th, 1939, for the purpose of securing information on proposed uniform building code revisions and other data; and authorizing the necessary expenses in connection with said trip; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of the Associated Student Body, San Diego High School, by Orthello L. Wallis, for street decorations on portions of 12th Avenue and Broadway for its seventh annual Homecoming on November 3rd and 4th, 1939, was presented; and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from the City Auditor reporting on the claim of P. N. Yamamoto, and recommending a settlement of said claim for the amount of \$50.00, was presented.

RESOLUTION NO. 70059, recorded in Book 62 of Resolutions, adopting the recommendation of the City Auditor and Comptroller that the claim of P. N. Yamamoto, in the sum of \$371.00, for damage claimed to be due on account of City employees sprinkling claimant's crop of tomatoes with creosote, be compromised for the sum of \$50.00; and authorizing and directing the City Auditor and Comptroller to draw a warrant in favor of said claimant in the amount of \$50.00 on the Small Claims Payment Fund; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of Ed Streicher, and recommending that said claim be denied, was presented.

RESOLUTION NO. 70060, recorded in Book 62 of Resolutions, denying the claim of Ed Streicher, 939 Fifth Avenue, in the amount of \$392.68, claimed to be due on account of property damage by flooding of the basement of claimant's place of business, as recommended by the City Auditor and Comptroller, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70061, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said Hearing for furnishing of electric current for La Playa Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70062, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving portions of Nile Street, between Thorn Street and University Avenue, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70063, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alley in Block 152, Mission Beach, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70064, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alleys in Block 111, University Heights, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70065, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving a portion of Hawthorn Street, between 29th Street and Dale Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70066, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report upon the proposed paving of the Alley in Block 6, Frary Heights, and a portion of Thorn Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70067, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report upon the proposed paving of the north and south Alleys in Blocks 3 and 4, Hartley's North Park, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, submitting wage scale data applicable to the proposed paving of Beardsley Street, between the northeasterly line of Logan Avenue and the southwesterly line of Kearney Avenue, was presented.

RESOLUTION NO. 70068, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the proposed paving of Beardsley Street, between the southwesterly line of Kearney Avenue and the northeasterly line of Logan Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, submitting wage scale data applicable to the proposed paving of the Alley in Block 174, University Heights, was presented.

RESOLUTION NO. 70069, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the proposed paving of the Alley in Block 174, University Heights, and a portion of Lincoln Avenue, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70070, recorded in Book 62 of Resolutions, for furnishing of electric current for the lighting of La Jolla Lighting District Number One, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70071, recorded in Book 62 of Resolutions, for furnishing of electric current for the lighting of Eighth Avenue Lighting District Number One, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70072, recorded in Book 62 of Resolutions, for furnishing of electric current for the lighting of Seventh Avenue Lighting District Number One, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70073, recorded in Book 62 of Resolutions, for closing a portion of Gregory Street, between Nutmeg and Maple Streets, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70074, recorded in Book 62 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof, for paving Cedar Street, under Resolution of Intention No. 69401, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70075, recorded in Book 62 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof, for paving the Alley in Block 20, University Heights, under Resolution of Intention No. 69399, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70076, recorded in Book 62 of Resolutions, approving the diagram of the property affected or benefited by the work of improvement to be done on paving the Alley in Block H, Altadena, under Resolution of Intention No. 69467, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the purchase of certain land for opening and widening of Washington Street, was presented and ordered filed.

RESOLUTION NO. 70077, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain real property for the purpose of opening and extending

Washington Street, from Fifth Avenue to Lincoln Avenue, and to expend certain money from the Rights of Way Trust and Revolving Fund, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70078, recorded in Book 62 of Resolutions, accepting the deed of Robert L. Myers and Irma E. Myers for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70079, recorded in Book 62 of Resolutions, establishing a No Parking Zone to extend for a distance of twenty feet on each side of a driveway ramp at a service station and automobile parking area on 32nd Street, about one hundred and fifty feet north of Fisher Street, on the east side of the street, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from Ralph Lawrence regarding limited parking in the vicinity of Sixth Avenue and Beech Street was presented by unanimous consent.

RESOLUTION NO. 70080, recorded in Book 62 of Resolutions, requesting the Municipal Traffic and Safety Commission to make a survey of the outlying one-hour parking districts, with a view to determining the necessity for retaining them, since the new State law on parking has gone into effect, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70081, recorded in Book 62 of Resolutions, establishing an eight foot set-back zone on the north side of A Street, just west of Seventh Avenue; also, establishing a passenger loading and unloading zone of nine feet on the north side of A Street, extending west from a point eight feet west of Seventh Avenue; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

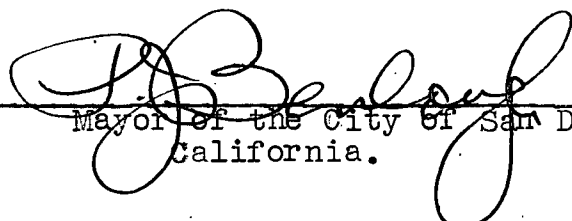
Communication from the Hydraulic Engineer, approved by the City Manager, relative to hunting and fishing on the City-owned lakes, was presented.

RESOLUTION NO. 70082, recorded in Book 62 of Resolutions, providing that waterfowl shooting shall be permitted on Morena and Hodges Reservoirs every day during the hunting season, from October 22nd to December 5th, 1939, and on Upper Otay, Lower Otay and Barrett Reservoirs on the first and last days of the season, on legal holidays, Wednesdays, Saturdays and Sundays during the hunting season; and otherwise regulating the hunting and fishing activities on the City-owned lakes; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1676, New Series, recorded in Book 47 of Ordinances, establishing the grades of Almendra Street, Pera Street, Naranja Street, Fresa Street, Nogal Street, Cereza Street, Escuela Street, Plantano Street, Haya Street and 49th Street, was on motion of 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, 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.


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, October 10th, 1939.

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 Flowers, the minutes of the regular meeting of Tuesday, October 3rd, 1939, 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 78, Park Villas, under Resolution of Intention No. 69808, 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:

Caudell & Johnson; accompanied by a bond from the American Bonding Company of Baltimore for \$170.00; which bid was given Document No. 316151.

V. R. Dennis Construction Company; accompanied by a certified check drawn on the Security Trust & Savings Bank of San Diego for \$175.00; which bid was given Document No. 316152.

Griffith Company; accompanied by a bond from the National Surety Corporation, for \$200.00; which bid was given Document No. 316153.

Harry L. Foster; accompanied by a bond from the Massachusetts Bonding and Insurance Company for \$200.00; which bid was given Document No. 316154.

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

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 53, University Heights, under Resolution of Intention No. 69806, 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:

Caudell & Johnson; accompanied by a bond from the American Bonding Company of Maryland for \$200.00; which bid was given Document No. 316155.

V. R. Dennis Construction Company; accompanied by a certified check drawn on the Security Trust & Savings Bank of San Diego for \$225.00; which bid was given Document No. 316156.

Harry L. Foster; accompanied by a bond from the Massachusetts Bonding and Insurance Company; which bid was given Document No. 316157. Amount of bond \$250.00.

Griffith Company; accompanied by a bond from the National Surety Corporation for \$250.00; which bid was given Document No. 316158.

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 he had received one bid, which bid was on motion duly and regularly in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 316159.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for sidewalking and curbing Pacific Highway, under Resolution of Intention No. 69348, the Clerk reported that an appeal had been received from Mart B. Salazar; which appeal 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. 70083, recorded in Book 62 of Resolutions, overruling the appeal of Mart B. Salazar, filed in the office of the City Clerk September 29th, 1939, under Document No. 315895, from the City Engineer's Assessment No. 1682, made to cover the costs and expenses of the work done upon Pacific Highway, in said City, under Resolution of Intention No. 69348, adopted by the Council May 16th, 1939; and overruling and denying all other appeals; and confirming and approving the City Engineer's assessment No. 1682; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the request of the City of La Mesa for permission to connect to the City's Sewer System, Document No. 316058, an application from the City of La Mesa for such a sewer connection, was presented and read.

Mayor Benjamin Polak of La Mesa addressed the Council in connection with this application.

On motion of Councilman Flowers, seconded by Councilman Weggenman, the application was referred to the City Manager and the City Attorney for recommendation and report.

At this time a majority of the members of the Council signed the Bond of Watson Wallace Culver as District Water Bill Collector.

Petition of W. J. Bailey Company for closing portions of Curlew Street and Horton Avenue was presented; together with recommendation from the City Planning Commission

(by a vote of 7 to 1) that the petition be denied.

RESOLUTION NO. 70084, recorded in Book 62 of Resolutions, denying the petition of W. J. Bailey Company for closing portions of Curlew Street and Horton Avenue, as contained in Document No. 314515, was on motion of Councilman Fish, seconded by Councilman Housh, adopted. Councilmen Simpson and Knox voted "Nay" on the motion.

Petition of the San Diego Unified School District for closing the Alley adjacent to Lot 45, Block M, Teralta and Lots 1 and 6 to 14, C. H. Tingey's Addition was presented; together with recommendations from the City Engineer and the City Planning Commission.

RESOLUTION NO. 70085, recorded in Book 62 of Resolutions, granting the petition of the San Diego Unified School District for the closing of the alley adjacent to Lot 45, Block M, Teralta and Lots 1 and 6 to 14, C. H. Tingey's Addition; and authorizing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Service Station Operators for adoption of an ordinance regulating the sale of Gasoline in San Diego was presented; together with a petition from Walter Church that discussion on this proposal be postponed one week.

On motion of Councilman Housh, seconded by Councilman Knox, the documents were referred to the City Manager and to Virgil Bruschi Jr., county sealer of weights and measures, for a report.

Petition of residents requesting that Ingraham Street be made a boulevard north of Lot 22, Crown Point, was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Traffic and Safety Commission for recommendation.

Petition of Mrs. Roy Wehlage for variance to building restrictions at 4323 Argus Drive was presented; together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 70086, recorded in Book 62 of Resolutions, granting permission to Mrs. Roy Wehlage, 4430 Oregon Street, to erect a single family residence on Lot 399, Talmadge Park Unit 2, in Zone R-1, with a side yard of three feet, a rear yard of twenty 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 Housh, seconded by Councilman Weggenman, adopted.

Petition of L. F. Conti for a zone variance at Rosecrans and Kurtz Streets for a pet hospital was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70087, recorded in Book 62 of Resolutions, granting permission to L. F. Conti, D.V.M., 1617 Myrtle Avenue, to erect and operate a pet hospital on a portion of Pueblo Lot 335, at Rosecrans and Kurtz Streets; and granting a variance to the restrictions of Ordinance No. 34, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of H. L. Minshall Jr. for a setback suspension on a private street in Villa Lot 92, University Heights, was presented; together with recommendation from the City Planning Commission that the request be granted.

RESOLUTION NO. 70088, recorded in Book 62 of Resolutions, granting permission to H. L. Minshall, Jr., to erect a residence and garage on Parcel #1, Villa Lot 92, University Heights, with no sideyard for the garage, and not closer to the property line on the existing private road than ten feet; and suspending the provisions of Setback Ordinance No. 190, New Series, in so far as said provisions relate to the property mentioned; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Margaret G. Schoendorf for setback suspension on Tangiers Court was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70089, recorded in Book 62 of Resolutions, granting permission to Margaret G. Schoendorf, 2647 Montclair, c/o Jenkins Const. Co., 3540 El Cajon Blvd. to erect a 4-unit court on Lots A to C, Block 210, Mission Beach, with a setback of ten feet on Tangiers Court; and granting a variance to the provisions of setback ordinance No. 12321, in so far as said provisions relate to the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of George E. Campbell for permission to grade portions of Locust Street and Voltaire Street at private contract was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted under certain conditions.

RESOLUTION NO. 70090, recorded in Book 62 of Resolutions, granting permission to George E. Campbell, owner of Lots 1, 2 and 3, Block 183, Roseville Addition, to grade a driveway, not to official grade, at his own expense, along Locust Street from the east line of Xenophon Street to the center line intersection of Locust Street and Voltaire Street, providing no damage results to adjacent property, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of the Gill Electric Company for permit to install temporary wiring in the Federal Housing Building, Balboa Park, was presented; with conditional recommendation from the City Manager that the request be granted.

RESOLUTION NO. 70091, recorded in Book 62 of Resolutions, granting permission to the Gill Electric Company, 3853 Sixth Avenue, to install temporary wiring in the Federal Housing Building, Balboa Park, for the Seventh Annual Electrical Show to be held from November 28th to December 3rd, 1939; and to install open type wiring on Christmas Tree Lane along Laurel Street in Balboa Park, to continue to midnight December 31, 1939; without fees; the installation and removal of the wiring shall be under the supervision of the City Electrical Department; and all wiring shall be removed when the electrical show closes; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of the San Diego County Council Veterans of Foreign Wars for permit to conduct Hennis Brothers Shows was presented; together with conditional recommendation from the City Manager that the request be granted.

RESOLUTION NO. 70092, recorded in Book 62 of Resolutions, granting permission to the San Diego County Council Veterans of Foreign Wars of the United States, by Thomas C. Ryan, Box 423, Pacific Beach, to conduct the Hennis Brothers Shows on the grounds adjacent to the Memorial Junior High School, for a period of ten days, beginning November 20th, 1939, without charge for use of the lots; providing the Hennis Brothers Shows contract for cleaning the grounds upon termination of the shows; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Mrs. Renee R. Kennedy for floor show license at the New Paris Inn, at 102 West C Street, was presented; together with approvals from the Chief of Police, the Social Welfare Director and the City Manager.

RESOLUTION NO. 70094, recorded in Book 62 of Resolutions, granting permission to Mrs. Renee R. Kennedy, 124 Broadway, to conduct a floor show with paid entertainment in her place of business known as "The New Paris Inn", on the ground floor at 102 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 Housh, seconded by Councilman Flowers, adopted.

Communication from A. J. Mather relative to securing the State Grange Convention for 1940 was presented; and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the Convention Bureau.

Communication from John Morgan relative to sending delegates to conventions was read, and on motion of Councilman Simpson, seconded by Councilman Flowers, ordered filed.

Communication from the American Investors, Inc., relative to return of delinquent property to the tax rolls was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

Communication from George W. Craft recommending George Kenline for the position of Superintendent of Cemeteries was read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager relative to the appointment of a Superintendent of Cemeteries; and returning a communication from C. Leon de Aryan on the subject; was presented.

RESOLUTION NO. 70093, recorded in Book 62 of Resolutions, approving the action of City Manager F. A. Rhodes in appointing Mr. Percy Broell as Superintendent of Cemeteries, combined with that of Superintendent of Presidio Park, and the recommendation that the pay of Mr. George Kenline be increased to \$185.00 per month; and filing the communication from C. Leon de Aryan on the subject of the appointment of said Superintendent of Cemeteries; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from C. Leon de Aryan relative to Police Women was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from Women Peace Officers' Association of California relative to Police Women in San Diego was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager relative to Police Women was read, and on motion of Councilman Flowers, seconded by Councilman Simpson, ordered filed.

Communication from Small Business Men's Organization relative to use of beaches and boats by the public was read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from Hillcrest Women's Club favoring an ordinance regulating the use of beaches was read, and on motion of Councilman Simpson, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager relative to the requested leasing of the Mission Beach Amusement Center was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the Small Business Men's Organization opposing the granting of a permit for salvaging iron and cans from City Dumps was read, and on motion of Councilman Housh, seconded by Councilman Knox, continued for one week.

Communication from the City Manager relative to the proposition of the Los Angeles By-Products Company for salvaging cans and iron from the City Dumps was read, and on motion of Councilman Housh, seconded by Councilman Knox, continued for one week.

Communication from Memorial Coordinating Council relative to reduction plants located along the waterfront was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Quintard Hospital protesting against the use of the city Stadium for night entertainment was presented.

Mr. Louis P. Clark, manager of the hospital, and Attorney George Malette

talked regarding the noise incident to night events at the Stadium.

RESOLUTION NO. 70095, recorded in Book 62 of Resolutions, referring to the City Manager the communication from the Quintard Hospital, 1630 A Street, protesting against the use of the Stadium for night entertainment, to attempt to cut down the noise emanating from the Stadium, and from automobiles parked near the Hospital during Stadium night activities, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Manager recommending razing the Old City Hall Building was presented.

RESOLUTION NO. 70096, recorded in Book 62 of Resolutions, authorizing the City Manager to raze the Old City Hall Building at the southwest corner of Fifth Avenue and G Street, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. Councilman Housh voted "Nay" on the motion.

Proposed Change Orders for finishing work on the ground floor of the Civic Center Building were presented, and on motion of Councilman Fish, seconded by Councilman Flowers, referred to the City Attorney for proper resolutions.

Communication from the City Manager recommending the granting of a petition from the Associated Student Body, San Diego High School, for street decorations during Homecoming Week, was presented.

RESOLUTION NO. 70097, recorded in Book 62 of Resolutions, granting the petition of the Associated Student Body, San Diego High School, Twelfth Avenue and Russ Street, for decorating streets by hanging colored street flags from the street car lines over Twelfth Avenue from E Street to the high school, and one block east and west on Broadway, from October 30th to November 4th, 1939; and authorizing the City Manager to decorate the streets mentioned above; was on motion of Councilman Weggenman adopted.

Communication from the City Manager relative to placing street lighting assessments on the Tax Bills was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the City Manager relative to request for lights at the La Jolla Elementary School playgrounds was presented, and on motion of Councilman Flowers, seconded by Councilman Knox, ordered filed.

Communication from the City Manager submitting recommendations resulting from a survey of overhead street lights in San Diego was presented; and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for a resolution to make the suggested changes effective.

Communication from the City Manager regarding drainage and structural faults at the Police Headquarters Building was presented.

RESOLUTION NO. 70098, recorded in Book 62 of Resolutions, referring the communication from the City Manager regarding drainage and structural faults at the Police Headquarters Building to the Board of Examiners and Appeals and the Manager for a report to the Council; and to the City Attorney for an opinion on the City's position in the matter; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Planning Commission calling attention to an existing vacancy on the Planning Commission was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, continued for one week. Councilman Housh voted "Nay" on the motion.

Communication from the City Auditor reporting on the claim of Allen Berg was presented.

RESOLUTION NO. 70099, recorded in Book 62 of Resolutions, denying the claim of Allen Berg, 3236 Belle Isle Drive, in the amount of \$15.00; alleged to be due on account of damage to claimant's automobile from a hole in "B" Street near Seventh Avenue; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of Harry A. Lee was presented.

RESOLUTION NO. 70100, recorded in Book 62 of Resolutions, denying the claim of Harry A. Lee, 368 Milbrae Street, in the amount of \$2.00; alleged to be due on account of expense incurred in order to get his car out of water main hole in front of 3577 "L" Street; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids for Lead-covered Cable was presented and ordered filed.

RESOLUTION NO. 70101, recorded in Book 62 of Resolutions, accepting the bid of the Coast Electric Company to furnish the City of San Diego with 4176 linear feet of saturated-paper-insulated lead covered cable, for the sum of \$2790.30, and awarding the same to said Coast Electric Company; and authorizing the City Manager to enter into and execute a contract with said Coast Electric Company for furnishing said cable; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Mayor regarding the appointment of W. E. Harper as a member of the Harbor Commission was presented.

RESOLUTION NO. 70102, recorded in Book 62 of Resolutions, confirming the appointment by Mayor P. J. Benbough of Mr. W. E. Harper as a member of the Harbor Commission of the City of San Diego, for the term expiring April 30th, 1941, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. Councilmen Housh and Fish voted "Nay" on the motion.

Communication from the Mayor regarding the appointment of Thomas F. O'Connell, Sr., as a member of the Funds Commission

was presented, and on motion of Councilman Fish, seconded by Councilman Knox, ordered tabled for one week.

Communication from councilmanic committee reporting on certain criticisms and charges concerning Councilman Albert E. Flowers, contained in a letter from C. Leon de Aryan under date of October 3rd, 1939, was read, and on motion of Councilman Weggenman ordered filed.

At this time the Council took a recess until the hour of 1:45 P.M.

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.

RESOLUTION NO. 70103, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for improvements in a portion of Strandway, including paving from Ventura Place to San Jose Place, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70104, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving 47th Street, between El Cajon Boulevard and Granada Tract northerly line, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70105, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alley in Block 73, University Heights, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70106, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alley in Block F, McFadden & Buxton's North Park, and the Alley in Block 33, Park Villas, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70107, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70108, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to proposed assessment for paving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70109, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for sewer main in portions of Payne Street and Webster Avenue, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70110, recorded in Book 62 of Resolutions, adopting the plans, drawings, and specifications for the grading, paving and otherwise improving of the Alley in Block 174, University Heights; and approving the Plat showing the exterior boundaries of the district to be included in the assessment for the work and improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70111, recorded in Book 62 of Resolutions, for the grading, paving and otherwise improving of the Alley in Block 174, University Heights, between the south line of Polk Avenue and the north line of Lincoln Avenue; together with a portion of the northerly half of Lincoln Avenue, between the east line of Alabama Street and the west line of Mississippi Street; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70112, recorded in Book 62 of Resolutions, adopting the plans, drawings and specifications for the grading, paving and otherwise improving of Beardsley Street, between Logan Avenue and Kearny Avenue; and approving the Plat showing the exterior boundaries of the district to be included in the assessment for the work and improvement; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70131, recorded in Book 62 of Resolutions, for the grading, paving and otherwise improving of Beardsley Street, between the northeasterly line of Logan Avenue and the southwesterly line of Kearny Avenue, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 70113, recorded in Book 62 of Resolutions, closing portions of Sunset Street, between Mason Street and Wallace Street; and Sunset Street, between Wallace Street and Taylor Street; and Wallace Street, between Whitman Street and Juan Street; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 70114, recorded in Book 62 of Resolutions, for the furnishing of electric current for the lighting of Logan Avenue Lighting District No. 1,

for the period ending November 15th, 1940, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70115, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on paving the Alley in Block 9, Wilshire Place, as particularly described in Resolution of Intention No. 69699, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70116, recorded in Book 62 of Resolutions, accepting the deed of Clarence E. Shepard for sewer right of way, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70117, recorded in Book 62 of Resolutions, accepting the deed of Pauline F. Carpenter, Edna F. Walton, Daisy F. Roberts and Ernest Friedrich, for sewer right of way, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70118, recorded in Book 62 of Resolutions, accepting the deed of The Dennstedt Company for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70119, recorded in Book 62 of Resolutions, accepting the deed of The First National Trust and Savings Bank of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70120, recorded in Book 62 of Resolutions, accepting the deed of A. M. Shook for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70121, recorded in Book 62 of Resolutions, accepting the deed of Richard Fleming for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70122, recorded in Book 62 of Resolutions, accepting the deed of Darlene A. Lehmann, for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70123, recorded in Book 62 of Resolutions, accepting the deed of Marie Hamilton for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70124, recorded in Book 62 of Resolutions, accepting the deed of Elton A. Walden and Clara L. Walden for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70125, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 20, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70126, recorded in Book 62 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau, in the sum of \$793.39; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, reporting on the bids received October 3, 1939 for the installation of the Upas Street Pipe Line; and recommending that the Council accept the bid of B. G. Carroll and Harry L. Foster; was presented.

RESOLUTION NO. 70127, recorded in Book 62 of Resolutions, declaring B. G. Carroll and Harry L. Foster to be the lowest, responsible and reliable bidders for the construction of a thirty-inch pipeline on Upas Street, between 30th Street and 5th Avenue; awarding the contract for said work to said B. G. Carroll and Harry L. Foster at the prices named in their bid for doing said work; and authorizing a majority of the members of the Council to execute a contract with the successful bidders for the doing of said work; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

By unanimous consent, RESOLUTION NO. 70128, recorded in Book 62 of Resolutions, authorizing and instructing Special Water Counsel Phil D. Swing to remain in Washington, D.C., until further instructions are issued by the City Manager, in an endeavor to secure ratification of the contract between the United States Government and the City of San Diego for waters of the Colorado River; and authorizing Phil D. Swing to incur the necessary living and other necessary expenses while in Washington, D. C., in connection with the rendition of services for which he has been employed; was on motion of Councilman Weggenman, adopted.

RESOLUTION NO. 70129, recorded in Book 62 of Resolutions, cancelling the lease with Howard E. Betts, entered into on the 18th day of December, 1935; and authorizing the City Manager to enter into a lease with said lessee, for livestock grazing and agricultural purposes; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

By unanimous consent, RESOLUTION NO. 70130, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into a lease with Mrs. E. Leslie Pickering,

in her individual capacity and as administratrix of the Estate of Ernest Pickering, deceased, for the leasing of her interest in the property described in her offer and in the existing concession agreement, together with certain personal property, until the 30th day of June, 1940, with an option to purchase all of said property for the sum of \$10,000.00, under the terms and conditions outlined in said lease, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

A proposed Ordinance changing the names of certain streets or portions thereof, in the City of San Diego, California, was presented; and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Planning Commission to hold a public hearing on the proposed name changes.

Communication from the City Auditor transmitting form of ordinance directing the refund of money to certain individuals was presented, and on motion ordered filed.

ORDINANCE NO. 1677, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$56.10 out of the Payments Refundable Account for the relief and benefit of certain persons, 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.

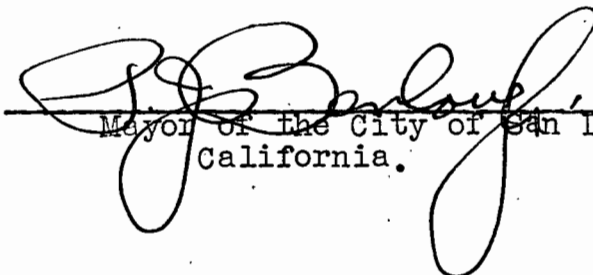
ORDINANCE NO. 1678, New Series, recorded in Book 47 of Ordinances, authorizing the conveyance of certain City Lands and the leasing of certain other City Lands to the United States of America for military purposes, was on motion of Councilman Knox, seconded by Councilman Simpson, by unanimous consent, 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.

By unanimous consent, ORDINANCE NO. 1679, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2.50 out of the General Fund of the City of San Diego, for the purpose of paying the City Towel and Linen Service Company for towel service for the month of June, 1939, 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.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California, Tuesday, October 17th, 1939.

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, October 10th, 1939, were approved without reading.

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

Contract with B. G. Carroll and Harry L. Foster for installation of a pipe line in Upas Street, from 30th Street to 5th Avenue.

Contract with San Diego Consolidated Gas & Electric Company for Ocean Beach Lighting District No. 1.

Contract with San Diego Consolidated Gas & Electric Company for Mission Beach Lighting District No. 2.

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 he had received one bid, which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 316280.

Thereupon, on motion of Councilman Housh, 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 on the City Engineer's report and estimate of cost for paving and otherwise improving the Alley in Block 46, Park Villas, the Clerk reported that no written protests had been received.

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

Mr. C. H. Anderson, representing Lots 41 & 42; Mrs. Marie L. James, representing Lots 43 and 44; Mrs. Marie Walsh, representing Lot 37; and Mr. James Robbins, representing Lot 45, of Block 46, Park Villas, protested orally against the proposed work and the estimated cost.

On motion of Councilman Fish, seconded by Councilman Housh, the verbal protests were all overruled, and the proceeding referred to the City Attorney. RESOLUTION NO. 70138, recorded in book 62 of Resolutions, overruling and denying all the protests, was on motion, adopted.

Petition of San Diego Lodge No. 168, B.P.O. Elks, for free use of the Stadium on December 7th, 1939, was presented.

RESOLUTION NO. 70132, recorded in Book 62 of Resolutions, granting permission to San Diego Lodge No. 168, B.P.O. Elks, to use the Stadium on the evening of December 7th, 1939, for its annual charity football game between the U. S. Marines and the College of the Pacific, without charge; providing they shall pay for the cost of lighting the Stadium, and for cleaning it after the game; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Jackson M. Reed for floor show license at 3919 Fifth Avenue was presented.

RESOLUTION NO. 70133, recorded in Book 62 of Resolutions, granting permission to Jackson M. Reed to conduct a floor show with paid entertainment at the Hide Away Cafe, on the ground floor at 3919 - 5th Avenue, where dancing is conducted and liquor is sold; permission subject to the regular license fee, and to compliance with existing regulations; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Mrs. Nora A. MacClemmy for floor show license at 6323 Imperial Avenue was presented.

RESOLUTION NO. 70134, recorded in Book 62 of Resolutions, granting permission to Nora A. MacClemmy to conduct a floor show with paid entertainment at the Round Up Cafe, 6323 Imperial Avenue, where dancing is conducted and liquor is sold; permission subject to the regular license fee, and to compliance with existing regulations; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of the Free Methodist Church for street meetings on Sunday afternoons only at Fifth Avenue and Island Avenue, northwest corner, was presented.

RESOLUTION NO. 70135, recorded in Book 62 of Resolutions, granting permission to the Free Methodist Church, 1902 Irving Avenue, by Armando E. Allen, to conduct street meetings for religious purposes on the northwest corner of Fifth Avenue and Island Avenue, on Sunday afternoons only, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of the Pentecostal Church, by George Denny, for permission to operate a tent for public worship at the southeast corner of 38th and Thorn Streets, was presented.

RESOLUTION NO. 70137, recorded in Book 62 of Resolutions, granting permission to the Pentecostal Church, by George Denny, to erect and operate a tent for public worship on the southeast corner of 38th and Thorn Streets, for a period of sixty days from the date of this resolution, with their own electrical and lighting equipment; providing, the closing hour shall be ten o'clock P.M., no wind instruments shall be used, and the permit shall not be understood as giving the right to make solicitations of funds from either the immediate neighborhood or the City at large for any purpose whatsoever; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from the City Manager recommending one Fire Hydrant be installed in Silver Terrace Subdivision, at a location to be selected by the Superintendent of Water Distribution, was read; and on motion of Councilman Housh, seconded by Councilman Weggenman, the recommendation was adopted.

RESOLUTION NO. 70139, recorded in Book 62 of Resolutions, authorizing and instructing the City Manager to install one fire hydrant in Silver Terrace Subdivision, at a location to be selected by the Superintendent of Water Distribution, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Irene A. Riley requesting the issuance of Duplicate Improvement Bond 120, Series 1308, on Lot 8, Block 12, of La Jolla Hermosa, was presented; and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Attorney.

Petition of Property Owners for paving the Alley in Block 60, University Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" asphalt on a 3" crushed rock base.

RESOLUTION NO. 70140, recorded in Book 62 of Resolutions, granting the petition of Property Owners for paving the Alley in Block 60, University Heights; the type of pavement to be 3 inches of asphalt on a 3-inch crushed rock base; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Property Owners for grading Estudillo Street, between Moore Street and Pacific Highway, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 70141, recorded in Book 62 of Resolutions, granting the petition for grading, to official grade, Estudillo Street, between Moore Street and Pacific Highway; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Douglas Settle for a temporary sewer hook-up at the southeast corner of 2nd Avenue and Elm Street was presented; together with approval from the Health Department and approval from the City Manager.

RESOLUTION NO. 70142, recorded in Book 62 of Resolutions, granting permission to Douglas Settle, 170 Laurel Street, for a temporary sewer hook-up as requested at the southeast corner of 2nd Avenue and Elm Street; connecting a small house with a sewer line serving 221 Elm Street, and one other house; the owner to assume full liability for any damages resulting from the connection; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

At this time a communication from Charles E. Cook, Jr. & Associates offering services relative to tax deeded property was considered.

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

Communication from M. H. Golden relative to construction work at the Police Headquarters Building was read. Contractor M. H. Golden made verbal comments on the matter. On motion of Councilman Housh, seconded by Councilman Weggenman, the communication was ordered filed.

Communication from the San Diego Race Relations Society, by Dennis V. Allen, thanking the Council for adoption of a Resolution inviting the City Council of Los Angeles to attend the fifteenth Annual Banquet of the San Diego Race Relations Society, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the League of California Municipalities, forwarding the silver trophy awarded to the City of San Diego for the outstanding municipal exhibit at the 1939 League convention in Oakland, was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 70143, recorded in Book 62 of Resolutions, offering congratulations to City Planning Engineer Glenn A. Rick and City Clerk Fred W. Sick for the preparation and display of the exhibit, which won the silver trophy for the outstanding municipal exhibit at the 1939 League of California Municipalities annual meeting in Oakland, California, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Copy of letter from the Hillcrest Business Association to the Chief of Police relative to enforcing parking regulations in the restricted zones of Hillcrest, was read, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the Gilmore Oil Company relative to 30-Thursdays Warrants was read, and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the City Attorney.

Communication from the Union-Tribune Publishing Company relative to the coming visit of the United States Navy Band on Friday, October 27th, 1939, was read.

RESOLUTION NO. 70136, recorded in Book 62 of Resolutions, referring to Mayor P. J. Benbough for appropriate action, the request of the Union-Tribune Publishing Company, by L. C. Ridout, Assistant Secretary, for cooperation in helping to make the presentation of the United States Navy Band on October 27, 1939, an outstanding event; and to assure the band of a hearty reception on its initial visit to San Diego; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from C. Vanderhoef, protesting the use of sidewalks by markets on 12th Avenue was read, and on motion of Councilman Fish, seconded by Councilman Housh,

referred to the City Manager.

The Annual Report of the Administration Building Control Committee was presented and ordered filed.

RESOLUTION NO. 70144, recorded in Book 62 of Resolutions, requesting the City Auditor and the County Auditor to complete an audit of the San Diego City & County Administration Building & Grounds joint maintenance and operation account up to and including June 30, 1939, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from C. Leon de Aryan relative to the Community Chest Campaign as affecting City Employees was read, and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the Ocean Beach Improvement Club suggesting the construction of a rip-rap wall or bank of large rocks along the City right-of-way which formerly was Spray Street was read, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the University of California relative to the filing of reports with the Bureau of Public Administration at the University of California at Berkeley, and with the Bureau of Governmental Research at the University of California at Los Angeles, was read, and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Clerk to comply with the request.

Communication from the Civil Service Commission recommending certain changes in the schedule of compensation for the classified service of the City of San Diego for the year 1939-1940 was read, and on motion of Councilman Knox, seconded by Councilman Housh, continued for one week; a copy of the communication to be furnished to each Councilman.

Communication from the Civil Service Commission reporting on the matter of employing police matrons as police women was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Resolution of the Zoological Society notifying the Veterans of Foreign Wars to vacate a certain building in Balboa Park was presented; together with a letter from the Veterans of Foreign Wars relative to the use of said building; and on motion of Councilman Fish, seconded by Councilman Simpson, both documents were referred to the City Manager.

Communication from Joseph E. Dryer relative to the need of a Convention Hall in San Diego was read, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the Normal Heights Business & Improvement Club requesting the Council to secure a road from Adams Avenue to connect with the Mission Valley Road was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Eugene W. Johnson relative to Mission Valley Road was read, and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Engineer through the City Manager's office.

Communication from M. C. Pfefferkorn suggesting that the City Stadium be named "Spreckels Stadium" was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the Park Department relative to naming the City Stadium "Balboa Stadium" was presented.

RESOLUTION NO. 70145, recorded in Book 62 of Resolutions, determining that the stadium erected and owned by the City of San Diego, and located in Balboa Park, shall be officially named and shall be known as "Balboa Stadium", was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from Olaf H. Fick relative to the City operated dump at 38th and Quince Streets was read; together with communication from the City Manager relative to the complaint contained in Olaf H. Fick's communication.

On motion of Councilman Weggenman, seconded by Councilman Housh, both communications were read and ordered filed.

Petition of Residents for removal of The Trading Post at 3694 University Avenue was presented; together with communication from the City Manager stating that everything has been done which can legally be accomplished to have the unsightly condition remedied. On motion of Councilman Housh, seconded by Councilman Fish all papers on the subject were ordered filed.

Communication from the City Manager recommending that the Hydraulic Engineer and Assistant Superintendent of Water Distribution attend the annual meeting of the American Water Works Association in San Francisco on October 25th to 28th, 1939, was presented.

RESOLUTION NO. 70146, recorded in Book 62 of Resolutions, authorizing the Hydraulic Engineer and Assistant Superintendent of Water Distribution to attend the annual meeting of the American Water Works Association, to be held in San Francisco, October 25th to 28th, 1939, for the purpose of securing information as to the latest methods of water

purification; and to incur the necessary expenses in connection with said trip; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Manager requesting authorization to attend certain meetings in the northern part of the State was presented and read.

RESOLUTION NO. 70147, recorded in Book 62 of Resolutions, authorizing City Manager F. A. Rhodes to attend the annual meeting of the American Water Works Association in San Francisco, October 25th to 28th, 1939; the monthly meeting of the State Highway Commission in Santa Rosa; and to interview the State Director of Public Works in Sacramento, for the purpose of taking up with State officials the allocation of funds for street work, the allocation of funds for San Dieguito Dam strengthening, and consulting with officials of various cities in regard to improvement of the City's water system; and authorizing the necessary expenses in connection with said trip; also, authorizing Councilman Fred W. Simpson to attend any or all of these meetings as the City's official representative, and to incur the necessary expenses in connection with said trip; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

By unanimous consent, RESOLUTION NO. 70148, recorded in Book 62 of Resolutions, appointing Councilmen Louis F. Weggenman and Albert E. Flowers as a committee to call upon the Board of Education and request them to provide the Russ Auditorium for the Farm Bureau convention to be held in San Diego; waiving fees for the use of said auditorium; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

At this time 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, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk---- Fred W. Sick.

Absent--- None.

Communication from the City Manager relative to letter from Clinton B. Smith suggesting an election proposition allowing the people of San Diego to vote on the granting of oil leases on city-owned property was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager recommending that a representative from the Police Department attend the F.B.I. National Police Academy, Washington, D. C., was presented.

RESOLUTION NO. 70149, recorded in Book 62 of Resolutions, adopting the City Manager's recommendation that he be authorized to select a nominee, and provide his expenses from City funds for three months, in attending the Federal Bureau of Investigation National Police Academy, Washington, D. C.; and requesting the City Attorney to provide an opinion as to the legality of sending a police officer to attend said school; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager recommending a contract with Charles M. Davis to remove cans and black iron from the City's rubbish dumps was presented.

RESOLUTION NO. 70150, recorded in Book 62 of Resolutions, adopting the recommendation of the City Manager that he be authorized to enter into contract with Charles M. Davis of San Diego to remove cans and black iron from the City's rubbish dumps; and authorizing the City Attorney to prepare the necessary papers to carry out the Manager's recommendation; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of the Los Angeles By-Products Company for franchise to salvage cans and black iron from City dumps was ordered filed.

Communication from the Small Business Men's Organization opposing the granting of an exclusive permit or franchise to anyone for salvaging refuse was ordered filed.

Communication from the City Engineer, approved by the City Manager, recommending that the proceedings for the improvement of Columbia, Walnut and State Streets be abandoned, as the preliminary investigation shows that the assessment to be levied against 18 parcels will exceed one half of the true value of the parcels, was presented.

RESOLUTION NO. 70151, recorded in Book 62 of Resolutions, abandoning the proceedings for the improvement of Columbia Street, between Winder Street and Walnut Avenue; Walnut Avenue, between Columbia Street and State Street; and State Street, between Walnut Avenue and a line parallel to and distant 50 feet northwesterly from Walnut Avenue; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, relative to the proposed paving of E Street, between 27th and 28th Streets, was presented.

RESOLUTION NO. 70152, recorded in Book 62 of Resolutions, requesting City Manager F. A. Rhodes to contact persons interested in the paving of E Street, between 27th and 28th Streets, to see how near a 51% petition for paving they can secure, and how many owners are out of town residents, as represented, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of certain street lights, was presented and ordered filed; together with petitions from residents for street lights at Trinidad Way and Los Alamos Drive; at 36th and L Streets; and at Eagle Street in Reynard Hills.

RESOLUTION NO. 70153, recorded in Book 62 of Resolutions, authorizing the San Diego Consolidated Gas and Electric Company to install 400 c.p. street lights at Trinidad Way and Los Alamos Drive; L Street at 36th Street; and Eagle Street at Palm Street; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the Planning Engineer calling attention to an existing vacancy on the City Planning Commission was presented and ordered filed.

Petition of La Jolla Residents urging appointment of Dr. William M. Thompson as a member of the City Planning Commission was presented, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from the La Jolla Chamber of Commerce relative to the existing vacancy on the City Planning Commission was presented, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Mr. George Stephan was nominated to fill the existing vacancy on the City Planning Commission. The Mayor asked if there were any further nominations. There being no other nominations, RESOLUTION NO. 70154, recorded in Book 62 of Resolutions, appointing Mr. George Stephan as a member of the City Planning Commission to fill a vacancy created by the death of Mr. G. G. Williams, for the unexpired term of office, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Communication from Mayor P. J. Benbough regarding the appointment of Mr. Thomas F. O'Connell, Sr., as a member of the Funds Commission, was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 70155, recorded in Book 62 of Resolutions, confirming the appointment by Mayor P. J. Benbough of Mr. Thomas F. O'Connell, Sr., as a member of the Funds Commission of the City of San Diego, to fill the present vacancy therein; said appointee to serve for the term of four years from the date of his qualification, or until his successor shall have been appointed and qualified; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70156, recorded in Book 62 of Resolutions, inviting sealed proposals for furnishing electric current for Logan Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70157, recorded in Book 62 of Resolutions, awarding to Caudell & Johnson the contract for paving and otherwise improving the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

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

RESOLUTION NO. 70158, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas and Electric Company the contract for furnishing electric current for Roseville Lighting District No. 1 to October 14th, 1940, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70159, recorded in Book 62 of Resolutions, approving the Engineer's report and fixing time and place for hearing thereon for paving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70160, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70161, recorded in Book 62 of Resolutions, ordering the Director of art project of the Federal Works Progress Administration not to begin the work of painting the proposed murals in the Council Chamber, until or unless specifically directed so to do by resolution of the Council of the City of San Diego, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted. Councilman Housh voted "Nay" on the motion.

RESOLUTION NO. 70162, recorded in Book 62 of Resolutions, approving change orders Nos. 1, 2, 3 and 4, in connection with the contract for doing certain construction and finishing work on the Ground Floor of the San Diego City and County Administration Building, Civic Center, as recommended by H. E. Moore, Superintendent of Construction; and providing that this resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Manager regarding street lighting survey, and containing recommendations resulting therefrom, was presented, and on motion ordered filed.

RESOLUTION NO. 70163, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas & Electric Company to install fifteen new 600 c.p. street lights at various locations; to change over six 250 c.p. street lights to 600 c.p. street lights; and to change over three hundred sixty-nine 400 c.p. street lights to 600 c.p. street lights; in accordance with the recommendation of the City Manager contained in Document No. 316169; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70164, recorded in Book 62 of Resolutions, accepting the deed of Cassa E. Love for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Harbor Department transmitting form of Resolution ratifying a lease with the Standard Oil Company of California was presented, and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

RESOLUTION NO. 70165, recorded in Book 62 of Resolutions, ratifying, confirming and approving a lease with the Standard Oil Company of California, for a period of ten years beginning on the 1st day of November, 1939, for portions of the Municipal Tidelands described in Document No. 316254, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70166, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to proposed assessment for paving and otherwise improving Garrison Street, between Rosecrans Street and Willow Street; and Evergreen Street, between Garrison Street and Hugo Street; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70167, recorded in Book 62 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 1, City Heights Annex No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70168, recorded in Book 62 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 61, subdivision of Blocks 39 and 56, Normal Heights, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70169, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving Orange Avenue, between 37th Street and 40th Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70170, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving Monroe Avenue, between 30th Street and Ohio Street; and Ohio Street, between 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 Fish, adopted.

Application of the Commanding Officer, U. S. Destroyer Base, San Diego for a pipeline permit to cross Fisher Street, near 32nd Street, was presented; together with a communication from the City Manager recommending the granting of said application; and on motion ordered filed.

RESOLUTION NO. 70171, recorded in Book 62 of Resolutions, authorizing the Commanding Officer of the United States Destroyer Base, San Diego, California, to lay, construct and maintain across and under Fisher Street, at the corner of 32nd Street, pipelines for carrying gasoline, water and air from the Destroyer Base to property of the San Diego Consolidated Gas & Electric Company, upon certain terms and conditions, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

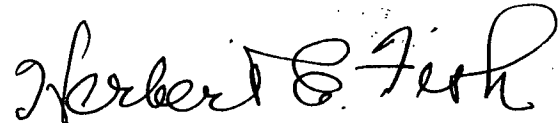
ORDINANCE NO. 1680, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 out of the Street Improvement Fund of the City of San Diego for the purpose of renting equipment and providing labor and material for improvement of bridges and streets in said City, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1681, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$10,500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of renting equipment, purchasing material and hiring supervision for construction of a bridge on Balboa Avenue, Pacific Beach, under a W.P.A. Project, Sponsor's Project No. 169, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

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


VICE-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 24th, 1939.

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 Fish at 10:00 o'clock A.M.

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

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

On motion of Councilman Flowers, seconded by Councilman Knox, the minutes of the regular meeting of Tuesday, October 17th, 1939, were approved without reading.

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 cost for paving and otherwise improving the Alley in Block 31, University Heights, the clerk reported that written protests had been received from Charlotte Flanagan, Nora Graves, Anna M. Lund, John Metzger and Andrew Sorensen; which protests were presented and read.

Thereupon, the Mayor inquired if any interested parties were present who desired to be heard.

Mr. Sherman Lacey appeared and spoke on behalf of the protestants.

On motion of Councilman Housh, seconded by Councilman Flowers, the hearing was continued for one week, and the protests referred to the City Engineer for a report.

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 Cedar Street, between Pacific Highway and California Street, under Resolution of Intention No. 69401, the Clerk reported that no 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. 70172, recorded in Book 62 of Resolutions, confirming the City Engineer's Assessment No. 1683, for the work of paving and otherwise improving Cedar Street, under Resolution of Intention No. 69401, 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 appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 20, University Heights, under Resolution of Intention No. 69399, the Clerk reported that no 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. 70173, recorded in Book 62 of Resolutions, confirming the City Engineer's Assessment No. 1684, for the work of paving and otherwise improving the Alley in Block 20, University Heights, under Resolution of Intention No. 69399, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

By unanimous consent, petition of residents for the removal of a rubbish dump near the intersection of Quince and 36th Streets was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Petition of Edmund A. Pieper for zone variance on Armada Terrace was presented, together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70174, recorded in Book 62 of Resolutions, granting permission to Edmund A. Pieper, 867 Harbor View Place, to erect a second residence on Lots 16 to 18, Block 4, Ironton, in Zone R-1, with a setback of four feet on Armada Terrace; 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 Knox, adopted.

Petition of J. Gustafson for zone variance on Cabrillo Street was presented, together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70175, recorded in Book 62 of Resolutions, granting permission to J. Gustafson, 422 Ravina Street, La Jolla, to erect two residences on Lots 1 and 2, Beverly Heights, in Zone R-1, changing the frontage of these lots from Cabrillo Street to Pearl Street; providing a setback line of fifteen feet is maintained on each of the three streets surrounding the property; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of E. A. Sutton for zone variance on 61st Street, south of Detroit Street, was presented, together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70176, recorded in Book 62 of Resolutions, granting permission to E. A. Sutton, 2690 Dove Street, to erect four single-family residences on Lot 10, Cave & McHatton's Subdivision, in Zone R-1; providing that an easement for street purposes thirty feet in width is granted along the entire south line of the property, and that adequate drainage and utilities easements acceptable to the City Engineer are also granted; and granting a variance to the restrictions of Ordinance No. 116, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of O. K. Bullard for setback suspension at the corner of Nutmeg Street and Fourth Avenue was presented, together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70177, recorded in Book 62 of Resolutions, granting permission

to O. K. Bullard, by F. L. Hope, Jr., San Diego Trust & Savings Building, to erect a clinic on Lot A, Block 304, Horton's Addition, with a setback line of ten feet on Fourth Avenue; 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 Sanford M. Straus for a setback suspension at the corner of Union and Walnut Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70178, recorded in Book 62 of Resolutions, granting permission to Sanford M. Straus, 327 Douglass Street, to erect a residence and garage on the northeast fifty feet of Lots 11 and 12, Block 152, Middletown, with a five-foot setback on Union Street, and a fifteen-foot setback on Walnut Avenue; 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 Frieda M. Talcott for a setback suspension on Castle Street was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 70179, recorded in Book 62 of Resolutions, denying the petition of Frieda M. Talcott, Lakeside, California, to erect a residence not closer to the property line on Castle Street than eleven feet, on portions of Lots 18 to 21, Block 6, Resub. of Blocks 1 to 12, Fairmount Addition, and for a suspension of Setback Ordinance No. 12321 on the property mentioned, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Application of Edmond W. Hill for license to conduct public dance on premises where intoxicating liquor is sold at 916 Fifth Avenue was presented; together with recommendation for denial from the Social Welfare Director and the Chief of Police, approved as to denial by the City Manager.

RESOLUTION NO. 70180, recorded in Book 62 of Resolutions, denying the petition of Edmond W. Hill for a license to conduct public dance on premises where intoxicating liquor is sold at the Top Hat, 916 Fifth Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Roger Coffin, San Diego-Imperial County Manager of the Retirement Life Payments Association for permission to hold an entertainment in a tent in La Binda Park was presented.

RESOLUTION NO. 70181, recorded in Book 62 of Resolutions, referring to the City Manager, with power to act, the petition of Roger Coffin, San Diego-Imperial County Manager Retirement Life Payments Association, for permission to use La Binda Park on Friday, November 3rd and Saturday, November 4th, for erection of a large tent for the conduct of a "Ham and Eggs" meeting and entertainment, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Property Owners for closing Wisteria Drive Extension in Pueblo Lot 210, was presented; together with recommendation for approval from the City Planning Commission, and recommendation for approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 70182, recorded in Book 62 of Resolutions, granting, as recommended, the petition for closing of Wisteria Drive Extension in Pueblo Lot 210, as shown on City Engineer's drawing #2228 B; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving E Street, between 27th and 28th Streets, was presented; and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Engineer.

Communication from the Civil Service Commission recommending certain changes in the schedule of compensation for the Classified Service was presented.

A motion was made by Councilman Knox, and seconded by Councilman Weggenman, to refer the communication to the City Attorney for an ordinance. This motion was withdrawn; as was a proposed amendment to delete Item No. 7, Traffic Coordinator, from the list of contemplated changes.

On motion of Councilman Weggenman, seconded by Councilman Housh, the matter was continued for one week, and the communication referred back to the Civil Service Commission, relative to including certain positions the City Engineer desires, etc.

Communication from the City Planning Commission regarding proposed changes of alignment near the intersection of Lytton and Rosecrans Streets; also, at Barnett Avenue and Pacific Highway; was presented.

RESOLUTION NO. 70183, recorded in Book 62 of Resolutions, authorizing the City Planning Engineer to forward sketches of suggested changes in Lytton Street, Rosecrans Street, Barnett Street and Pacific Highway to the Commandant of the 11th Naval District for study and comment, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the San Diego County Council, The American Legion, relative to employees called to the Service of the Country because of National Emergency, was presented.

On motion of Councilman Housh, seconded by Councilman Knox, the communication was ordered filed, and RESOLUTION NO. 70184, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to send a copy of the Rules of the Civil Service Commission of the City of San Diego to R. O. Roginson, Adjutant, San Diego County Council, American Legion, in response to request of that organization for procedure to guarantee employees who may be called to the Service of this Country because of the possibility of National Emergency, that upon the return of said employees from such service the positions held by them at the time of their call for such service be made available for them at once, was adopted.

Communication from C. Leon de Aryan relative to bookmaking at 414 E Street was presented, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager for a report.

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

Petition of W. I. Ogletree for a zone variance on Arch Street was presented; together with a recommendation from the City Planning Commission, by a vote of 5 to 1, that the request be granted for a one-year period.

RESOLUTION NO. 70185, recorded in Book 62 of Resolutions, granting permission to W. I. Ogletree, 4440 Arch Street, to operate a health treatment office on Villa Lot 234, University Heights, in Zone R-1, at the address mentioned above, for the period of one year from the date of this resolution, with the understanding that there shall be no advertising signs; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned for the specified period; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from Carl H. Heilbron relative to naming the Stadium in Balboa Park was presented, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the San Diego City and County Convention Bureau relative to sending City Officials and Employees to conventions was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

At this time a majority of the members of the Council signed the Bond of Oscar G. Knecht as Chief Inspector.

Communication from the Armistice Day Program Committee inviting the Mayor and the Councilmen to attend an Armistice Day Americanization Program at the Ford Bowl, Balboa Park, was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the Council's Secretary for attention.

Communication from the Pacific Beach Parent-Teacher Ass'n relative to the construction of a new bridge on Balboa Avenue, near Rose Canyon, was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from E. M. Josephson relative to the use of sidewalks on 12th Avenue for the display of merchandise was presented, and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the City Manager.

Communication from Burr H. Prentice of the Smileage Company relative to the proposed ordinance regulating the sale of gasoline, lubricating oil, etc., was presented, and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Walter S. Lieber relative to proposed bus service for Mission Beach was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from T. E. Moss, North San Diego, suggesting a method of relieving traffic congestion on Pacific Highway was presented, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the Municipal Traffic and Safety Commission.

Communication from the Purchasing Agent recommending the advertising for bids for ten Police Motorcycles, three $1\frac{1}{2}$ ton Dump Trucks, one $1\frac{1}{2}$ ton Express Body Truck and one Seven Passenger Limousine automobile, was presented, and on motion of Councilman Housh, seconded by Councilman Knox, the matter was continued for one week.

Communication from the Franklin Insurance Service Corporation offering to sell the "Elks Building", on the north side of Cedar Street, between 3rd Avenue and 4th Avenue, was presented.

RESOLUTION NO. 70186, recorded in Book 62 of Resolutions, referring to the City Manager and the Library Commission for report and recommendation the communication from Franklin Insurance Service Corporation, 402 San Diego Trust & Savings Building, offering to sell the "Elks Building" on Cedar Street, between 3rd and 4th Avenues to the City of San Diego, for a public library, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Sheridan J. Ratcliff, applying for the position of traffic and safety expert, was presented and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

RESOLUTION NO. 70187, recorded in Book 62 of Resolutions, authorizing and empowering the Mayor, City Clerk, Auditor, Treasurer and City Attorney of the City of San Diego, on behalf of The City of San Diego, to execute all documents and to do and perform all things necessary and required to be done to effect the purchase of the San Dieguito Water System, in accordance with the terms and conditions of the Lease and Option to Purchase, dated October 5th, 1925, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70188, recorded in Book 62 of Resolutions, approving and

allowing certain claims, attached to Transmittal No. 21, of the Administration Building and Grounds Department, Civic Center, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70189, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 22, of the Administration Building and Grounds Department, Civic Center, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

At this time, by unanimous consent, Attorney Phil D. Swing filed the Colorado River Water Contract, executed by the Secretary of the Interior, Harpold L. Ickes, and a photograph of the signing of the contract by the Secretary of the Interior.

RESOLUTION NO. 70190, recorded in Book 62 of Resolutions, referring to the City Attorney for preparation of the necessary papers the contract documents and other documents on the Colorado River Water and All-American Canal, filed with the Council this date by Phil D. Swing, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70191, recorded in Book 62 of Resolutions, determining that the proposed assessment for paving and otherwise improving the Alley in Block 46, Park Villas, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, and amendments thereto; and authorizing the City Engineer to prepare the necessary plans and specifications for paving said Alley in Block 46, Park Villas; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70192, recorded in Book 62 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 H, Altadena, under Resolution of Intention No. 69467, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

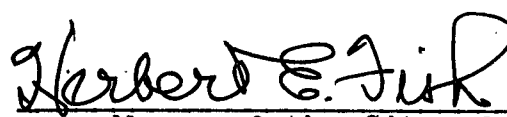
Communication from the Board of Examiners & Appeals relative to Police Headquarters was presented, and on motion of Councilman Weggenman, seconded by Councilman Knox, the matter was continued for one week.

By unanimous consent, Resolution No. 70193, recorded in Book 62 of Resolutions, fixing September 16th, 17th, 18th and 19th, 1940, as the dates for the League of California Cities' annual meeting to be held in San Diego, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

By unanimous consent, Resolution No. 70194, recorded in Book 62 of Resolutions, appointing Councilman Louis F. Weggenman as the Council's representative on the Board of Plumbing Examiners, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70195, recorded in Book 62 of Resolutions, referring to the Civic Center Building Committee the Council's suggestion that the Civic Center Administration Building be lighted on the evening of Navy Day, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

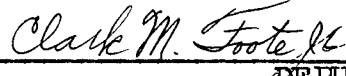
Thereupon, on motion, the meeting was adjourned.



VICE-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 31st, 1939.

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.

At the request of Mayor Benbough, Vice-Mayor Fish acted as chairman.

On motion of Councilman Flowers, the minutes of the regular meeting of Tuesday, October 24th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the City Engineer's report and estimate of cost for paving and otherwise improving the Alley in Block 31, University Heights, the written protests of property owners against the estimated cost were presented; together with a recommendation from the City Engineer, approved by the City Manager, that the proceedings be abandoned; as protests have been signed by owners of 67% of the area of the assessment district.

Thereupon, RESOLUTION NO. 70196, recorded in Book 62 of Resolutions, sustaining the protests against the estimated cost for paving and otherwise improving the Alley in Block 31, University Heights; and abandoning the proceedings for said improvement; 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 La Playa Lighting District No. 1, the Clerk reported that no written protests had been received.

Whereupon, the Vice-Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 70197, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting La Playa Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

At this time Mayor Benbough relieved Vice-Mayor Fish as chairman.

By unanimous consent, Mrs. Grace Howell, Chairman of the Coordinating Council, Pacific Beach, presented a petition from residents of Pacific Beach for a City-sponsored W.P.A. project for the erection of a social and recreation center, with recreation equipment, on land purchased by the Board of Education, at Pacific Beach.

On motion of Councilman Simpson, seconded by Councilman Weggenman, the petition was referred to the City Manager for a report, to be presented by the next regular meeting of the Council.

Petition of D. D. Williams for variance to building restrictions at 3594 - 28th Street was presented; together with recommendation from the City Planning Commission that it be approved.

RESOLUTION NO. 70198, recorded in Book 62 of Resolutions, granting permission to D. D. Williams, 3594 - 28th Street, to construct servants' quarters above an existing garage on Lots 25 and 26, Block 65, Park Villas, with a rear yard of eight feet, three inches; 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 Fish, adopted.

Petition of Richard T. Robinson for Zone Variance near the intersection of Bessemer Street and San Antonio Street was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70199, recorded in Book 62 of Resolutions, granting permission to Richard T. Robinson, 521 A Street, to erect three single-family residences in Zone R-1 on Lot 1 and a portion of Lot 2, Resubdivision of Block 12, New Roseville, and a portion of Pueblo Lot 186, in accordance with sketch attached to petition bearing Document No. 316458; with the understanding that before any building permit is issued the owner will grant to the City of San Diego an easement across a small portion of the property for the extension of Bessemer Street to run to the Mean High Tide Line; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Addie McCreary for permission to erect a third residence on a piece of property near the intersection of 45th and Dwight Streets was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70200, recorded in Book 62 of Resolutions, granting permission to Addie McCreary, 3613 - 45th Street, to construct a third residence on the west 80 feet of the south four feet of Lot 22 and the west 80 feet of Lot 23, Block 12½ City Heights Annex #1, and the west 80 feet of Lot 1, Block 4, City Heights Annex #2; upon the condition that the setback line of other buildings on Dwight Street be maintained, and that the setback ordinance be observed on 45th Street; and granting a variance to the restrictions of Ordinance No. 13057, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Victor Goularte for zone variance near the intersection of Willow and Carleton Streets was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70201, recorded in Book 62 of Resolutions, granting to Victor Goularte, 2836 Byron Street, permission to divide Lots 7 and 8, Block 21, Roseville, for the erection of two residences to face on Willow Street, provided a thirty-foot setback is maintained on Willow Street and a ten-foot setback is maintained on Carleton Street; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

At this time a majority of the members of the Council signed:
Contract with the San Diego Consolidated Gas & Electric Company for Roseville Lighting District No. 1.
Sidewalk License Bond of U. N. Barkey.

Petition of Beryl Blankenship for Zone Variance at 5341 El Cajon Boulevard was presented; together with recommendation for denial from the City Planning Commission.
RESOLUTION NO. 70202, recorded in Book 62 of Resolutions, denying the petition of Beryl Blankenship, 4260 - 43rd Street, for a variance to the restrictions of Ordinance No. 13559, on Lot 5, Country Paradise, to permit retail sale and slaughter of poultry and rabbits, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Sigrid Crosby for Zone Variance on Ashby Street was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 70203, recorded in Book 62 of Resolutions, denying the request of Sigrid Crosby for a zone variance to permit the erection of a residence on Lots 7 and 8 (except the easterly 100 feet), Block 2, El Cerrito Heights, in an R-1 Zone, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Mrs. Etta Patterson for setback suspension at 847 - 21st Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70204, recorded in Book 62 of Resolutions, granting permission to Mrs. Etta Patterson, 847 - 21st Street, to erect a garage on Lot 3, Block 47, Culverwell & Taggart's Addition, to within seventeen inches of the front property line and adjacent to the side lot line; and suspending the provisions of Setback Ordinance No. 12321, of the ordinances of the City of San Diego, on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Joseph Eckstein for setback suspension on State Street, south of Walnut Avenue, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70205, recorded in Book 62 of Resolutions, granting permission to Joseph Eckstein, c/o Ted Rosenfeld, to erect a single-family residence on the south 35 feet of Lot 2, and the north 15 feet of Lot 3, Block 152, Middletown, not closer to the property line on State 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 Weggenman, adopted.

Petition of Retirement Life Payments Association for free license to conduct an entertainment between 29th and 30th Streets, south of Oceanview Boulevard, was presented.

RESOLUTION NO. 70206, recorded in Book 62 of Resolutions, denying the request of Roger Coffin, San Diego-Imperial County Manager, Retirement Life Payments Association, 833 Seventh Avenue, for free license to conduct entertainment on City-owned land between 29th and 30th Streets, south of Ocean View Boulevard, on Friday, November 3 and Saturday, November 4, 1939, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Petition of the San Diego Children's Home, approved by the City Manager, for a free license to operate an automobile parking lot on property opposite the Balboa Stadium; the profits derived from operation of the parking lot to be used for a fund for the benefit of the children at the Home; was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Attorney.

Petition of Property Owners for paving the Alley in Block 72, Ocean Beach, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the request be granted; the paving to be 4" asphalt concrete.

RESOLUTION NO. 70207, recorded in Book 62 of Resolutions, granting the petition for paving the northwesterly and southeasterly Alley in Block 72, Ocean Beach; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving Menlo Avenue, between Monroe Avenue and El Cajon Boulevard, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the request be granted; the paving to be 6" asphalt concrete.

RESOLUTION NO. 70208, recorded in Book 62 of Resolutions, granting the petition for paving Menlo Avenue, between El Cajon Boulevard and the north line of Granada Tract; type of pavement to be 6" asphalt concrete; and authorizing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for closing the Alley in Block 33, Remondino's Subdivision, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; also, recommendation from the City Planning Commission that the petition be granted.

RESOLUTION NO. 70209, recorded in Book 62 of Resolutions, granting the petition for closing the Alley in Block 33, Remondino's Subdivision for its entire length;

and authorizing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

By unanimous consent, Communication from South of Broadway property owners' and business men's Association opposing the purchase by the City of the Elk's Building for Library Purposes was presented. On motion of Councilman Housh, seconded by Councilman Flowers, the communication was referred to the City Manager and the Library Board.

Petition of Frank Faust for assignment of street lighting liens was presented, together with letter of transmittal from the City Auditor.

RESOLUTION NO. 70210, recorded in Book 62 of Resolutions, denying the request of Frank F. Faust for assignment of lighting certificates on Pacific Highway Lighting District No. 1, contained in Document No. 316478, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Board of Examiners and appeals, by John S. Siebert, secretary, relative to alleged defects in the Police Headquarters Building was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

By unanimous consent, RESOLUTION NO. 70211, recorded in Book 62 of Resolutions, authorizing the Mayor and members of the City Council to appoint a committee of three to investigate the City Manager's charges of defects in the Police Headquarters' construction, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted. Councilman Housh voted "Nay" on the motion.

Communication from the Civil Service Commission recommending changes in the schedule of compensation for the classified service of the City for the year 1939-40 was presented.

RESOLUTION NO. 70212, recorded in Book 62 of Resolutions, approving the recommendation of the Civil Service Commission for changes in the recommended compensation schedule in the classified service for the current fiscal year, filed under Document No. 316218; and authorizing the City Attorney to prepare the necessary papers to make the changes effective; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for motorcycles and automobiles was presented.

A motion to adopt the recommendation lost for want of a second.

On motion of Councilman Knox, seconded by Councilman Weggenman, the matter was continued for one week.

At this time a majority of the members of the Council signed the Bond of Homer Guthrie as Harbor Master.

Communication from Dan Dickey relative to Murals for the Council Chamber was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 70213, recorded in Book 62 of Resolutions, inviting suggestions for the proposed murals to be painted in the Council Chamber of the Civic Center Administration Building for two weeks from to-day; the suggestions to be referred to an art committee for study; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the San Diego American Legion Convention Committee, Inc., relative to the need of a convention hall for the 1940 Convention, was presented.

RESOLUTION NO. 70214, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to make a study of various suggestions made for obtaining suitable quarters for an auditorium for the purpose of providing a meeting place for conventions and other gatherings, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Homer D. Peabody requesting permission to present a matter for the Grand Jury, pertaining to services of attorneys and bail bondsmen for prisoners in the City jail of San Diego, was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the Mayor.

Communication from the City Attorney re sending Police officer to attend the Federal Bureau of Investigation, National Police Academy, Washington, D.C., was read and ordered filed.

RESOLUTION NO. 70215, recorded in Book 62 of Resolutions, authorizing the City Manager to select a member of the San Diego Police Department to attend the Federal Bureau of Investigation National Police Academy, Washington, D.C., for the purpose of securing information and knowledge on police methods, with expenses provided by the City, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent reporting on bids for furnishing books to the San Diego Public Library was presented and ordered filed.

RESOLUTION NO. 70216, recorded in Book 62 of Resolutions, accepting the bid of A. C. Vroman, Inc. to furnish the San Diego Public Library with books as per specifications on file for the sum of \$1906.27; awarding the contract for furnishing same to said A. C. Vroman, Inc.; and authorizing the City Manager to enter into a contract with said A. C. Vroman, Inc., for furnishing said books; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer recommending the installation of

certain street lights was presented, and ordered filed.

On motion of Councilman Weggenman, seconded by Councilman Housh, Resolution No. 70217, recorded in Book 62 of Resolutions, was adopted; authorizing the San Diego Consolidated Gas and Electric Company to install the following street lights:

Meade Avenue at Utah Street, 400 c.p.

Russ Boulevard at 14th Street, 600 c.p.

Russ Boulevard between 14th and 15th Streets, 600 c.p.

Russ Boulevard at 16th Street, 600 c.p.

Petition of Coronet Theatre Co., Inc. by G. F. Finck, for a theatre license was presented, by unanimous consent.

RESOLUTION NO. 70218, recorded in Book 62 of Resolutions, referring to the City Manager with power to act the petition of Coronet Theatre Co., Inc. by G. F. Finck, president, for a license to conduct a theatre with a seating capacity of 743, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70219, recorded in Book 62 of Resolutions, accepting the contract for construction of capacity in Diversion Dam, Main Canal and Appurtenant Structures, Boulder Canyon Project, All-American Canal, between The City of San Diego and the United States of America, dated October 2, 1934; and directing the City Clerk to file said contract for record in the office of the County Recorder of San Diego County, and in the office of the County Recorder of Imperial County; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

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

RESOLUTION NO. 70220, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Adams Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70232, recorded in Book 62 of Resolutions, for closing the Alley lying westerly of and contiguous to the west line of C. H. Tingey Subdivision, and between the south line of Monroe Avenue and the north line of Meade Avenue, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70221, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for improvements in the Alley in Block 152, University Heights, and Polk Avenue, consisting of grading and paving, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70222, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block 6, Wilshire Place demanded the making of an investigation; and directing the City Engineer to prepare a written report upon the proposed improvement of said Alley; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70223, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block 55, University Heights, demanded the making of an investigation; and directing the City Engineer to prepare a written report upon the proposed improvement of said Alley; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70224, recorded in Book 62 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 9, Wilshire Place, under Resolution of Intention No. 69699, was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70225, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the paving of the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70226, recorded in Book 62 of Resolutions, authorizing and instructing the Auditor and Comptroller of the City of San Diego to draw a warrant in the sum of \$2,827.82 in favor of the Department of Interior, Bureau of Reclamation, Washington, D. C., payable out of General Appropriations, covering payments now due on account and by virtue of that certain contract for construction of capacity in Diversion Dam, Main Canal and Appurtenant Structures, as provided in the Boulder Canyon Act, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

By unanimous consent, Communication from the Merchants Association of San Diego, Inc., commending the Council for repeal of early morning parking restrictions, and enforcement of existing parking regulations, was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 70227, recorded in Book 62 of Resolutions, approving change order number 5 and change order number 6, in connection with the contract for doing certain construction and finishing work on the Ground Floor of the San Diego City and County Administration Building, Civic Center, as recommended by the Superintendent of Construction, and accepted by the contractor; and providing that this resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County

of San Diego shall have passed and adopted a resolution identical in substance and effect, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70228, recorded in Book 62 of Resolutions, accepting the deed of Albert E. Meyer and Dorothy Meyer, executed in favor of the City of San Diego, for a portion of Washington Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70229, recorded in Book 62 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the project statement for the expenditure of the Quarter Cent Fund on State Highways, within the limits of the City of San Diego, covering the improvements set forth in Document No. 316463, on file in the office of the City Clerk, for improving Rosecrans Street, etc., was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Document No. 316463, an agreement for the improvement of Rosecrans Street, etc., was ordered filed; together with communication from the City Engineer, approved by the City Manager, recommending the signing of said agreement.

RESOLUTION NO. 70230, recorded in Book 62 of Resolutions, authorizing the Park Director of the City of San Diego to execute a preferential, non-exclusive use and occupancy permit, granting to The Veterans of Foreign Wars, of San Diego, permission for the use and occupancy of the central portion and west wing of the Medical Science Building in Balboa Park, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

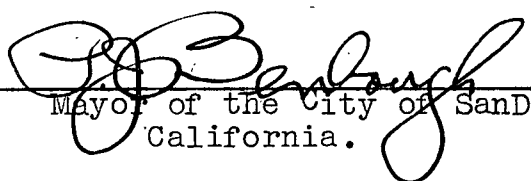
Communication from the City Engineer reporting on bids for paving the Alley in Block 53, University Heights; and recommending that the bid of Caudell & Johnson be accepted; was presented and read.

On motion of Councilman Housh, seconded by Councilman Fish, the recommendation was adopted, and the proceeding referred to the City Attorney for preparation of a resolution of award.

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

RESOLUTION OF INTENTION NO. 70231, recorded in Book 62 of Resolutions, for the furnishing of electric current for Pacific Highway Lighting District Number One, for the period ending November 4th, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Thereupon, on motion, the meeting was adjourned.


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Fote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Wednesday, November 8th, 1939.

Tuesday, November 7th, 1939, being 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, Housh, Fish, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilman Weggenman.

On motion of Councilman Fish, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, October 31st, 1939, were approved without reading.

At this time Councilman Weggenman entered and took his seat 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 furnishing electric current for Logan Avenue Lighting District No. 1 he had received one bid, which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 316596.

Thereupon, on motion of Councilman Housh, seconded by Councilman Flowers, 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 protests against the proposed paving and otherwise improving of the Alley in Block 174, University Heights, under Resolution of Intention No. 70111, the Clerk reported that written protests had been received from Mrs. Joseph Plansek, Mrs. Kathriene C. Fensky and Ava E. Gardner, which protests were presented and read.

The Mayor inquired if any interested persons were present who desired to be heard. Mr. C. A. Wright made a verbal protest on behalf of Lots 33 and 34 in this block. Mr. Arthur C. Stuckrath spoke in favor of the improvement on behalf of Lots 21 and 22 in this block.

All interested persons having been heard, RESOLUTION NO. 70233, recorded in Book 62 of Resolutions, overruling the protest of Mrs. Joseph Plansek, filed under Document No. 316543; and the protest of Mrs. Kathriene C. Fensky, filed under Document No. 316593; and the protest of Ava E. Gardner, filed under Document No. 316594; and all other protests against the work of paving and otherwise improving the Alley in Block 174, University Heights, under Resolution of Intention No. 70111, adopted October 10th, 1939, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed paving and otherwise improving of Beardsley Street, between Logan Avenue and Kearny Avenue, under Resolution of Intention No. 70131, the Clerk reported that no written protests had been received.

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

Petition of Home Owners' Loan Corporation for zone variance at 1420 Granada Avenue was presented; together with conditional recommendation for approval by the City Planning Commission.

RESOLUTION NO. 70234, recorded in Book 62 of Resolutions, granting permission to Home Owners' Loan Corporation to conduct a rest home on Lot 9 and the south 15 feet of Lot 10, Block 27, South Park Addition, at 1420 Granada Avenue, in an R-2 Zone, for a period of two years from the date of this resolution; providing that there shall be no bedridden patients, alcoholic or mental cases, and that not more than six patients shall be housed in the building; and granting a variance to the provisions of Ordinance No. 12795 on the property mentioned above, for two years from the date of this resolution; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Emma Ranch and Home Corp. to remodel a residence into a duplex in Zone R-1 on Coast Boulevard was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70235, recorded in Book 62 of Resolutions, granting permission to Emma Ranch and Home Corp., by Emma Raddatz, Pres., 1395 Coast Blvd., La Jolla, California, to remodel a residence on Lot 20, Block 48, La Jolla Park, into a duplex, in Zone R-1; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Goldia Ames for a zone variance at 4958 Canterbury Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70236, recorded in Book 62 of Resolutions, granting to Mrs. Goldia Ames, 4958 Canterbury Drive, permission to operate a nursery school on Lot 26, Block 16, Kensington Manor #2, in Zone R-1; with the understanding that not more than twenty small children shall be in attendance, that there will be no signs on the property, and that the children shall play in an enclosed rear yard; and granting a variance to the provisions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of W. E. Allen for zone variance at 2860 Redwood Street was presented; together with recommendation for approval under certain conditions from the City Planning Commission.

RESOLUTION NO. 70237, recorded in Book 62 of Resolutions, granting to

Willis E. Allen, 1212 Bank of America Building, permission to conduct a rest home for aged persons on Lots 3 and 4, Block A, Wallace Heights, at 2860 Redwood Street, in an R-1 Zone, for a period of one year from the date of this resolution, on the condition that not more than six patients be housed in the building, and with the understanding that the present tenant, Mrs. Inez Kennedy, will operate the home; and granting a variance to the restrictions of Ordinance No. 13175 on the property mentioned, for a period of one year from the date of this resolution; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Anna J. Clayberg for zone variance at Olive and Boundary Streets was presented; together with recommendation for approval from the City Planning Commission. RESOLUTION NO. 70238, recorded in Book 62 of Resolutions, granting permission to Anna J. Clayberg, 3495 Olive Street, to erect a two-unit apartment on Lot 1, Block E, Carmel Heights, in addition to the single-family residence which occupies the easterly portion of the lot in Zone R-2; and granting a variance to the restrictions of Ordinance No. 12820, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Veronica T. Burke for zone variance at 1436 - 31st Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70239, recorded in Book 62 of Resolutions, granting permission to Veronica T. Burke, 3879 Ocean Front, Mission Beach, to operate a home for aged women on Lot 11, Block 21, South Park Addition, at 1436 - 31st Street, for a period of two years from the date of this resolution, on condition that not more than six patients are housed in the building; and granting a variance to the restrictions of Ordinance No. 12795, on the property mentioned, for a period of two years from the date of this resolution; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Ruth Geer for zone variance at 3138 Haller Street was presented; together with recommendation from the City Planning Commission that the petition be denied.

RESOLUTION NO. 70240, recorded in Book 62 of Resolutions, denying the petition of Mrs. Ruth V. Geer, 3138 Haller Street, for a variance to Ordinance No. 12820, to permit the erection of four houses on two lots--3 houses on Lot 34 and 1 house on Lot 33, Block B, Montclair, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of the Lo Fare Cab Company, by C. J. Hornung, for a public hearing on an application for three additional taxi cab operating permits was presented.

A motion by Councilman Housh to refer the petition to the Municipal Traffic and Safety Commission for a hearing lost for want of a second.

On motion of Councilman Knox, seconded by Councilman Simpson, a hearing was set on this petition for November 14th, 1939 at the hour of 10:00 o'clock A.M.

Petition of Residents for the removal of a rubbish dump from the vicinity of Quince and 36th Streets was presented; together with a report from the City Manager stating that the request has been granted, and the rubbish dump has again been moved.

On motion of Councilman Housh, seconded by Councilman Fish, the petition was ordered filed.

Petition of Martha E. Kelley for a special plumbing permit at 2455 Columbia Street was presented; together with recommendation for denial from the Health Department.

On motion of Councilman Knox, seconded by Councilman Fish, the matter was tabled for one week, with the understanding that Councilman Weggenman will bring in a report on the matter at that time.

Protest of Residents against the proposed change in name for a portion of Morena Boulevard was presented; together with a recommendation from the City Planning Commission that the proposed change of name of two portions of Morena Boulevard be deleted from the ordinance as drafted.

RESOLUTION NO. 70241, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to re-draft the ordinance changing the names of Detroit Street, Ingraham Street, et al., eliminating from the ordinance any change in the name of Morena Boulevard, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Property Owners for paving portions of Siesta Drive, Cajon Way and Madison Avenue was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; paving to be 4" asphalt concrete.

RESOLUTION NO. 70242, recorded in Book 62 of Resolutions, granting the petition for paving of Siesta Drive, Cajon Way and Madison Avenue, for their entire lengths in Cajon Terrace, as contained in Document No. 316431; 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 this proposed improvement; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 169, University Heights was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; paving to be 4" asphalt concrete.

RESOLUTION NO. 70258, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 169, University Heights, contained in Document No. 316422; 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 this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Purchasing Agent recommending advertising for bids for Motorcycles, trucks, and a seven passenger automobile was presented and read.

RESOLUTION NO. 70243, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with ten Police Motorcycles; three 1½ Ton Dump Trucks; and one 1½ ton Express Body Truck; and one Seven Passenger Limousine Automobile,

in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 316357, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from Ray Miller relative to proposed ordinance regulating calls to prisoners in the City Jail by attorneys was presented; and on motion of Councilman Knox, seconded by Councilman Housh, ordered tabled pending receipt of an ordinance on the subject.

Communication from Phil D. Swing relative to expenses incurred while in Washington, D. C., on business for the City was read, and on motion of Councilman Simpson, seconded by Councilman Flowers, ordered filed; a letter of thanks for his services to be sent Phil D. Swing.

Communication from R. W. Harding relative to Mission Valley Road was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

Communication from Personnel Director Russel T. Bailey relative to a requested ruling regarding Police Matrons performing certain duties formerly performed by Police Women, and stating that it has been decided to use Police Women to patrol dine and dance halls and for similar services, was presented and read.

Councilman Fish moved to file the communication; which motion was withdrawn.

Councilman Simpson moved to file the communication; which motion lost for want of a second.

RESOLUTION NO. 70244, recorded in Book 62 of Resolutions, referring to the City Attorney the communication from Russel T. Bailey, Personnel Director, bearing Document No. 316575, for an opinion on the matter of police women performing duties of police matrons, was on motion of Councilman Fish, seconded by Councilman Housh, adopted. Councilman Simpson voted "Nay" on the motion.

Communication from the San Diego County Development Federation relative to the need for a convention hall was presented and read.

A motion by Councilman Weggenman to have the City Manager take steps to remove the sewing project from the Federal Building in Balboa Park, and have the building vacated so improvements can be made for an auditorium, lost for want of a second.

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

Communication from the City Auditor reporting on the claim of William Shumate for \$30.00 was presented, and read.

RESOLUTION NO. 70245, recorded in Book 62 of Resolutions, granting the claim of William A. Shumate, 4668 Altadena Street, against the City of San Diego in the amount of \$30.00; said amount alleged to be due for damages caused to his automobile by a City truck at 46th Street and El Cajon Boulevard on July 25, 1939; and authorizing the City Auditor to pay said claim from the "Small Claims Payment Fund"; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of Earl Leason for \$9.00 was presented, and read.

RESOLUTION NO. 70246, recorded in Book 62 of Resolutions, denying the claim of Earl Leason, 4452 Texas Street, against the City of San Diego, in the amount of \$9.00; alleged to be due on account of property damage caused by collision between his automobile and a City rubbish collecting truck; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of Herbert D. Rendel for \$22.86 was presented, and read.

RESOLUTION NO. 70247, recorded in Book 62 of Resolutions, granting the claim of Herbert D. Rendel, 140 West "E" Street, against the City of San Diego in the amount of \$22.86; claimed to be due on account of property damage caused by a Police Car to claimant's automobile at the intersection of "A" Street and Fifth Avenue on September 26th, 1938; and authorizing the City Auditor and Comptroller to draw a warrant in favor of said claimant in payment of this claim, from the "Small Claims Payment Fund"; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of H. K. Rankin for \$26.00 was presented, and read.

RESOLUTION NO. 70248, recorded in Book 62 of Resolutions, granting the claim of H. K. Rankin, 4783 Long Branch Avenue, against the City of San Diego in the amount of \$26.00; alleged to be due on account of property damage caused to his automobile when it was struck by a City dump truck on September 5, 1939; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager relative to the proposition of Charles E. Cook Jr. and Associates relative to tax deeded property was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed; together with communication from Charles E. Cook Jr. and Associates.

Communication from the City Manager relative to charges of C. Leon de Aryan against the Chief of Police was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager relative to protest against auto parking on sidewalks on Main Street was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed; together with communication from Residents on the subject.

Communication from the City Manager relative to the application of E. E. Eiler for the position of executive secretary of the Traffic and Safety Commission was read, and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed; together with E. E. Eiler's application.

Communication from the City Manager reporting on the request of the City of La Mesa to connect with the City's sewer system was read.

RESOLUTION NO. 70249, recorded in Book 62 of Resolutions, referring to the City Attorney for preparation of an agreement the communication from the City Manager, bearing Document No. 316591, recommending that the City of San Diego enter into an agreement with the City of La Mesa for the construction of a sewage transmission line within the boundaries of the City of San Diego, permitting the City of La Mesa to join on to said line, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to the application of Sheridan J. Ratcliff for the position of safety expert or coordinator was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed; together with Sheridan J. Ratcliff's application.

By unanimous consent, RESOLUTION NO. 70250, recorded in Book 62 of Resolutions, authorizing the City of San Diego, through the City Manager, to make application for membership in the American Shore and Beach Preservation Association; and authorizing the City Attorney to prepare and present an ordinance appropriating the sum of one hundred dollars from the Council's Travel Fund, for the purpose of paying the membership fee of the City in said association, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70251, recorded in Book 62 of Resolutions, authorizing and empowering Arthur Payne, Collector, in the office of the City Treasurer of the City of San Diego, to file claims in the Small Claims Court on behalf of the City of San Diego, and to appear and prosecute said actions, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, communication from Heller Investment Company relative to its petition for closing the Alley in Block 20, Montemar Ridge Unit No. 1, was presented.

RESOLUTION NO. 70252, recorded in Book 62 of Resolutions, amending Resolution No. 69918, granting the petition of Heller Investment Co., 908 San Diego Trust & Savings Building, et al., for closing a portion of the Alley in Block 20, Montemar Ridge Unit No. 1, lying easterly of Lots 1, 2 and 3 of said Block, and a portion of Rosecrans Street, by deleting from said resolution the following words: "together with the costs of moving existing utilities", was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Engineer reporting on bids for paving the Alley in Block 53, University Heights, was presented and ordered filed.

RESOLUTION NO. 70253, recorded in Book 62 of Resolutions, awarding to J. H. Caudell and Arthur S. Johnson, co-partners doing business under the firm name and style of Caudell & Johnson; the contract for paving and otherwise improving the Alley in Block 53, University Heights, under Resolution of Intention No. 69806, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70254, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing of electric current for Seventh Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70255, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing of electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70256, recorded in Book 62 of Resolutions, for furnishing of electric current for La Playa Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70257, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving the Alley in Block "C", Altadena, and a portion of Thorn Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70259, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for grading Estudillo Street, between the northeasterly line of Pacific Highway and the southwesterly line of Moore Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70260, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing wage scale for work involved in paving the Alley in Block 46, Park Villas, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70261, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report regarding the estimated cost of paving the Alley in Block 26, Ocean Beach, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70262, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report regarding the estimated cost of paving the Alley in Block 4, Eastgate, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70263, recorded in Book 62 of Resolutions, directing the San Diego Consolidated Gas & Electric Company to change over fourteen 400 c.p. street lights to 600 c.p. street lights at various locations on Washington Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70264, recorded in Book 62 of Resolutions, accepting the deed of Katherine A. Galyean for sewer right of way, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70265, recorded in Book 62 of Resolutions, accepting the deed of Cassa E. Love for sewer right of way, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70266, recorded in Book 62 of Resolutions, accepting the deed of Henry G. Fenton and Emily B. Fenton for certain parcels of land lying within the Rancho Janal, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70267, recorded in Book 62 of Resolutions, accepting the deed of C. S. Bond for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70268, recorded in Book 62 of Resolutions, directing the Auditor and Comptroller of the City to transfer from the General Reserve Account of the City the following sums, to-wit:

To Bond Interest and Redemption Fund, the sum of	\$267,080.85;
To San Dieguito Fund, the sum of	\$104,378.76;
To the General Fund, the sum of	\$88,540.39;

and authorizing the return to said General Reserve Account the amounts specified, before the end of the current fiscal year; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

A proposed Ordinance amending Ordinance No. 13375 (Building Code), approved December 7, 1931, by adding thereto two new sections, which shall be numbered Sections 1112 and 1512, was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, continued for one week.

ORDINANCE NO. 1682, New Series, recorded in Book 47 of Ordinances, regulating traffic upon the north side of Russ Boulevard between Sixteenth Street and a point 270 feet west of the west line of Fifteenth Street, and providing a penalty for the violation thereof, 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 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.

ORDINANCE NO. 1683, New Series, recorded in Book 47 of Ordinances, declaring that portion of Cedar Street, between the east and west lines of Thirty-first Street, in the City of San Diego, a Boulevard, and providing a penalty for violation thereof, 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 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.

ORDINANCE NO. 1684, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the purchase of electrical conduit material, and pipe and fittings to be placed in the Washington Street Bridge over and across Sixth Avenue, was on motion of Councilman Simpson, 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.

Communication from Dan F. Taylor, Educational Chairman, Communist Party, requesting the use of the City Council Chamber on the evening of November 22nd for a Thanksgiving Day - Anti War meeting was presented by unanimous consent.

RESOLUTION NO. 70269, recorded in Book 62 of Resolutions, referring to the City Manager with power to act, on advice of the City Attorney, the communication from Dan F. Taylor, Educational Chairman, Communist Party of San Diego, requesting use of the Council Chamber on the evening of November 22nd for a Thanksgiving Day - Anti War meeting, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Thereupon, on motion, the meeting was adjourned.

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

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

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, November 14th, 1939.

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

On motion of Councilman Housh, seconded by Councilman Flowers, the minutes of the regular meeting of Wednesday, November 8th, 1939, were approved without reading.

At this time Councilman Fish entered and took his seat.

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, 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, RESOLUTION NO. 70270, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting El Cajon Boulevard Lighting District No. 1, 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 appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block H, Altadena, under Resolution of Intention No. 69467, the Clerk reported that no 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. 70271, recorded in Book 62 of Resolutions, confirming the City Engineer's Assessment No. 1685, for the work of paving and otherwise improving the Alley in Block H, Altadena, under Resolution of Intention No. 69467, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

At this time Councilman Weggenman entered and took his seat.

At this time a majority of the members of the Council signed the bond of Leo M. Hickley as City Boiler Inspector.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the application of the Lo Fare Cab Company for three additional taxicab licenses, the Mayor inquired if any interested persons were present who desired to be heard.

Attorney Ray Miller, representing the Lo Fare Cab Company, spoke on behalf of the application, asking for three more licenses.

Attorney Edgar Hervey, representing Thomas J. McTague, half owner of the Lo Fare Cab Company, spoke opposing the issuance of more licenses.

Mr. E. J. Hornung, of the Lo Fare Cab Company, spoke requesting three additional licenses.

On motion of Councilman Knox, seconded by Councilman Weggenman, the matter was tabled for two weeks; with the understanding that the Council will meet in conference next Monday at 2:00 P.M. to study the taxicab ordinance. Councilman Housh voted "Nay" on the motion to table the matter.

Petition of the Portuguese Pentecostal Church for street meeting permit was presented; together with conditional recommendation for approval from the Social Welfare Director.

RESOLUTION NO. 70272, recorded in Book 62 of Resolutions, granting permission to the Portuguese Pentecostal Church, by Frank M. Silva, P.O.Box 553, Point Loma, to conduct street meetings at the intersection of Canyon and Scott Streets beginning at 7:30 on Saturday nights of each week; providing the closing hour of the meetings shall be not later than 9:30 P.M.; that no wind instruments shall be used; and that no community solicitation of funds shall be made on behalf of the work or for any cause whatsoever; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of C. L. Holcomb for zone variance at 6928 Amherst Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70273, recorded in Book 62 of Resolutions, granting permission to C. L. Holcomb, 6928 Amherst Street, to erect and operate for a period of two years a cabinet shop on Lot 22, Block 9, La Mesa Colony, in the rear of 6928 Amherst Street, in an R-2 Zone; on the condition that no further expansion of buildings or equipment be made (maximum horsepower motors are 3/4 h.p.); and that the hours of operation of the place be from 7:30 A.M. to 6:00 P.M.; and granting a variance to the restrictions of Ordinance No. 13588 on the property mentioned for a period of two years from the date of this resolution; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Florence C. Arsenault and O.J.L. Arsenault, for a zone variance at 39th Street and Circle Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70274, recorded in Book 62 of Resolutions, granting permission to O. J. L. Arsenault and Florence C. Arsenault, 4897 Circle Drive, to erect a second residence on Lots 45 and 46, Bonnie Brae, in an R-1 Zone; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman

Housh, seconded by Councilman Simpson, adopted.

Petition of S. A. Foushee for zone variance at 29th and Ivy Streets was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 70275, recorded in Book 62 of Resolutions, denying the petition of S. A. Foushee, 3305 Upas Street, for a variance to the restrictions of Ordinance No. 12795, to erect a 6-Unit Court on Lots 10, 11, and 12, Block 64, Seaman & Choates Subdivision, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of J. Zywert for a variance to building restrictions at Falcon Street and West Washington Street was presented; together with recommendation for approval from the City Planning Commission for a three-year period.

RESOLUTION NO. 70276, recorded in Book 62 of Resolutions, granting permission to J. Zywert, 811 West Washington Street, to remodel a store building on Lots 20 to 23, inclusive; Block 67, Arnold and Choates Addition, for living quarters for a three-year period, without observing the usual 3-foot side yard requirement in Zone C; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924 as amended, on the property mentioned, for a period of three years from the date of this resolution; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of Rose Hess for variance to building restrictions at 1721 Second Avenue was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 70277, recorded in Book 62 of Resolutions, denying the petition of Rose Hess, 1721 - 2nd Avenue, for variance to restrictions of Section 8a of Ordinance No. 8924, as amended, on the north 47 feet of Lot E, Block 218, Horton's Addition, to remodel an existing building into living quarters, in a "C" Zone, with a side yard of 3 feet, a rear yard of 18 inches and a lot coverage of 60 per cent; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Wm. L. Shanks for setback suspension on Dickinson Street was presented; together with recommendation from the City Planning Commission that the petition be granted.

RESOLUTION NO. 70278, recorded in Book 62 of Resolutions, granting to Wm. L. Shanks, 4912 Panama Place, permission to construct garages for a 9-Unit Court at 110 Dickinson Street, on Lots 9 to 12, Block 5, First Street Addition, to within 11 feet 4 inches of Dickinson Street; and suspending the provisions of Setback Ordinance No. 12321, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Application of Mrs. Ella Mae Hill for license to conduct public dance on premises where intoxicating liquor is sold at 942 Columbia Street was presented; together with recommendation from the Chief of Police, approved by the City Manager, that the application be granted; and a favorable recommendation from the Social Welfare Director.

RESOLUTION NO. 70279, recorded in Book 62 of Resolutions, granting the application of Ella Mae Hill, 942 Columbia Street, for license to conduct public dance at the address mentioned, on premises where intoxicating liquor is sold; subject to compliance with existing regulations; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving 36th Street, between Adams Avenue and Mountain View Drive, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 6" asphalt concrete.

RESOLUTION NO. 70280, recorded in Book 62 of Resolutions, granting the petition for paving 36th Street, between Adams Avenue and Mountain View Drive; type of pavement to be 6" asphalt concrete; and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

By unanimous consent, petition of the Adams Avenue Retailers Association for permission to decorate streets in the vicinity of Adams Avenue and Thirty-third Street was presented.

RESOLUTION NO. 70281, recorded in Book 62 of Resolutions, granting permission to Adams Avenue Retailers Association, by Harrison Mason, Secretary, to decorate the streets, as in years past, for Christmas, in the vicinity of Adams Avenue and Thirty-third Street, as petitioned for in Document No. 316689, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70282, recorded in Book 62 of Resolutions, referring to the City Manager the matter of the City wiring, or sponsoring the wiring of a small club house for boys in North San Diego, with the request that he arrange to have the work done, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of a 400 c.p. overhead street light at the intersection of Chestnut and Jackson Streets was presented.

RESOLUTION NO. 70283, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install one 600 c. p. overhead street light at the intersection of Chestnut and Jackson Streets, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from H. E. Moore requesting clerical help during the finishing work on the ground floor at the Civic Center was presented and read.

RESOLUTION NO. 70284, recorded in Book 62 of Resolutions, granting the request of H. E. Moore, Superintendent of Construction on the Civic Center ground floor finishing, for the employment of Mrs. Charlotte Brown, salary to be payable from the joint City-County Civic Center Construction Fund; and requesting the City Attorney to prepare

the necessary papers, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the South of Broadway Business Men's Association relative to the location of the proposed civic auditorium, and suggesting the block now occupied by the Lincoln School be used for this purpose, was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the City Auditor and Comptroller reporting on the Civic Center Administration Building joint control fund was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from J. M. Smith, Past Superintendent Toledo Schools, relative to rowdyism of high school students after football games, etc., was read, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from City Engineer recommending a drain in Polk Avenue, from 43rd to 47th Streets, to afford an outlet for drainage on three low alleys, and to remedy a bad condition on Polk Avenue, was presented and read.

Communications from Mrs. Mary E. Beilby relative to paving the Alley in Block 54, Fairmount Addition, adjoining this portion of Polk Avenue, were ordered filed.

Petition of Property Owners for paving the Alley in Block 54, Fairmount Addition, was held in abeyance, pending the installation of proper drainage.

RESOLUTION NO. 70285, recorded in Book 62 of Resolutions, adopting the recommendation of the City Engineer, approved by the City Manager, that the City provide material and labor for construction of a drain in Polk Avenue, from 43rd Street to 47th Street, with W.P.A. Labor, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, recommending that the Council initiate proceedings for the installation of an ornamental lighting system on Market Street, between State Street and Pacific Highway, was presented.

RESOLUTION NO. 70286, recorded in Book 62 of Resolutions, adopting the recommendation of the City Engineer, approved by the City Manager, bearing Document No. 316676, that proceedings be initiated for the installation of an ornamental lighting system on Market Street between State Street and Pacific Highway, under the 1911 Improvement Act; and directing the City Engineer to submit a plat of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from Mrs. Margaret (Mother) Jackson relative to the employment of Police Women was read, and on motion of Councilman Simpson, seconded by Councilman Knox, ordered filed.

Communication from the Purchasing Agent recommending the advertising for bids for sandblasting, painting and enameling the Chesterton water tank was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 70287, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for sandblasting, painting and enameling of the Chesterton water tank, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 316684, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Attorney submitting an opinion relative to Police Matrons performing the duties of Police Women was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed without reading.

Communication from the City Attorney relative to Lease and Option to Purchase Mission Beach Amusement Center was read, and on motion of Councilman Simpson, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 70288, recorded in Book 62 of Resolutions, authorizing the City Manager to execute a lease and option agreement on behalf of the City of San Diego with E. Leslie Pickering as administratrix of the Estate of Ernest Pickering, deceased, for the use and occupation of Mission Beach Amusement Center, together with personal property; and further authorizing the City Manager to enter into concession agreements for and on behalf of the City of San Diego with Agnes Peters, Mr. & Mrs. R. A. Lindstrom, Fred Charlesworth, George Freige and Tom LaMar, under the terms and conditions set forth in their agreements with E. Leslie Pickering and said Estate, and under such other terms and conditions as may be just and proper; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

ORDINANCE NO. 1685, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2500.00 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the payment of rental on the Mission Beach Amusement Center to and including June 30, 1940, 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 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.

Petition of the Southeastern Chamber of Commerce for use of the Stadium for a football game; receipts to be used in staging a Christmas celebration in the southeastern part of the City; was presented and read, by unanimous consent.

RESOLUTION NO. 70289, recorded in Book 62 of Resolutions, granting permission to the Southeastern Chamber of Commerce, 2188 Logan Avenue, by E. J. Parker, for use of the Balboa Stadium for the purpose of putting on a football game, the receipts of the game to be used in staging Christmas celebration in the southeastern part of the City, providing the said organization pays for the lighting of the Stadium and agrees to clean the Stadium following the game, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

By unanimous consent, Communication from H. E. Moore relative to construction work at the Police Headquarters, Jail and Court Rooms Building was read, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 70290, recorded in Book 62 of Resolutions, referring to the City Manager for correction any defects in the Police Headquarters Building that can be attributed to the contractor, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70291, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for La Playa Lighting District No. 1, to and including November 24, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids for furnishing electric current for Logan Avenue Lighting District No. 1, was presented and read.

RESOLUTION NO. 70292, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Logan Avenue Lighting District No. 1, to and including November 15th, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70293, recorded in Book 62 of Resolutions, approving and adopting the plans, drawings, and specifications for paving the Alley in Block 46, Park Villas; and approving the Plat of the assessment district; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 70294, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 46, Park Villas, between the north line of Dwight Street and the south line of Landis Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 70295, recorded in Book 62 of Resolutions, for paving and otherwise improving Beardsley Street, under Resolution of Intention No. 70131, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70296, recorded in Book 62 of Resolutions, directing that the assessment for paving and otherwise improving Beardsley Street, under Resolution of Intention No. 70131, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70297, recorded in Book 62 of Resolutions, directing that the work of paving and otherwise improving Beardsley Street, under Resolution of Intention No. 70131, shall be done under the direction of the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 70298, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 174, University Heights, and Lincoln Avenue, under Resolution of Intention No. 70111, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70299, recorded in Book 62 of Resolutions, directing that the assessment for paving and otherwise improving the Alley in Block 174, University Heights, and Lincoln Avenue, under Resolution of Intention No. 70111, shall be made and signed by the City Engineer, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70300, recorded in Book 62 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 174, University Heights, and Lincoln Avenue, under Resolution of Intention No. 70111, shall be done under the direction of the City Engineer, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70301, recorded in Book 62 of Resolutions, approving the Engineer's Report and fixing time and place for hearing thereon for paving and otherwise improving the north and south Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west alleys in said Blocks, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70302, recorded in Book 62 of Resolutions, approving the Engineer's report and fixing time and place for hearing thereon for paving and otherwise improving the Alley in Block 55, University Heights, between the north line of Monroe Avenue and the south line of Madison Avenue, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO 70303, recorded in Book 62 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 72, Ocean Beach, and Newport Avenue,

was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70304, recorded in Book 62 of Resolutions, approving the diagram of the assessment district for paving and otherwise improving the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70305, recorded in Book 62 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau, in the sum of \$628.08, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70306, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 23, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70307, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 24, of the Administration Building and Grounds Department, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

By unanimous consent, Communication from Councilman Harley E. Knox relative to traffic accidents in San Diego was read, and on motion of Councilman Simpson, seconded by Councilman Fish, ordered filed; with thanks to Councilman Knox for the suggestions contained in the communication.

On motion of Councilman Knox, seconded by Councilman Flowers, a conference was called for 2:00 o'clock P.M. to-day.

Communication from Oscar G. Knecht, Chief Inspector, approved by the City Manager, submitting an ordinance amending the Building Code, was presented and ordered filed.

ORDINANCE NO. 1686, New Series, recorded in Book 47 of Ordinances, amending Ordinance No. 13375 (Building Code), Approved December 7, 1931, by adding thereto two new Sections, which sections shall be numbered Sections 1112 and 1512; relative to Type VII Building Construction; and athletic fields and skating rinks located on leased City lands; 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 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.

A proposed Ordinance regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance; was presented, and on motion of Councilman Housh, seconded by Councilman Knox, a hearing on said proposed ordinance was set for December 5th, 1939, at the hour of 10:00 o'clock A.M.

ORDINANCE NO. 1687, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 49, Ocean Beach, in the City of San Diego, between the northwesterly line of Sunset Cliffs Boulevard and the southeasterly line of Cable Street, was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman 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.

ORDINANCE NO. 1688, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 6, Wilshire Place, in the City of San Diego, between the north line of El Cajon Boulevard and the south line of Meade Avenue, was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman 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.

ORDINANCE NO. 1689, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 1, City Heights Annex No. 1, in the City of San Diego, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Housh, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman 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.

Petition from Martha E. Kelley for special plumbing permit at 2455 Columbia Street was presented; together with a communication from the Health Department stating that they cannot approve the request; and a communication from the City Manager recommending

that the petition be denied.

RESOLUTION NO. 70308, recorded in Book 62 of Resolutions, denying the petition of Martha E. Kelley, 2455 Columbia Street, for permission to connect plumbing in the house recently moved to that location with the sewer line without testing of plumbing, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Thereupon, on motion, the meeting was adjourned.

Herbert E. Fish
Vice-Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, November 21st, 1939.

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 Fish at 10:00 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 Herbert E. Fish acted as chairman.

On motion of Councilman Flowers, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, November 14th, 1939, were approved without reading.

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 cost for paving and otherwise improving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, the Clerk reported that no written protests had been received.

Whereupon, the Vice-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 proceedings were referred to the City Attorney.

Petition of the San Diego Children's Home for a free license to operate an automobile parking lot opposite the Balboa Stadium was presented; together with a communication from the City Attorney relative to said petition; and on motion of Councilman Weggenman, seconded by Councilman Knox, the matter was referred to the City Manager.

Petition of John W. Wilson for re-consideration of petition to change the name of Bach Avenue to "East Broadway" was presented; and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Planning Commission.

Petition of North Park Business Men's Association for permission to decorate University Avenue and 30th Street for the Christmas season was presented and read.

RESOLUTION NO. 70309, recorded in Book 62 of Resolutions, granting permission to North Park Business Men's Association, by O. H. Stevenson, to decorate University Avenue and Thirtieth Street, as in years past, for Christmas, as petitioned for in Document No. 316799, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving Date Street, from Granada Avenue to Dale Street, was presented; together with communication from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 4" of asphalt concrete.

RESOLUTION NO. 70310, recorded in Book 62 of Resolutions, granting the petition for paving Date Street, from Granada Avenue to Dale Street, as contained in Document No. 316522; type of pavement to be 4" asphalt concrete; and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 43, W. P. Herbert's Subdivision, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; the pavement to be 3" asphalt concrete on a 3" crushed rock base.

RESOLUTION NO. 70311, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 43, W. P. Herbert's Subdivision, as contained in Document No. 316526; type of pavement to be 3" asphalt concrete on a 3" crushed rock base; and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block "B", Altadena, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" asphalt concrete on 3" of crushed rock.

RESOLUTION NO. 70312, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block "B", Altadena, as contained in Document No. 316690; type of pavement to be 3" asphalt concrete on a 3" crushed rock base; and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, RESOLUTION NO. 70313, recorded in Book 62 of Resolutions, referring to the City Manager the matter of the proposed paving of E Street, between 27th and 28th Streets, for determination if the public necessity requires the improvement, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted..

Communication from E. De Shong protesting against the proposed Bus Service for Mission Beach and vicinity was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from Carl Schroder, chairman of a meeting held by various groups on November 15th, relative to a Bus line through Mission Beach, and other matters affecting the beach area, was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from Ed Fletcher relative to spending the Sutherland Dam Bond Fund was read, and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

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

Communication from C. Leon de Aryan relative to Senator Ed Fletcher's suggestions for spending the Sutherland Dam Bond Fund was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, filed without reading.

Communication from C. Leon de Aryan relative to Minors patronizing bars and cocktail lounges was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, filed without reading.

Communication from C. Leon de Aryan relative to various matters was presented, and on motion of Councilman Simpson, seconded by Councilman Weggenman, filed without reading.

Communication from Engelhorn-Hunter suggesting the use of the block lying between A and Ash Streets, 9th and 10th Avenues, as a site for a Civic Auditorium was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from the Park Commission relative to the use of the Federal Building for convention purposes was presented and ordered filed; together with communication from Joseph E. Dryer re need of a convention Hall; communication from the American Legion re need of Convention Hall and Communication from San Diego County Development Federation relative to the need of a convention Hall.

Communication from the City Manager relative to the use of the Federal Building for a Convention Hall, and recommending that the Board of Supervisors move the projects from the Federal Building to the Food and Beverage Building, was read and on motion ordered filed.

Mr. Harry Foster and Commander T. C. Ryan orally urged the Council to make the Federal Building available for auditorium facilities.

RESOLUTION NO. 70314, recorded in Book 62 of Resolutions, requesting the San Diego County Board of Supervisors to move the W.P.A. Sewing Project from the Federal Building in Balboa Park, to the Food and Beverage Building, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

By unanimous consent, a delegation from Pacific Beach presented the matter of the development of a recreational center at this time. All interested parties were heard in this connection, but no definite action taken.

By unanimous consent, communication from the San Diego County Badminton Association relative to needed facilities was read.

RESOLUTION NO. 70315, recorded in Book 62 of Resolutions, referring to the City Manager for investigation and recommendation for the Council meeting of November 28th, 1939, the communication from the San Diego County Badminton Association, by Dr. L. P. Hoogbruin, President, requesting the City to provide dressing rooms and showers for the Municipal Gymnasium in Balboa Park, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of various street lights was presented and ordered filed.

RESOLUTION NO. 70316, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas & Electric Company to install 400 c.p. street lamps at certain locations was on motion of Councilman Housh, seconded by Councilman Knox, adopted. The locations specified were:

Coronado Avenue at Sunset Cliffs Blvd.
Estelle Street at 61st Street.
Meade Avenue at 61st Street

Meade Avenue at Vale Way.
 Rosecrans Street at Newell Street.
 Maryland Street at Maryland Place.
 Polk Avenue at Central Avenue.

Communication from the City Engineer, approved by the City Manager, relative to the acquisition of land for the extension of Vista Street, north of Adams Avenue, was read, and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Attorney.

Communication from W. E. Harper thanking the Council for his appointment as a member of the Harbor Commission was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager submitting communication from Harry Warburton relative to the ten-year recreation program as prepared by W. A. Kearns, Playground Director; with the information that the school authorities are installing a playground area at 54th Street and El Cajon Boulevard which will be one of the largest in the City; was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from the City Manager relative to damage to a fire hydrant by Luther Beard was presented, and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

RESOLUTION NO. 70317, recorded in Book 62 of Resolutions, authorizing the City Manager to sign a release from the Fidelity and Casualty Company of New York in the sum of \$50.54; covering damage to a City fire hydrant by an automobile belonging to Luther Beard, on or about the 31st day of October, 1939; subject to approval of the City Attorney; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the City Manager recommending the execution of an agreement for employment of State Relief Administration Workers for recreation and child supervision in the Neighborhood House was presented and read.

RESOLUTION NO. 70318, recorded in Book 62 of Resolutions, authorizing the City Manager to sign the form of agreement for employment of State Relief Administration Workers for recreation and child supervision in the Neighborhood House; the City's share of the money to be furnished by the Neighborhood House; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the City Manager relative to reduction plants operating in the southeastern portion of the City was read.

RESOLUTION NO. 70319, recorded in Book 62 of Resolutions, referring to the City Manager and the City Attorney for recommendation on what definite action can be taken to correct the undesirable situation caused by reduction plants in the southeastern portion of the City, the communication from Memorial Coordinating Council, bearing Document No. 316061, and other documents attached thereto, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the San Diego Highway Development Association requesting that Councilman Fred Simpson be authorized to represent the City at a meeting of the State Chamber of Commerce in the interest of the highway program was presented and read.

RESOLUTION NO. 70320, recorded in Book 62 of Resolutions, requesting Councilman Fred W. Simpson to attend the meeting of the State Chamber of Commerce at the Palace Hotel, San Francisco, November 30 to December 1, 1939, for the purpose of contacting members of the Highway Commission in the interest of the highway program; and authorizing Councilman Simpson to incur the necessary expense, to be paid from the Council's Travel Fund, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the District Engineer's Office, Division of Highways, transmitting first supplemental memorandum of agreement for 1/4 cent Gas Tax allocation, was presented, and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Attorney for proper form of resolution.

RESOLUTION ORDERING IMPROVEMENT NO. 70321, recorded in Book 62 of Resolutions, for the furnishing of electric current for El Cajon Boulevard Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 70322, recorded in Book 62 of Resolutions, for closing a portion of Gregory Street described in said resolution, near the intersection of Nutmeg Street with Gregory Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70323, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report and estimate of cost upon the proposed paving and otherwise improving of Hawthorn Street, between 29th Street and Dale Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70324, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report and estimate of cost upon the proposed paving and otherwise improving of the Alley in Block 152, Mission Beach, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70325, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving Menlo Avenue, between El Cajon Boulevard and the north line of the Granada Tract, was on motion of Councilman Fish, seconded by Councilman

Weggenman, adopted.

RESOLUTION NO. 70326, recorded in Book 62 of Resolutions, determining that owners of 15% of the area of the proposed district have not demanded such investigation and report as is provided for under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, in connection with the proposed paving of the Alleys in Block 111, University Heights; and directing the City Engineer to prepare the necessary plans and specifications for paving and otherwise improving the north and south Alley and the east and west Alley in said block; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Harbor Commission transmitting a resolution ratifying a tideland lease with the Star & Crescent Boat Company was read and ordered filed.

RESOLUTION NO. 70327, recorded in Book 62 of Resolutions, ratifying, confirming and approving a lease entered into by the Harbor Commission with Star & Crescent Boat Company, for a period of ten years beginning on the 1st day of December, 1939, on certain tidelands south of Broadway, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70328, recorded in Book 62 of Resolutions, re-employing Charlotte Brown as temporary Clerical Assistant to the Chief Inspector or Superintendent of Construction for finishing work on the ground floor of the Civic Center Administration Building; one-half of the salary to be paid by the City and one-half by the County, from the Civic Center Completion Construction Fund; and providing that this resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Attorney relative to procedure for handling tax deeded properties; and submitting a form of resolution outlining the procedure to be followed in such matters; was read and ordered filed.

A proposed Resolution authorizing the City Auditor and Comptroller, in co-operation with a County of San Diego representative, to investigate and appraise the value of all tax deeded property within the City which it is proposed to sell at public auction, and to recommend concerning the adequacy and fairness of the amount any applicant is willing to bid for such property; and outlining the procedure to be followed in such matters; was presented and on motion of Councilman Knox, seconded by Councilman Weggenman, tabled for one week, and referred to a conference to be held next Monday.

RESOLUTION NO. 70329, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the purchase of twenty automobiles for use in the Police Department, in accordance with specifications, bidding instructions, etc., contained in Document No. 316831, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, Mrs. Mary L. Fay, of the League of Women Voters, addressed the Council, asking the Council what action is being taken toward re-employment of Police Women.

Communication from the City Engineer reporting on postal cards returned in connection with the proposed paving of Nile Street was presented and read.

Communication from Charles C. Crouch requesting that certain property owners be heard regarding the matter was read and filed.

Mr. & Mrs. John S. Bonatus were heard; and requested permission to withdraw postal cards submitted by them relative to the proposed paving of Nile Street; stating that they do not demand an investigation and report under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

RESOLUTION NO. 70330, recorded in Book 62 of Resolutions, granting permission to Mr. and Mrs. John S. Bonatus to change their request demanding that the investigation be made for paving Nile Street to not demanding that the investigation be made; and referring to the City Engineer for a revised report Document No. 316768, endorsed, "Communication from City Engineer reporting on postal cards returned for paving Nile Street"; and referring the proceeding to the City Attorney for a resolution finding that there are less than 15% of the property owners affected by the proposed work who demand the investigation; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70331, recorded in Book 62 of Resolutions, accepting the deed of Henry E. Gehrke and Anna E. Gehrke for a portion of Pacific Highway, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70332, recorded in Book 62 of Resolutions, accepting the quitclaim deed of Rebecca Offer for a portion of Paradise Valley Road, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70333, recorded in Book 62 of Resolutions, accepting the deed of Mary Jemima Lightner for a portion of Paradise Valley Road, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70334, recorded in Book 62 of Resolutions, accepting the deed of Samuel Brown and Maud M. Brown for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70335, recorded in Book 62 of Resolutions, accepting the deed of Angelo J. Musante for a portion of Paradise Valley Road, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70336, recorded in Book 62 of Resolutions, authorizing the City Manager to negotiate with the proper authorities of the Federal Art Project, under whose auspices certain murals were to be executed, for the acquisition by the City, in lieu of said murals, of 28 paintings for placing in the City and County Administration Building in the Civic Center, in exchange for the cash balance remaining of the City's sponsor-contribution to the mural project, together with such unused materials as have heretofore been purchased out of said appropriation, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from Frank O'Farrell, representing Mr. Chas. Reiffel and Mr. Geo. Rhone, artists who have submitted sketches for murals in the Council Chamber, was read and ordered filed.

RESOLUTION NO. 70337, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to enter into a contract with Charles Reiffel and George Rhone; artists who have submitted sketches for three proposed murals to be placed in the City Council Chamber; for the execution and placement in said Chamber of three non glaze murals, in oil, on canvas, for a total cost of \$625.00, under certain specified conditions, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

By unanimous consent, communication from H. Louis Bodmer offering his services as Architect for proposed buildings in the Logan Heights District was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager for a report on feasibility.

By unanimous consent, RESOLUTION NO. 70338, recorded in Book 62 of Resolutions, directing city employees to cease and desist from parking and leaving their cars along the curbs of Pacific Highway and Harbor Street adjacent to the Civic Center Grounds; and requesting the City Manager to cause a written notice of this resolution to be furnished to each Department Head, with the request that the department heads advise each member of every department of such regulation; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

By unanimous consent, Mrs. June Monroe, representing Mrs. Charlotte Napper, 3494 Main Street, requested the Council to order sidewalks installed on Main Street, between 32nd and Division Streets, to prevent the parking of autos on the sidewalk area.

RESOLUTION NO. 70339, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to prepare and submit a plat of the district to be assessed for the installation of sidewalks on both sides of Main Street, between 32nd Street and Division Street, for the purpose of commencing proceedings for said work, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

At this time a majority of the members of the Council signed:
Bond of Arthur C. Payne as Collector, City Treasurer's Office.
Auctioneer's Bond of George F. Arterburn, d.b.a. Commercial Auction House.

ORDINANCE NO. 1690, New Series, recorded in Book 47 of Ordinances, Regulating Traffic on Girard Avenue, between Prospect Street and Silverado Street, in the City of San Diego, and providing a penalty for the violation thereof, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1691, New Series, recorded in Book 47 of Ordinances, Creating and establishing in the Manager's Control Department, Engineer's Bureau, the position and title of Blue Printer; and creating and establishing in the Park Department, Cemetery Division, the position and title of Business Manager, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1692, New Series, recorded in Book 47 of Ordinances, Fixing and establishing a schedule of compensation for certain employees in the Classified Service of the City of San Diego, 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 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. 1693, New Series, recorded in Book 47 of Ordinances, Adopting a distinctive marking for the roadways in the City of San Diego, and providing a penalty for the violation thereof, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman 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. 1694, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$625.00 out of the General Fund of the City of San Diego for the purpose of providing funds for payment to Charles Reiffel and George Rhone for execution and placement of three murals in the City Council Chamber, 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 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. 1695, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$7500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of purchasing material and hiring labor for repair of Streets, Bridges and Culverts in said City, was on motion of Councilman Housh, seconded by Councilman 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.

Communication from the City Attorney submitting draft of an ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using natural or artificial gas; providing for the approval of materials, devices and appliances using natural or artificial gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance, was presented and read.

On motion, a hearing on the proposed ordinance was set for December 5th, 1939, at the hour of 10:00 o'clock A.M.

Communication from the City Attorney submitting draft of an ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard electrical materials, devices and appliances; providing for the approval of electrical materials, devices and appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), Adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance, was presented and read.

On motion, a hearing on the proposed ordinance was set for December 5th, 1939, at the hour of 10:00 o'clock A.M.

Communication from the City Attorney submitting a draft of an ordinance creating a special fund, to be known as the "Sundry Engineering Fees and Charges Revolving Fund" for handling contributions received by the City on account of street closings, inspection and work done by private contract, etc., was presented and read, and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

ORDINANCE NO. 1696, New Series, recorded in Book 47 of Ordinances, creating in the office of the City Treasurer of the City of San Diego a special fund, to be known as the "Sundry Engineering Fees and Charges Revolving Fund," and providing for deposits therein and withdrawals therefrom, 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 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.

A proposed Ordinance amending Sections 2, 3, 5, 23 and 39 and Repealing Section 36 of Ordinance No. 817 (New Series), adopted January 28, 1936, and repealing Ordinance No. 1148 (New Series), adopted May 4, 1937, relative to rules and regulations for the water system of the City of San Diego, was presented, and on motion of Councilman Housh, seconded by Councilman Fish, tabled for one week.

ORDINANCE NO. 1697, New Series, recorded in Book 47 of Ordinances, establishing the grade of Primrose Drive, in the City of San Diego, California, between the northwesterly line of Soledad Avenue and the northwesterly termination of Primrose Drive in Villa Tract La Jolla Park, according to Map No. 976 filed in the office of the County Recorder of San Diego County, 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 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.

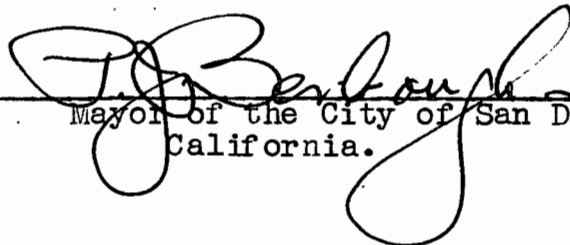
ORDINANCE NO. 1698, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 26, Ocean Beach, in the City of San Diego, California, between the southeasterly line of Ebers Street and the northwesterly line of Froude Street, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1699, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 16, Subdivision of Lots 20 to 50, Block "N", Teralta, in the City of San Diego, California, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

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



Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, November 28th, 1939.

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 Flowers, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, November 21st, 1939, were approved without reading.

Petition of Lo Fare Cab Company for hearing on application for three additional taxicab licenses was again presented, and after all interested persons had been heard, on motion of Councilman Weggenman, seconded by Councilman Knox, the petition was denied.

Thereupon, RESOLUTION NO. 70340, recorded in Book 62 of Resolutions, denying the application of the Lo Fare Cab Company, by Edward Joseph Hornung, contained in Document No. 316583, for three additional taxicab operating permits, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

At this time Councilman Simpson entered and took his seat.

Petition of W. J. Bailey Company for setback suspension at Horton Avenue and Curlew Street was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70341, recorded in Book 62 of Resolutions, granting permission to W. J. Bailey Company, by G. L. Baldwin Jr., secretary, to construct a residence on Lots G, H, I and the south 25 feet of Lot J, Block 292, Horton's Addition, and the south 25 feet of Block 83, Middletown; providing that there shall be a setback on Laurel Street of at least fifteen 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 Harold K. Brisbane for variance to building restrictions on Third Avenue was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70342, recorded in Book 62 of Resolutions, granting permission to Harold K. Brisbane, 4136 - 3rd Avenue, to build a private garage on Lots 33 and 34, Block 12, Fifth Avenue Addition, to within twelve inches of the side lot line, if located fifty-six feet back from the front property line on Third Avenue; 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 Lloyd E. Russell for zone variance at Chatsworth Boulevard and Wildwood Road was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70343, recorded in Book 62 of Resolutions, granting permission to Lloyd E. Russell, 614 Electric Building, to erect three residences on Lots 1 and 2, Block 1, Wildwood; providing that a setback of fifteen feet be maintained along both Chatsworth Boulevard and Wildwood Street, and that each residence be on a lot of at least 5,000 square feet; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of the Jenkins Construction Company for zone variance on Golden Gate Drive and Madison Avenue was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70344, recorded in Book 62 of Resolutions, granting permission to Jenkins Construction Company, by Chas. A. Cosgrove, to erect two single-family residences on Villa Lot 81, University Heights, on condition that a fifteen-foot setback is maintained on Madison Avenue, and a five-foot setback is maintained on Golden Gate Drive; each dwelling to be located on a lot larger than the minimum City requirement; and granting a variance to the restrictions of Ordinance No. 12889 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Charles H. Hess for permission to construct an auto court on La Jolla Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70345, recorded in Book 62 of Resolutions, granting permission to Charles H. Hess, 2350 La Jolla Avenue, to construct a 4-unit addition to his auto court on Lots 3 and 4, Block 509, Old San Diego, was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the type of pavement to be 3" asphalt concrete on 3" of crushed rock.

RESOLUTION NO. 70346, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, as contained in Document No. 316749; type of pavement to be 3" of asphalt concrete on 3" of crushed rock; and authorizing the City Engineer to prepare and submit a plat of the district of lands to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Margaret J. Rankin, et al., requesting enforcement of an Ordinance prohibiting smoking in street cars and busses, was presented and read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Petition of Edward D. Feldman for free license to stencil house numbers on curbs was read, and on a motion of Councilman Knox, seconded by Councilman Weggenman, to refer the petition to the City Manager, the roll call showed the following, to-wit: Yeas--Weggenman and Knox. Nays--Councilmen Simpson, Housh, Fish, Flowers and Mayor Benbough. Absent--None.

Thereupon, RESOLUTION NO. 70347, recorded in Book 62 of Resolutions, denying the petition of Edward D. Feldman, 4484 Wilson Avenue, for a free license, or a license at a nominal fee, to stencil house numbers on the curbing in front of houses, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted. Councilmen Weggenman and Knox voted "Nay" on the motion.

Petition of patrons requesting that benches be provided on the grounds at the main library, at Eighth Avenue and E Street, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Library Commission.

Petition of the Hillcrest Business Association for permission to install loud speakers at four points on University Avenue for broadcasting Christmas music was presented and read.

RESOLUTION NO. 70348, recorded in Book 62 of Resolutions, granting permission to the Hillcrest Business Association, by Dan P. Harmer, president, to install loud speakers at Fourth and University Avenues, at Fifth and University Avenues, at Sixth and University Avenues and at Tenth and University Avenues for the purpose of broadcasting Christmas music from the United Brethren Church, and also records of Christmas music; with the understanding that the system will be installed by the Telephone Company and the R.C.A. Sound Company, on buildings from whose owners permission for the installation has been secured; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. Councilman Housh voted "Nay" on the motion.

At this time a majority of the members of the Council signed the auctioneer's bond of Arthur Daniel Hartson.

Communication from Lazelle DeLano Grahl to Councilman Addison E. Housh relative to a golf ball breaking the windshield of her car was presented and read.

Councilman Weggenman moved to refer the communication to the Manager; which motion lost for want of a second.

A motion was made by Councilman Simpson and seconded by Councilman Fish to grant the claim. This motion was withdrawn.

A motion was made by Councilman Housh to refer the communication to the City Manager to arrange for payment of the claim or cancellation of insurance; which motion lost for want of a second.

A motion was made by Councilman Simpson and seconded by Councilman Weggenman to refer the communication to the City Attorney for action. This motion was withdrawn.

A motion by Councilman Flowers to file the communication, and refer the matter of insurance to the City Manager lost for want of a second.

RESOLUTION NO. 70349, recorded in Book 62 of Resolutions, denying the petition of Lazelle DeLano Grahl, 4528 Highland Avenue, contained in Document No. 316927, for payment of \$8.71 by the City of San Diego for damage to the windshield of her automobile by a golf ball while driving north on Pershing Drive on September 2nd, 1939, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from Axel E. Larson relative to the proposed paving of E Street, between 27th and 28th Streets, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Hildur Larsen relative to the proposed paving of E Street, between 27th and 28th Streets, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Anna E. Becker relative to the proposed paving of E Street, between 27th and 28th Streets, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Lee Karrle and Fred Karrle relative to the proposed paving of E Street, between 27th and 28th Streets, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Albert A. James, Area Manager for the 6th Census Area, Headquarters Bakersfield, California, requesting the use of the entire Tenth Floor of the Civic Center Building from about the 12th of December, 1939, until the last of June, 1940, was read, and on motion of Councilman Knox, seconded by Councilman Fish, referred to the City Manager with power to act.

Communication from the United Indian War Veterans requesting representation on the Veterans' Advisory Commission was presented and read.

Mr. Robert W. Blue, secretary of the Veterans' Advisory Commission, reported verbally that the commission is in favor of amending the Ordinance to include a representative of the United Indian War Veterans.

Thereupon, ORDINANCE NO. 1700, New Series, recorded in Book 47 of Ordinances, Amending Section 1 of Ordinance No. 1532 of the Ordinances of the City of San Diego, entitled, "An Ordinance Creating a Veterans' Advisory Commission of the City of San Diego," adopted February 7, 1939, to include One representative from the United Indian War Veterans, 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 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 Thursday Club, by Muriel C. Glenn, corresponding secretary, requesting relief from the present condition of darkness in the Sunset Cliffs District since the discontinuance of street lighting about October 1st, 1939, was read, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from B. Van Dorston Paynter relative to the entertainment and comfort of elderly persons at the Mission Beach Amusement Center was read, and on motion of Councilman Housh, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Manager recommending the appointment of a San Diego River Flood Control Committee to confer with the Army Engineers on flood control problems was presented and read; and on motion of Councilman Weggenman, seconded by Councilman Knox, the recommendation was adopted.

Thereupon, RESOLUTION NO. 70350, recorded in Book 62 of Resolutions, appointing a San Diego River Flood Control Committee to confer with the Army Engineers on flood control problems of the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted. The Committee was composed of the following:

P. J. Benbough, Mayor;
 Fred W. Simpson, Councilman;
 General R. H. Van Deman, Harbor Commissioner;
 James I. Cahill, President, San Diego River Flood Control Association;
 D. L. Ault, City Attorney;
 Glenn A. Rick, City Planning Engineer; and
 Fred D. Pyle, Hydraulic Engineer.

Communication from the San Diego County Badminton Association relative to needed facilities at the Municipal Gymnasium in Balboa Park was presented; together with a communication from the City Manager stating that the construction of showers is included in a W.P.A. project which has been approved, and that an effort will be made to have the work started at an early date in order to accomodate participants in the Badminton Championship meet to be held in February; and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed; a copy of the City Manager's communication to be sent to Dr. L. P. Hoogbruin, President of the San Diego County Badminton Association.

Communication from Dan F. Taylor, Educational Chairman of the Communist Party of San Diego, requesting the use of the City Council chamber on the evening of November 22nd for a Thanksgiving Day - Anti War meeting was presented; together with a communication from the City Manager stating that Mr. Taylor's party was granted the use of one of the courtrooms at the City Jail; and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from Engelhorn-Hunter relative to the possible use of the block of land lying between A and Ash Streets, 9th and 10th Avenues, as a site for a new Civic Auditorium was presented; together with a communication from the City Manager stating that the City has no funds at the present time to enter into any agreements to purchase land for the use specified; and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the South of Broadway Association relative to the location of a civic auditorium, and suggesting the use of the block now occupied by the Lincoln School, was presented; together with a communication from the City Manager suggesting that the South of Broadway property owners and business men's association should take the matter up with the City Planning Commission; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the City Manager transmitting a letter from Senator Ed Fletcher relative to the application of the American Airlines, Inc. to operate a direct line from Oklahoma City via Lubbock, Albuquerque, Phoenix, El Centro and terminating at San Diego, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the Harbor Commission for a recommendation.

Communication from the City Manager relative to requirements for a sewer in the vicinity of 47th Street and Euclid Avenue, and recommending that interested property owners submit a petition to the Council asking that the sewer be installed by public contract, after the main line has been constructed by the W.P.A., was read and on motion of Councilman Housh, seconded by Councilman Fish, the recommendation was adopted.

Communication from the City Manager recommending that the petition of the San Diego Children's Home for a free license to operate an automobile parking lot opposite the Balboa Stadium be denied; due to the limited parking area available, and the fact that such playground equipment as is required can be secured from the Director of Playgrounds and Recreation; was presented and read.

RESOLUTION NO. 70351, recorded in Book 62 of Resolutions, denying the request of the San Diego Children's Home, 1365 - 16th Street, for a free license to operate an automobile parking lot on property of the Home, opposite the Balboa Stadium, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to a petition of property owners for the improvement of Roswell Street, and recommending that the Department of Public Works oil the street if the property owners will buy the oil, was read and on motion of Councilman Housh, seconded by Councilman Fish, the recommendation was adopted.

Communication from the City Engineer reporting on the returns from property owners who have demanded the preliminary investigation of the proposed improvement of 47th Street, between El Cajon Boulevard and the northerly line of Granada Tract, was presented and read. The report stated that the area represented on cards demanding the investigation is 40.75% of the total area of the district; and the area owned by those who ask to be allowed to change their former decision to not demanding an investigation is 27.51% of the total area.

Thereupon, RESOLUTION NO. 70352, recorded in Book 62 of Resolutions, granting permission to San Diego Theatre Corporation, Lloyd B. Becker, Russell L. Kennett and Ruby B. Kennett to change their request demanding that the investigation be made for paving 47th Street to not demanding that the investigation be made, and referring the City Engineer's report on the returned post card notices to the City Engineer for a revised report, and to the City Attorney for a resolution finding that there are less than 15% of the property owners affected by the proposed work who demand the investigation, was on motion of Councilman Fish, seconded by Councilman Housh, adopted. Permission was also granted R. S. Vaughan to change his request to not demanding that the investigation be made in this resolution.

Communication from the Hydraulic Engineer recommending that the Council grant a revokable permit for the construction, operation and maintenance of a telephone line across certain City property located between Lakeside and Riverview was presented and ordered filed.

RESOLUTION NO. 70353, recorded in Book 62 of Resolutions, granting to the Department of Natural Resources of the State of California, Division of Forestry, a permit to construct, operate and maintain a telephone line with poles across certain City property located between Lakeside and Riverview, under certain conditions, was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Communication from the City Auditor and Comptroller submitting a request from Martin Loperena, Gregorio Loperena and Phyllis Bouton for the redemption of certain lighting certificates was read and ordered filed.

RESOLUTION NO. 70354, recorded in Book 62 of Resolutions, authorizing and directing the City Auditor and the City Treasurer to permit the redemption by Martin Loperena, Gregorio Loperena and Phyllis Bouton, as owners of the real estate involved, lighting certificates Nos. 4351 and 4352, against Lots 7 and 8, Block 2, Sherman's Addition, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of J. R. Townsend Company for \$18.54 was presented and read.

RESOLUTION NO. 70355, recorded in Book 62 of Resolutions, denying the claim of J. R. Townsend Co., Inc., in the amount of \$18.54; said amount claimed to be due on account of property damage caused to one of their automobiles when driven over a broken man-hole cover in the street at the corner of Kettner Boulevard and Hawthorn Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Frances A. Whitney and Sarah J. Gardner was presented and read; said claim being for \$2500.00.

RESOLUTION NO. 70356, recorded in Book 62 of Resolutions, denying the claim of Frances A. Whitney and Sarah J. Gardner, in the amount of \$2500.00; alleged to be due on account of faulty construction of a building and garage located at 3140 India Street; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the City Planning Commission transmitting a tentative Map of Lot 24, La Mesa Colony, was presented and read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the City Planning Commission recommending that the Council urge the State Harbor Board's appointment by the Governor; to succeed the Board which resigned in August, 1938; was read and on motion of Councilman Weggenman, seconded by Councilman Housh, tabled for one week.

Communication from E. M. Josephson regarding the use of sidewalks on 12th Avenue was presented; together with a communication from the Chief of Police, approved by the City Manager, stating that the condition complained of has been eliminated; and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the District Attorney relative to a deed given to the City by the San Diego High School District for Lots 30 and 31, in Orchard Villa Subdivision, for a swimming pool site was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Manager and the City Attorney.

Communication from the San Diego Public Safety Committee relative to the roads north of the Canadian Legion Building in Balboa Park was read and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Manager.

Communication from the San Diego Public Safety Committee relative to the intersections of Camino del Rio (Mission Valley Road) and Ward Road, and the intersection of Camino del Rio with Taylor Street, was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

By unanimous consent, Communication from the Hillcrest Women's Club regarding the need for traffic signals at the intersection of University and Fourth Avenues was read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the Municipal Traffic and Safety Commission.

Communication from the Purchasing Agent reporting on bids for automobiles, trucks and motorcycles was read and on motion ordered filed.

RESOLUTION NO. 70358, recorded in Book 62 of Resolutions, accepting the bid of the Robert D. Maxwell Company to furnish the City of San Diego with one seven-passenger limousine, for the sum of \$2252.71; awarding the contract for furnishing same; and authorizing the City Manager to enter into a contract with said Robert D. Maxwell Company for furnishing this limousine; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70359, recorded in Book 62 of Resolutions, accepting the bid of the Indian Motorcycle Sales Company to furnish the City of San Diego with motorcycles at \$559.82 each; awarding the contract for furnishing eight motorcycles at this price for a total of \$4478.56; and authorizing the City Manager to enter into a contract with said Indian Motorcycle Sales Company for furnishing said motorcycles; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70360, recorded in Book 62 of Resolutions, accepting the bid of Andy Woods to furnish the City of San Diego with three dump trucks; and one truck with express body, for the sum of \$4047.90; awarding the contract for furnishing the same; and authorizing the City Manager to enter into a contract with said Andy Woods for furnishing of said trucks; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Copy of Change Order #7, on completing the construction & finishing of certain work on the ground floor of the Civic Center, for additional construction for the sum of \$578.72, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for proper form of resolution.

RESOLUTION NO. 70361, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for the furnishing of electric current for El Cajon Boulevard Lighting District No. 1 for the period ending November 30th, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70362, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing electric current for lighting Pacific Highway Lighting District No. 1 for the period ending November 4, 1940, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70363, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing of electric current for lighting La Jolla Lighting District No. 1 for the period ending December 31st, 1940, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70364, recorded in Book 62 of Resolutions, for closing the Alley in Block 20, Monte Mar Ridge Unit No. 1, and a portion of Rosecrans Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 70357, recorded in Book 62 of Resolutions, appointing Mayor P. J. Benbough, Mayor Dave Bird of National City and Mayor Ben Polak of La Mesa as a general committee to confer with officials of the League of California Cities in formulating plans for that organization's annual meeting in San Diego in 1940, and for making necessary arrangements for visiting delegates and guests to said annual meeting, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70365, recorded in Book 62 of Resolutions, determining that the owners of 15% of the area of the proposed district for the proposed paving and otherwise improving of Nile 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; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70366, recorded in Book 62 of Resolutions, determining that the proposed assessment for the paving and otherwise improving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, 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 said work; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70367, recorded in Book 62 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for installation of a sewer in Payne Street, between the south line of Durant Street and the south line of Home Gardens, and in Webster Avenue, between the east line of 33rd Street and the west line of Home Gardens demand the investigation under the special assessment investigation, limitation and majority protest act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement under the provisions of said act; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70368, recorded in Book 62 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, demand the investigation under the special assessment investigation, limitation and majority protest act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement under the provisions of said act; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70369, recorded in Book 62 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, demand the investigation under the special assessment investigation, limitation and majority protest act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement, under the provisions of said act; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70370, recorded in Book 62 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving the Alley in Block 73, University Heights, demand the investigation under the special assessment investigation, limitation and majority protest act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement, under the provisions of said act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70371, recorded in Book 62 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving the Alley in Block F, McFadden & Buxton's North Park, and the Alley in Block 33, Park Villas, demand the investigation under the special assessment investigation, limitation and majority protest act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement, under the provisions of said act; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70372, recorded in Book 62 of Resolutions, determining that the owners of more than fifteen per cent of the area of the assessment district for paving Strandway, between Ventura Place and San Jose Place, demand the investigation under the special assessment investigation, limitation and majority protest act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement, under the provisions of said act; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70373, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed paving of Siesta Drive, Madison Avenue and Cajon Way in Cajon Terrace, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70374, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed paving of the Alley in Block 169, University Heights, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, recommending an amended application to the United States Beach Erosion Board was read, and on motion ordered filed.

RESOLUTION NO. 70375, recorded in Book 62 of Resolutions, authorizing the City Manager to make an amended application to the United States Beach Erosion Board, for a co-operative beach erosion study along the shore of the Pacific Ocean at Mission Beach, Ocean Beach, and in the vicinity of the channel at the entrance to Mission Bay, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70376, recorded in Book 62 of Resolutions, accepting the deed of Thelma Burnham, Harry G. Malm, Edith E. Malm and Donald C. Burnham for a portion of Gregory Street was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70377, recorded in Book 62 of Resolutions, accepting the deed of Mary I. Marsh for a portion of Paradise Valley Road was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70378, recorded in Book 62 of Resolutions, accepting the deed of Mercy Hospital for sewer purposes was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70379, recorded in Book 62 of Resolutions, accepting the deed of the United States Holding Company for sewer purposes was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70380, recorded in Book 62 of Resolutions, accepting the deed of Rosa B. Becker, Lily C. Colt and Margaretha Benard for a portion of Camino Del Rio was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70381, recorded in Book 62 of Resolutions, accepting the deed of John Huckfeldt for a portion of Camino Del Rio was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70382, recorded in Book 62 of Resolutions, accepting the deed of Orrin Rice and Esther C. Rice for a portion of Pacific Highway was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70383, recorded in Book 62 of Resolutions, approving certain claims, attached to Transmittal No. 25 of the Administration Building and Grounds Department and totalling \$188.90, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70384, recorded in Book 62 of Resolutions, approving certain claims, attached to Transmittal No. 26 of the Administration Building and Grounds Department and totalling \$279.66, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70385, recorded in Book 62 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the Memorandum of Agreement for Expenditure of 1/4 cent gas tax on State Highways within the limits of the City of San Diego, as set forth in Document No. 316909, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Engineer, approved by the City Manager, requesting the payment of County and City taxes on certain lands acquired by the City for the purpose of widening and extending Washington Street was read, and on motion ordered filed.

RESOLUTION NO. 70386, recorded in Book 62 of Resolutions, authorizing the City Manager to pay the taxes and cut-out costs on certain property described in said resolution for the purpose of clearing the title to land acquired for the purpose of extending Washington Street, from Fifth Avenue to Lincoln Avenue; and authorizing a requisition on the Rights of Way Trust and Revolving Fund for said payment; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 70387, recorded in Book 62 of Resolutions, referring to the City Manager for recommendation the possibility of eliminating the nightly blowing of the Gas Company's "curfew" whistle at 9:00 o'clock was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

By unanimous consent, Communication from the City Attorney relative to sale at public auction of real properties heretofore deeded to the State was read, and on motion ordered filed.

RESOLUTION NO. 70388, recorded in Book 62 of Resolutions, authorizing and directing the City Auditor and Comptroller, in co-operation with the County authorities, to investigate and appraise the value of all tax deeded property within the City which it is proposed to sell at public auction, and in writing recommend concerning the adequacy and fairness of the amount any applicant is willing to bid for the property described in the application to purchase the same; and to inform the City Council of any disagreement with the County officials as to the adequacy of the minimum bid offered; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1701, New Series, recorded in Book 47 of Ordinances, Amending Sections 2, 3, 5, 23 and 39, and repealing Section 36, of Ordinance No. 817 (New Series), adopted January 28, 1936; and repealing Ordinance No. 1148 (New Series), adopted May 4, 1937; relating to rules and regulations and use of the water system of the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1702, New Series, recorded in Book 47 of Ordinances, changing the names of certain streets or portions thereof, in the City of San Diego, California, including the change of Detroit Street to DETROIT AVENUE, the change of a portion of Ingraham Street to MIDWAY DRIVE, the change of a portion of Mountain View Drive to WEST MOUNTAIN VIEW DRIVE, and the change of a portion of Mountain View Drive to NORTH MOUNTAIN VIEW DRIVE, and the change of a portion of Mountain View Drive to EAST MOUNTAIN VIEW DRIVE, 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.

ORDINANCE NO. 1703, New Series, recorded in Book 47 of Ordinances, amending the regulations regarding the placing of benches, seats, chairs or settees along the streets of the City of San Diego, by amending Section 2 of Ordinance No. 1152 (New Series), adopted May 18, 1937, 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, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh. 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, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh. Absent--None.

A proposed Ordinance approving amendments to "Merit System for the San Diego Police Department", established by the Chief of the Police Department of the City of San Diego, was presented and read.

A motion by Councilman Flowers, seconded by Councilman Fish, to adopt the proposed ordinance was withdrawn.

On motion of Councilman Knox, seconded by Councilman Housh, the matter was tabled for one week.

ORDINANCE NO. 1704, New Series, recorded in Book 47 of Ordinances, creating and establishing in the Playgrounds and Recreation Department of the City of San Diego the positions and titles of 1 Assistant Superintendent, Playgrounds and Recreation; 1 Supervisor of Activities and 1 Supervisor of Handicraft; 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. 1705, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5000.00 from the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Maintenance and Support", Division of Public Buildings, Department of Public Works Fund, 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. 1706, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2278.36 out of the Unappropriated Balance Fund for the purpose of providing funds for hiring labor and purchasing material for construction of Flood Lights at the Stadium in Balboa Park 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 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. 1707, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$10.50 out of the Unappropriated Balance Fund of the City of San Diego, for the purpose of paying the City's share of the costs in the case of McCormick Steamship Company, a Corporation, vs. County of San Diego and City of San Diego, a Municipal Corporation, S. C. No. 94853, 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. 1708, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 152, 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.

ORDINANCE NO. 1709, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 151, Mission Beach, in the City of San Diego, California, between the easterly line of Strand Way and the westerly line of Mission Boulevard; also, the grade of the Alley in Block 152, Mission Beach, in the City of San Diego, California, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane; was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1710, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 6, Frary Heights, in the City of San Diego, California, between the north line of Redwood Street and the south line of Thorn Street, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Communication from the City Auditor recommending adoption of an ordinance making refunds to certain persons was read, and on motion ordered filed.

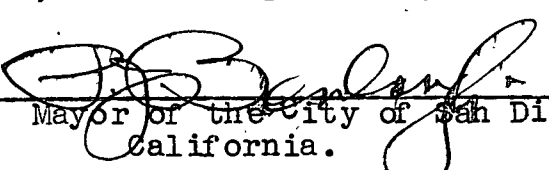
ORDINANCE NO. 1711, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$141.52 out of the Payments Refundable Account for the relief and benefit of certain persons, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Thereupon, on motion of Councilman Housh, 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, December 5th, 1939.

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

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

Clerk----Fred W. Sick.

Absent----None.

On motion of Councilman Fish, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, November 28th, 1939, were approved without reading.

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

Said bid was from the San Diego Consolidated Gas and Electric Company and was given Document No. 317094.

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 paving and otherwise improving BEARDSLEY STREET, under Resolution of Intention No. 70131, 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 for \$200.00; which bid was given Document No. 317095.

V. R. Dennis Construction Company; accompanied by a certified check drawn on the Security Trust & Savings Bank of San Diego for \$170.00; which bid was given Document No. 317096.

Griffith Company; accompanied by a bond from the National Surety Corporation for \$200.00; which bid was given Document No. 317097.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company for \$1500.00; which bid was given Document No. 317098.

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

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 174, UNIVERSITY HEIGHTS, and LINCOLN AVENUE, under Resolution of Intention No. 70111, he had received two bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

V. R. Dennis Construction Company; accompanied by a certified check drawn on the Security Trust and Savings Bank of San Diego for \$220.00; which bid was given Document No. 317099.

Griffith Company; accompanied by a bond from National Surety Corporation for \$250.00; which bid was given Document No. 317100.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Seventh Avenue Lighting District No. 1, 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, RESOLUTION NO. 70389, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Seventh Avenue Lighting District No. 1, was on motion of Councilman Fish, 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 Eighth Avenue Lighting District No. 1, 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, RESOLUTION NO. 70390, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Eighth Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance regulating the Slaughtering of Animals and providing inspection of Animals Slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

Communication from T. E. Moss, representing Small Business Men Inc. of San Diego County, requesting that final action on the proposed ordinance be postponed until the next regular meeting of the Council was presented and read.

Thereupon, on motion of Councilman Flowers, seconded by Councilman Weggenman, the hearing was continued until December 12th, 1939, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using Natural or Artificial Gas; providing for the approval of materials, devices and appliances using Natural or Artificial Gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Weggenman, the proposed ordinance was referred back to the City Attorney, and the hearing continued until December 12th, 1939, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

Communication from the San Diego Public Safety Committee favoring the adoption of an ordinance for the purpose of safeguarding life and property against the use of unsafe gas and electrical appliances was read and ordered filed.

Communication from the Chief Building Inspector, approved by the City Manager, explaining the necessity of a new electrical appliance ordinance was read and ordered filed.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, the proposed ordinance was referred back to the City Attorney, and the hearing continued until December 12th, 1939, at the hour of 10:00 o'clock A.M.

By unanimous consent, a petition of protest against a proposed dine and dance license at 30th Street and Imperial Avenue was presented and read. A delegation appeared in support of this protest, and was granted a hearing. No action was taken on the matter.

By unanimous consent, RESOLUTION NO. 70391, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement with H. Louis Bodmer, architect, for furnishing plans, estimates, etc., for the erection of a social and recreational building in the Logan Heights District, to be used jointly by the San Diego School District and the City, subject to a contract to be prepared and approved by the City Attorney, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Justin Evenson for Zone Variance at Sixth Street Extension and Camino Del Rio was presented; together with a recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70392, recorded in Book 62 of Resolutions, granting permission to Justin C. Evenson, 1041 Cypress Avenue, to erect and operate a commercial riding stable on Lot 5, Subdivision of Pueblo Lot 1105; and granting a variance to the restrictions of Ordinance No. 190, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of San Diego Theatre Corporation for Zone Variance at 47th Street and El Cajon Boulevard was presented; together with a recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70393, recorded in Book 62 of Resolutions, granting permission to San Diego Theatre Corporation, by G. W. Price, New California Building, to erect and operate a theatre, and to operate a parking lot on Lot 28, Granada Tract; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Hugh McArthur for Zone Variance at 42nd and C Streets was presented; together with a recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70394, recorded in Book 62 of Resolutions, granting permission to Hugh McArthur, 3577 First Avenue, to divide the Northwest Quarter of the Southeast Quarter of Lot 25, Ex Mission Lands, into four lots, each 75 feet by 304 feet, and to build two dwellings on each of the four lots; and granting a variance to the restrictions of Ordinance No. 35, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of M. J. Callahan, for Zone Variance at Santa Cruz Avenue and Froude Street was presented; together with a communication from the City Planning Commission stating that by a vote of 5 to 1 the application was approved; although this vote does not constitute a recommendation.

RESOLUTION NO. 70395, recorded in Book 62 of Resolutions, granting permission to M. J. Callahan, 3610 Wawona Drive, to construct two residences on Lots 29, 30 and 31, Block 20, Ocean Beach, subject to architectural approval by the Planning Commission; and granting a variance to the restrictions of Ordinance No. 12793 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of the La Jolla Junior Chamber of Commerce for permission to erect lights and a Christmas Tree for the benefit of the public in La Jolla was presented and read.

RESOLUTION NO. 70396, recorded in Book 62 of Resolutions, granting permission to the La Jolla Junior Chamber of Commerce, by Ralph W. Thomas, 1121 Prospect Street, La Jolla, to erect lights and a Christmas tree in La Jolla, with the job supervised by a licensed electrician; and granting a free permit for said decoration; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 70397, recorded in Book 62 of Resolutions, granting permission to the East San Diego Chamber of Commerce to decorate portions of University Avenue and intersecting streets near Fairmount Avenue during the Christmas season, subject to inspection by City Departments; and granting free electrical inspection in connection with this permit; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Margaret J. Rankin, et al., relative to enforcement of an Ordinance prohibiting Smoking in Street Cars and Busses was presented; together with a communication from the City Manager relative to smoking on public vehicles, and other communications addressed to the City Manager relative to smoking on street cars and busses.

RESOLUTION NO. 70398, recorded in Book 62 of Resolutions, requesting the City Manager to contact the manager of the San Diego Electric Railway Company, to see if arrangements can be made in the matter of smoking in street cars and busses for those who desire to smoke, and those who object to smoking, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70399, recorded in Book 62 of Resolutions, instructing the City Attorney to prepare and present to the Council an ordinance repealing the existing ordinance which prohibits smoking in street cars, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for Paving E Street, between 27th and 28th Streets, was presented; together with Communications from Axel E. Larson, Hildur Larsen, Anna E. Becker, Lee Karrle, Fred Karrle and other property owners opposing the paving; also, a Communication from the City Manager reporting on the necessity of paving said street, and recommending that proceedings be started.

RESOLUTION NO. 70400, recorded in Book 62 of Resolutions, authorizing and directing the City Engineer to prepare and submit a plat of the assessment district for the paving of E Street, between 27th and 28th Streets; for the purpose of initiating a proceeding for the improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 147, Mission Beach, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; the pavement to be 6" cement concrete.

RESOLUTION NO. 70401, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 147, Mission Beach, contained in Document No. 316901; type of pavement to be 6" cement concrete; and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 8, Teralta, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; the pavement to be 3" of asphalt on 3" of crushed rock.

RESOLUTION NO. 70402, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 8, Teralta, contained in Document No. 316750; type of pavement to be 3" of asphalt on 3" of crushed rock; and authorizing and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of Property Owners for construction of a sewer in 50th Street, between University Avenue and Landis Street, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 70403, recorded in Book 62 of Resolutions, granting the petition for installation of a sewer in 50th Street to serve the property from University Avenue south to the main trunk line, as contained in Document No. 316769; and directing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Property Owners for installation of water mains in 41st Street and Broadway was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 70404, recorded in Book 62 of Resolutions, granting the petition for installation of a 6" cast iron water main in 41st Street, between Hilltop Drive and Broadway; and in Broadway, between 41st and 42nd Streets; together with what fire hydrants may be necessary; 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 Flowers, adopted.

Petition of Guadalupe Araiyo for a floor show license to operate at 1754 National Avenue was presented; together with approval from the Social Welfare Director, the Chief of Police and the City Manager.

RESOLUTION NO. 70405, recorded in Book 62 of Resolutions, granting permission to Guadalupe Araiyo to conduct a floor show with paid entertainment at the Neighborhood Cafe, 1754 National Avenue, where a dance is conducted and liquor is sold; subject to payment of the regular license fee, and to compliance with existing regulations; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of W. B. Fields for floor show license to operate at 2633 El Cajon Boulevard was presented; together with approval from the Social Welfare Director, the Chief of Police and the City Manager.

RESOLUTION NO. 70406, recorded in Book 62 of Resolutions, granting permission to W. B. (Jack) Fields to conduct a floor show with paid entertainment at the Streamliner Cafe, 2633 El Cajon Boulevard, where a dance is conducted and liquor is sold; subject to payment of the regular license fee, and to compliance with existing regulations; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

By unanimous consent, Mr. Robert Goree appeared before the Council, and requested the paving of a portion of Upas Street.

RESOLUTION NO. 70407, recorded in Book 62 of Resolutions, referring to the City Manager the matter of the extension of Upas Street, with the request that he work out ways and means for making the improvement, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the San Diego County Federation of Democratic Clubs requesting the display in the Council Chamber, and elsewhere, pictures of the incumbent President of the United States and the Governor of California was read and ordered filed.

RESOLUTION NO. 70408, recorded in Book 62 of Resolutions, authorizing the hanging of a portrait of the President of the United States in the Council Chamber, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Franklin Insurance Service Corporation offering to sell the old Elk's Building to the City was presented and ordered filed.

Communication from the South of Broadway Association opposing the purchase of the Elk's Building for Library purposes was presented and ordered filed.

Communication from the City Manager regarding the proposed sale to the City of the Elk's Building on Cedar Street, between 3rd and 4th Avenues; stating that the Library Board does not favor the change in location from the main library site; was read and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from the City Manager transmitting a letter from Senator Ed Fletcher relative to the application of the American Airlines, Inc. for an airline terminating at San Diego was presented; together with a communication from the Harbor Commission recommending that the Council pass a resolution in favor of said application; and ordered filed.

RESOLUTION NO. 70409, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare and submit to the Council a resolution urging the Civil Aeronautics Authority to have a hearing on the application of the American Airlines, Inc. for a Certificate of Public Convenience and Necessity, that they may operate an airline from Oklahoma City via Lubbock, Albuquerque, Phoenix, El Centro and terminating at San Diego, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from A. M. Olsen offering to sell certain land to the City for street purposes was read, and on motion of Councilman Housh, seconded by Councilman Knox, referred to the Planning Commission and to the City Manager.

At this time a communication from the Board of Supervisors relative to moving the W.P.A. Sewing project from the Federal Building in Balboa Park to the Food and Beverages Building was presented and read.

Supervisors Richards, Warner, Bellon, Faddis and Hart appeared before the Council relative to this proposed change affecting the W.P.A. Sewing Project.

RESOLUTION NO. 70410, recorded in Book 62 of Resolutions, referring to the City Manager and City Attorney for report and recommendation the matter of the City's obligation to furnish housing for the W.P.A. sewing project, now housed in the Federal Building, Balboa Park, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the Board of Supervisors relative to the purchase of fire fighting equipment for the Civic Center Building was read, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from H. E. Moore in regard to flooding of the ground floor of the Civic Center Building on November 28th, 1939, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Jackson & Hamill, Architects, applying for appointment in connection with work on the proposed Recreation Center for the Logan Heights area was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from United Indian War Veterans designating George S. Peck as their representative on the Veterans' Advisory Commission, as set up by Ordinance No. 1532 (New Series), was presented and read.

RESOLUTION NO. 70411, recorded in Book 62 of Resolutions, appointing George S. Peck, 3875 Wilson Avenue, Department Commander, United Indian War Veterans of the United States, as a member of the Veterans' Advisory Commission to represent the United Indian War Veterans, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from Bureau of State Tax Assessment Revision relative to proposed amendment to Tax Assessment Laws was read, and on motion of Councilman Housh, seconded by Councilman Simpson, ordered filed.

Communication from Bert J. Schaefer relative to the proposed moving of the dog pound was read, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the Hydraulic Engineer recommending that Morena and Hodges Reservoirs be kept open for fishing until the close of the fishing season in the Fall of 1940 was read and ordered filed.

RESOLUTION NO. 70412, recorded in Book 62 of Resolutions, ordering the fishing season at Morena Lake and Hodges Lake kept open until the close of the fishing season in the Fall of 1940, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Manager recommending an agreement with A. R. Schulenberg for salvaging material from the Otay-San Diego first main pipe line was read, and on recommendation of Councilman Knox, seconded by Councilman Housh, the recommendation was adopted.

Communication from the Hydraulic Engineer regarding salvaging of said material was presented and ordered filed.

RESOLUTION NO. 70413, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an agreement between A. R. Schulenburg, National City, for permission to salvage portions of the remaining material from the Otay-San Diego first main pipe line between the Otay Filter Plant and Chollas Wye, and the City Manager, acting for and on behalf of the City of San Diego, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Petition of Service Station Operators for adoption of an Ordinance regulating the sale of Gasoline was presented and ordered filed.

Communication from Sealer of Weights & Measures submitting a proposed ordinance regulating the sale of gasoline and lubricating oil; and a request signed by various dealers that such a regulation be adopted; was read and ordered filed.

Petition from Walter Church relative to the proposed ordinance was read and ordered filed.

Communications from The Smileage Company by Burr H. Prentice opposing the adoption of this proposed ordinance was read and ordered filed.

Communication from the City Manager recommending that the proposed ordinance be not adopted; and that Mr. Virgil Bruschi, Jr., Sealer of Weights and Measures be notified of the action; was read and ordered filed. On motion of Councilman Weggenman, seconded by Councilman Housh, the City Manager's recommendation was adopted.

Communication from Mission Beach Coaster Company relative to the status of its concession lease was presented; together with a communication from the City Manager stating that their existing lease should be ratified upon condition that the Coaster be kept in safe condition structurally, and be painted once each year in order to detract from its unsightly appearance; and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Attorney for proper papers.

Communication from the City Manager relative to tentative map of Lot 24, La Mesa Colony, was presented and read.

On motion of Councilman Fish, seconded by Councilman Weggenman, all papers in this connection were referred back to the City Planning Commission.

Communication from Albert A. James, Area Manager for the 6th Census Area, Headquarters Bakersfield, California, requesting use of the Tenth Floor of the Civic Center Building during Census taking period was read; together with communication from the City Manager stating that Mr. Forrest Hyatt, in charge of the local census taking activities, had decided that the tenth floor of the Civic Center Building was inadequate, and had selected offices in the Police Headquarters Building; and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed; Mr. Albert A. James to be notified of the action taken.

Communication from the City Engineer reporting on his check of Camino del Rio and Mission Valley Road within the City limits, as requested in Resolution No. 69858, was read, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed; copies of the communication to be furnished individual councilmen by the City Engineer.

Communications from Ralph E. Freeman, Don Dunann, Eugene W. Johnson and other interested persons regarding work done on Camino del Rio and Mission Valley Road were ordered filed.

Communication from the City Engineer, approved by the City Manager, recommending the installation of street lamps at various locations, was presented and ordered filed.

RESOLUTION NO. 70414, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install overhead street lights at various locations, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted. The locations involved were: Ingraham Street at La Cima Drive; Copley Avenue at end east of Kansas Street; Locust Street at Byron Street; Iowa Street at Monroe Avenue; Palmetto Way at Montecito Way; Ash Street at Second Avenue; and Sixth Avenue at Upas Street.

Communication from L. E. Meyer offering a certain strip of land in Mission Avenue, known as the unnumbered block north of Block 75, University Heights, to the City of San Diego, was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

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

Bond of Sumter B. Smith as District Water Bill Collector, 5th & University Avenues.

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

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

Communication from Mayor P. J. Benbough relative to a re-financing program for existing bonded indebtedness of the City of San Diego was read, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Attorney.

By unanimous consent, on motion of Councilman Flowers, seconded by Councilman Fish, it was decided to take up during the first week in the next year the matter of proposed Charter amendments; to be presented on Tuesday, January 2nd, 1940.

Communication from Frank Kimball regarding the need of a Swimming Pool near the Hoover High School was presented, and on motion of Councilman Housh, seconded by Councilman Fish, filed without reading.

Communication from the El Cajon Boulevard Civic Association relative to the construction of a swimming pool at Hoover High School was presented, and on motion of Councilman Fish, seconded by Councilman Knox, ordered filed; a copy of extract from the Board of Education's minutes on the subject, together with reason for return of the property involved to the San Diego Unified School District to be furnished the El Cajon Boulevard Civic Association.

Communication from the City Purchasing Agent reporting on bids for sandblasting, painting & enameling of the Chesterton Water Tank was presented and ordered filed.

RESOLUTION NO. 70415, recorded in Book 62 of Resolutions, accepting the bid of Walter Ferem Company to furnish The City of San Diego with the sandblasting, painting and enameling of Chesterton Water Tank, for the sum of \$1985.00; awarding the contract to said Walter Ferem Company; and authorizing the City Manager to enter into and execute on behalf of the City a contract for said work, pursuant to plans and specifications on file in the office of the City Clerk; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

At this time 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, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent----None.

By unanimous consent, RESOLUTION NO. 70416, recorded in Book 62 of Resolutions, requesting the City Manager to notify department heads that in the future they shall not request the City Attorney to draw "policy" ordinances until the Council has been apprised of such requests or contemplated action, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70417, recorded in Book 62 of Resolutions, authorizing and requesting the Mayor and the City Clerk to execute a quitclaim deed to the San Diego Unified School District for Lots 30 and 31, Orchard Villa, according to map thereof No. 1332; and to deliver said deed when so executed to said San Diego Unified School District; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70418, recorded in Book 62 of Resolutions, directing notice of filing of assessment and of the time and place of hearing thereof for paving the Alley in Block 9, Wilshire Place, under Resolution of Intention No. 69699, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70419, recorded in Book 62 of Resolutions, for closing portions of Wisteria Drive in Plumosa Park, particularly described in said resolution, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70420, recorded in Book 62 of Resolutions, for closing portions of Cave Street and Coast Boulevard in La Jolla Park, particularly described in said resolution, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 70421, recorded in Book 62 of Resolutions, for changing the grade of Mission Avenue, between Park Boulevard and Texas Street, in accordance with a Map contained in Document No. 317026, on file in the office of the City Clerk, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70422, recorded in Book 62 of Resolutions, determining that owners of 15% of the area of the proposed district for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, have not demanded an investigation and report under the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70423, recorded in Book 62 of Resolutions, determining that owners of 15% of the area of the proposed district for paving and otherwise improving 47th Street, between El Cajon Boulevard and the northerly line of the Granada Tract, have not demanded an investigation and report under the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70424, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving of Garrison Street, between Rosecrans Street and Willow Street; and Evergreen Street, between Garrison Street and Hugo Street; have demanded the investigation under 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 under the provisions of said Act; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70425, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving of the Alley in Block 61, Resubdivision of Blocks 39 and 56, Normal Heights, have demanded the investigation under 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 under the provisions of said Act; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70426, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving of Monroe Avenue, between 30th Street and 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; have demanded the investigation under 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 under the provisions of said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70427, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving 36th Street, between Adams Avenue and Mountain View Drive, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70428, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for the installation of an ornamental lighting system and appurtenances on Market Street, between Pacific Highway and State Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70429, recorded in Book 62 of Resolutions, authorizing Councilman Fred W. Simpson, General R. H. Van Deman, Hydraulic Engineer Fred D. Pyle and Planning Engineer Glen Rick to attend a meeting in the office of the District Engineer at Los Angeles on December 11th, 1939, relative to flood control plans for the San Diego River, and to incur the necessary expenses in attending said meeting; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70430, recorded in Book 62 of Resolutions, accepting the deed of Don J. Oliver for a portion of Paradise Valley Road, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70431, recorded in Book 62 of Resolutions, accepting the deed of Felix J. Critelle for a portion of Pacific Highway, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70432, recorded in Book 62 of Resolutions, accepting the quitclaim deed of Jemmie B. Hayes for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70433, recorded in Book 62 of Resolutions, accepting the deed of E. A. Sutton and Helen E. Sutton for a portion of Newcastle Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70434, recorded in Book 62 of Resolutions, accepting the deed of E. A. Sutton and Helen E. Sutton for drainage purposes, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70435, recorded in Book 62 of Resolutions, accepting the deed of James Ed Berry and Irene D. Berry for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70436, recorded in Book 62 of Resolutions, accepting the deed of A. M. Shook for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70437, recorded in Book 62 of Resolutions, accepting the deed of Leonora Guatelli for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70438, recorded in Book 62 of Resolutions, accepting the deed of Wm. E. Cole and Alta O. Cole for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70439, recorded in Book 62 of Resolutions, accepting the deed of Levina J. Compton for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70440, recorded in Book 62 of Resolutions, accepting the deed of John J. Voorheis and C. Nadine Voorheis for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70441, recorded in Book 62 of Resolutions, accepting the

quitclaim deed of E. S. Slemons and Ella W. Slemons for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70442, recorded in Book 62 of Resolutions, accepting the quitclaim deed of W. R. Biggs and Mary A. Biggs for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70443, recorded in Book 62 of Resolutions, approving for payment certain bills submitted by the San Diego California Club, in the sum of \$7200.63, as recommended by the City Manager under date of December 4th, 1939; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70444, recorded in Book 62 of Resolutions, inviting the San Diego County Division of the League of California Cities to hold its February, 1940, meeting in the City of San Diego, California, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

By unanimous consent, RESOLUTION NO. 70445, recorded in Book 62 of Resolutions, continuing the services of Earl F. Brizendine under an existing contract filed under Document No. 315962 for a period of fifteen days, commencing December 1st, 1939, under the same terms and conditions specified in said contract, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Change Order #7 on completion of the Civic Center Administration Building ground floor was presented and ordered filed.

RESOLUTION NO. 70446, recorded in Book 62 of Resolutions, approving Change Order No. 7, in connection with the contract for doing certain construction and finishing work on the Ground Floor of the San Diego City and County Administration Building, Civic Center, as recommended by H. E. Moore, Superintendent of Construction, and accepted by the Contractor, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

ORDINANCE NO. 1712, New Series, recorded in Book 47 of Ordinances, amending Sections 2, 6 and 7 of Ordinance No. 13322 (Taxicab Ordinance) of the Ordinances of the City of San Diego, approved September 30, 1931, and Repealing Section 1 of Ordinance No. 150 (New Series), adopted February 6, 1933, and Ordinance No. 1469 (New Series), adopted October 25, 1935, was on motion of Councilman Fish, 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 Fish, 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 Civil Service Commission recommending a Schedule of Compensation for certain positions in the Classified Service for the year 1939-40 was read, and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

ORDINANCE NO. 1713, New Series, recorded in Book 47 of Ordinances, fixing and establishing a schedule of compensation for certain employees in the Classified Service of the City of San Diego, including Supervisor of Handicraft, Supervisor of Activities and Assistant Superintendent, Playgrounds and Recreation, 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.

ORDINANCE NO. 1714, New Series, recorded in Book 47 of Ordinances, approving amendments to "Merit System for the San Diego Police Department", established by the Chief of the Police Department of the City of San Diego; which said amendment is contained in Document No. 316871, filed in the office of the City Clerk; 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. 1715, New Series, recorded in Book 47 of Ordinances, establishing the grade of Wallace Street in the City of San Diego, California, between the northeasterly line of Calhoun Street and the southwesterly line of Juan 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 Housh, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1716, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 42, Tract 1368, in the City of San Diego, California, between the north line of Trojan Avenue and the southerly line of El Cajon Boulevard, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1717, New Series, recorded in Book 47 of Ordinances, establishing the grades of the Alleys in Block 120, University Heights, 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 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.

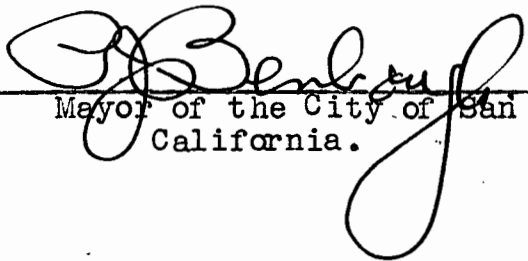
Communication from the Memorial Coordinating Council relative to reduction plants was presented and read, together with reports on the subject from the Director of Health under dates of December 1st and December 5th, 1939.

RESOLUTION NO. 70447, recorded in Book 62 of Resolutions, requesting the City Manager to instruct the Health Department to set a definite time limit within which the Sun Harbor Fisheries shall have its plant fixed up; beyond which time there shall be no further processing of fish by that company; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1718, New Series, recorded in Book 47 of Ordinances, amending Section 109 of Ordinance No. 915, (New Series) of the Ordinances of the City of San Diego, adopted May 26, 1936, relative to licensing automobiles used in carrying passengers for hire, 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.

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



Mayor of the City of San Diego,
California.

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

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, December 12th, 1939.

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 Fish the minutes of the regular meeting of Tuesday, December 5th, 1939, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the proposed paving and otherwise improving of the Alley in Block 46, Park Villas, between the north line of Dwight Street and the south line of Landis Street, under Resolution of Intention No. 70294, the Clerk reported that no written protests had been received.

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

At this time Councilman Simpson entered and took his place on the Council; Councilman Weggenman also 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 a proposed Ordinance regulating the Slaughtering of Animals and providing inspection of Animals Slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured; processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

Communication from T. E. Moss, representing Small Business Mens Association Inc. recommending certain changes in the proposed Ordinance was read and ordered filed.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, the hearing was continued until December 19th, 1939, at the hour of 10:00 o'clock A.M.

By unanimous consent, RESOLUTION NO. 70448, recorded in Book 62 of Resolutions, requesting the City Attorney to furnish an opinion as to whether or not City tax money can be paid to enforce a State 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 on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using Natural or Artificial Gas; providing for the approval of materials, devices and appliances using Natural or Artificial Gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

Communication from the Coast Electric Company, by C. A. Peace, manager, relative to the proposed Ordinance was read and ordered filed.

Communication from the City Attorney relative to the proposed Ordinance was read and ordered filed.

A motion was made by Councilman Knox, seconded by Councilman Housh, to continue the hearing for one week. On motion of Councilman Weggenman, seconded by Councilman Housh, the motion was amended to continue the hearing until January 9th, 1940, at the hour of 10:00 o'clock A.M. The amended motion carried, with Councilman Fish voting "Nay".

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; the 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, to continue the hearing for one week. On motion of Councilman Weggenman, seconded by Councilman Housh, the motion was amended to continue the hearing until January 9th, 1940, at the hour of 10:00 o'clock A.M. The amended motion carried, with Councilman Fish voting "Nay".

At this time a majority of the members of the Council signed the used car dealer's bond of James W. Livingston and Albert R. Dean, doing business as Broadway Auto Sales.

Petition of J. D. Wier for Zone Variance on Scott Street Extension was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70449, recorded in Book 62 of Resolutions, granting permission to J. D. Wier, 1029 Rosecrans Street, to erect a single-family residence on an

undivided portion of Pueblo Lot 186, and a portion of Lot 2, Resubdivision of Block 12, New Roseville, the lot being 55 feet wide and 110 feet deep; on the condition that an easement of five feet be granted to the City of San Diego for the widening of Scott Street; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned above; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Charles D. Willits for zone variance on Willow Street, near Carleton Street, was presented; together with recommendation for denial from the City Planning Commission, by a vote of 6 to 1.

RESOLUTION NO. 70450, recorded in Book 62 of Resolutions, denying the petition of Charles D. Willits, P. O. Box 133, Point Loma Station, for variance to the restrictions of Ordinance No. 32, New Series, for permission to erect a duplex dwelling on the northerly half of Lots 1 and 2, Block 33, Roseville, in an R-1 Zone, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Mary I. Wiley for variance to restrictions at 3702 Vermont Street was presented; together with conditional recommendation of approval by a vote of 6 to 1 from the City Planning Commission.

RESOLUTION NO. 70451, recorded in Book 62 of Resolutions, granting to Mary I. Wiley, 3702 Vermont Street, a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, to erect an apartment over a garage on the south 45 feet of Lots 15 to 19, Block 215, University Heights; provided that a six-foot rear yard is maintained and the building is kept at least eleven feet six inches back from Pennsylvania Street; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of George Denny Jr. for an extension of time on his tent permit for religious services was presented; together with recommendation from the Social Welfare Director, approved by the City Manager, that the extension be granted.

RESOLUTION NO. 70452, recorded in Book 62 of Resolutions, granting permission to George Denny, 3051 - 38th Street, to continue the operation of religious services in a tent erected by the Pentecostal Church on the southeast corner of 38th and Thorn Streets, for a period of sixty days from December 16, 1939; on the same conditions as contained in Resolution No. 70137, adopted October 17, 1939; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of the Mission Hills Business Association, by Russ Grether, president, for permission to install a loudspeaker at the corner of Goldfinch and Washington Streets for broadcasting Christmas music, was presented and read.

RESOLUTION NO. 70453, recorded in Book 62 of Resolutions, granting permission to the Mission Hills Business Association, by Russ Grether, president, to install a loudspeaker on the Safeway Store building at the northwest corner of Goldfinch and Washington streets, for the purpose of broadcasting Christmas music, not to exceed two hours daily, beginning ten days prior to Christmas, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. Councilman Housh voted "Nay" on the motion.

Petition of Brooklyn Heights Presbyterian Church, by the Church trustees, for permission to broadcast Christmas chime and carol music during regular church services for the remainder of 1939; was presented and read.

RESOLUTION NO. 70454, recorded in Book 62 of Resolutions, granting permission to Brooklyn Heights Presbyterian Church, 30th and Fir Streets, to broadcast Christmas chime and carol music, by means of loud speakers placed at front and back of the church under the roofs, during church services Sundays, December 17, 24 and 31, 1939, at 11:00 A.M. and 7:30 P.M., subject to regulation by the Police Department, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Bay Park Village Civic Association for a temporary free permit for necessary wiring to connect up lights for a Christmas tree in the Tract Plaza, during the forthcoming Christmas season, was presented and read. The petition carried the approval of the City Manager.

RESOLUTION NO. 70455, recorded in Book 62 of Resolutions, granting to Bay Park Village Civic Association, by D. A. Siro, Pacific Beach, permission to have a master electrician run the necessary wiring from the "Bay Park Village" electric sign on the west wall of building on Ashton Street, between Morena Boulevard and Chicago Street, to light a Christmas tree in the tract plaza; subject to inspection by the Inspection Bureau; and granting a free permit to cover the work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Property Owners for a trunk line sewer on Ocean View Boulevard, from San Miguel Avenue to 47th Street, the work to be done on a W.P.A. project with the property owners furnishing the material, was presented; together with communications from the City Engineer, approved by the City Manager, stating that the material required is estimated to cost \$2,000.00; at this time feeder lines can not receive Federal aid; and that no men are available for such a project as they are all being used on the Wabash Canyon and Chollas Valley construction.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the petition was referred to the Budget Box.

Petition of Property Owners for paving Arthur Avenue, between 35th Street and Mountain View Drive; pavement to be 4" asphalt concrete; was presented, together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted, as it bears signatures of 54.9% of the property fronting on the street.

RESOLUTION NO. 70456, recorded in Book 62 of Resolutions, granting the petition for paving Arthur Avenue, between 35th Street and Mountain View Drive, as petitioned for under Document No. 316928; type of pavement to be 4" asphalt concrete; and authorizing and directing the City Engineer to prepare and submit a plat of the assessment district for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of W. J. Bailey Company for amendment to Resolution No. 70341, granting a setback suspension, to include all of Lots J, K and L, in Block 292 of Horton's Addition, and all of Block 83 of Middletown, was presented; together with recommendation for approval by the City Planning Commission.

RESOLUTION NO. 70457, recorded in Book 62 of Resolutions, amending Resolution No. 70341, adopted November 28th, 1939, granting permission to W. J. Bailey Company to construct a residence on portions of Block 292, Horton's Addition and portions of Block 83, Middletown, and suspending the provisions of Setback Ordinance No. 12321, to cover Lots G, H, I, J, K and L, in Block 292, Horton's Addition, and all of Block 83 of Middletown; providing that a setback of at least ten feet is maintained along Maple Street; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

By unanimous consent, Application of the San Diego Electric Railway Company for Bus Franchise through Mission Beach was presented, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from the San Diego Highway Development Association, by Arnold Klaus, secretary, relative to correcting the conditions that exist in the Mission Beach Area, was read, and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from the City Auditor reporting on the claim of George Radmore for \$5.00 was presented and read.

RESOLUTION NO. 70458, recorded in Book 62 of Resolutions, denying the claim of George Radmore, Box 162, Lincoln Acres, California, against the City of San Diego, in the amount of \$5.00; alleged to be due on account of damage to the right fender of his automobile when struck by a City truck, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Attorney relative to use of the Federal Building by W.P.A. projects, containing an opinion relative to the legal obligation of the City in connection with the W.P.A. Sewing Project, was presented and read.

RESOLUTION NO. 70459, recorded in Book 62 of Resolutions, filing the opinion from the City Attorney, under date of December 8, 1939, regarding the housing of the W.P.A. Sewing Project in Balboa Park, and the furnishing of light, heat, power or water to the County of San Diego therefor; and inviting members of the Board of Supervisors of San Diego County to meet in conference with the Council on this subject, at a time that shall be convenient to said Board of Supervisors; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Manager relative to the annual audit made by Leslie S. Everts and Carl M. Esenoff, covering the City books for the fiscal year ending June 30, 1939; and recommending that the work be accepted and approval be given for payment; was read and ordered filed.

RESOLUTION NO. 70460, recorded in Book 62 of Resolutions, accepting and approving the audit of the accounts of The City of San Diego for the fiscal year ending June 30, 1939, made by Messrs. Everts and Esenoff, certified public accountants, and filed in the office of the City Clerk on November 30, 1939, bearing Document No. 317019, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Manager relative to the discontinuance of Sunset Cliffs Lighting District No. 1, due to a 40% delinquency in the district; and stating that if the residents of the district will raise sufficient money to pay for 20 lights, the San Diego Consolidated Gas and Electric Company will turn on the circuit, at a cost of \$1.40 per month for each light; and recommending that interested parties be so notified; was read and on motion of Councilman Housh, seconded by Councilman Weggenman, the recommendation was adopted.

Communication from the City Manager recommending that the City Attorney be instructed to prepare a resolution authorizing the City Manager to sign an agreement for the assignment of State Relief Administration workers to the City of San Diego (Park Department) for the purpose of general Park maintenance, was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Attorney.

Communication from H. E. Moore relative to flooding of the ground floor of the Civic Center Administration Building; together with letter from the City Manager stating that the Department of Public Works will complete the installation of sewage pump and by-pass by December 23rd, 1939; was read and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the San Diego Public Safety Committee relative to the road north of the Canadian Legion Building in Balboa Park; together with communication from the City Manager stating that the white line on the pavement in front of the Canadian Legion Building, suggested by said Safety Committee, has been painted; was read, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from Ida Appleford relative to work done for her by Tifal & King was read; together with detailed report from the Chief Building Inspector, approved by the City Manager; and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from W. J. Bailey Company requesting refund of deposit for closing portions of Horton Avenue and Curlew Street was presented; together with communication from the City Engineer, approved by the City Manager, recommending that an ordinance be prepared for the relief of the W. J. Bailey Company in the amount of \$72.50; and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Attorney for preparation of an ordinance.

Communication from A. M. Olsen offering to sell certain land to the City for Street Purposes; together with communication from the City Planning Commission stating that it might be advisable to acquire the property in this particular case, when the actual widening of Pacific Highway takes place; was read and on motion of Councilman Fish, seconded by Councilman Housh, ordered filed.

Communication from Mrs. W. A. McLeod offering to deed certain land for street purposes; together with communication from the City Engineer, approved by the City Manager, stating that it would be useless for the engineering department to make a survey and attempt to secure the right of way now, when there is no prospect of the road being constructed; was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the South of Broadway property owners' and business men's Association, opposing any proposal to establish a dog pound on the tidelands at the foot of Fifth Avenue, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the San Diego Humane Society by Mrs. W.P.B. Prentice, president, relative to proposed changes in operation of the City Pound, was presented and on motion of Councilman Housh, seconded by Councilman Knox, referred to the Pound Committee.

Communication from San Diego County Federation of Women's Clubs approving the project for developing a recreational center for the Logan Heights area was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from C. A. Hyatt relative to the President's picture being hung in the Council Chamber was read, and on motion of Councilman Housh ordered filed.

Communication from R. W. Harding relative to parking conditions in the downtown area was read, and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the Municipal Traffic and Safety Commission. Mayor Benbough voted "Nay" on the motion.

Communication from the City Attorney relative to issuing Revenue Bonds was read, and on motion of Councilman Flowers, seconded by Councilman Fish, referred to a conference to be held December 19th, 1939, at the hour of 2:00 P. M.

Communication from the City Attorney relative to delivery of documents concerning the purchase of the San Dieguito Water System was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Purchasing Agent reporting on bids for twenty Police Department 4-door sedan automobiles was read, and on motion of Councilman Flowers, seconded by Councilman Housh, ordered filed.

RESOLUTION NO. 70461, recorded in Book 62 of Resolutions, accepting the bid of the Brown Motor Company to furnish the City of San Diego with twenty Police Department automobiles for the sum of \$13,913.40; awarding the contract for said automobiles; and authorizing the City Manager to enter into a contract with said Brown Motor Company for furnishing said automobiles; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Communication from the Hydraulic Engineer relative to painting the Chesterton Water Tank was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from the Purchasing Agent transmitting form of Resolution rescinding Resolution No. 70415, awarding the contract for sandblasting, painting and enameling the Chesterton Water Tank was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

RESOLUTION NO. 70462, recorded in Book 62 of Resolutions, rescinding Resolution No. 70415 awarding to Walter Ferem Company the contract for sandblasting, painting and enameling of Chesterton Water Tank; and authorizing the City Clerk to return any and all bid checks submitted by bidders on the Chesterton Water Tank painting work; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent, approved by the City Manager, transmitting form of Resolution relative to the current prevailing rate of wages for each type of work needed to execute the contract for sandblasting, painting and enameling Chesterton Water Tank was presented and ordered filed.

RESOLUTION NO. 70463, recorded in Book 62 of Resolutions, ascertaining the current prevailing rate of wages and rates for legal holiday and overtime work for each classification or type of workman or mechanic needed for sandblasting, painting and enameling the Chesterton Water Tank, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent, approved by the City Manager, transmitting form of Resolution authorizing advertising for bids for work to be done on the Chesterton Water Tank was presented and ordered filed.

RESOLUTION NO. 70464, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for sandblasting, painting and enameling of Chesterton Water Tank, in accordance with Specifications, Notice to Bidders, Bidding Instructions and Requirements on file in the office of the City Clerk, bearing Document No. 317251, was on motion of Councilman Housh, seconded by Councilman

Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Charles M. Gayton for \$48.91 was presented and read.

RESOLUTION NO. 70465, recorded in Book 62 of Resolutions, denying the claim of Charles M. Gayton, 2936 Imperial Avenue, in the amount of \$48.91; alleged to be due on account of property damage caused when his car ran over an open manhole on 29th Street, between Imperial Avenue and Commercial Street; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of Gus Matchinske for \$25.00 was presented and read.

RESOLUTION NO. 70466, recorded in Book 62 of Resolutions, denying the claim of Gus Matchinske, 3006 Barnett Avenue, in the amount of \$25.00; said amount alleged to be due with reference to a sewer connection at 1621 Plum Street; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from Harold Abrams, Architect, soliciting permission to develop plans, specifications and cost estimates for a recreation center in the Pacific Beach Area was read, and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Manager.

Communication from the City Engineer, approved by the City Manager, stating that in the matter of the proposed improvement of the Alley in Block 6, Wilshire Place, a preliminary investigation shows that in the case of each of 10 parcels of land the proposed assessment will exceed one half the true value of such parcel, was read and on motion of Councilman Housh the matter was continued for two weeks.

By unanimous consent, communication from the Chief of Police submitting a report of dispositions of traffic citations from November 27 to December 7, 1939, was presented, and on motion of Councilman Knox, seconded by Councilman Fish, referred to the Council's Secretary for study by the Councilmen.

By unanimous consent, RESOLUTION NO. 70467, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement with the City of Chula Vista for remote control service from radio station KGZD for use in blocking the escape of criminals and apprehending them prior to their departure from the County by enlarging the scope of Police Radio communication, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for the paving of Beardsley Street, between Kearny and Logan Avenues, was read and ordered filed.

RESOLUTION OF AWARD NO. 70468, recorded in Book 62 of Resolutions, awarding to R. E. Hazard & Sons the contract for paving and otherwise improving Beardsley Street, between Kearny and Logan Avenues, as described in Resolution of Intention No. 70131, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for the paving of the Alley in Block 174, University Heights, and a portion of Lincoln Avenue, was read and ordered filed.

RESOLUTION OF AWARD NO. 70469, recorded in Book 62 of Resolutions, awarding to V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block 174, University Heights, and Lincoln Avenue, as described in Resolution of Intention No. 70111, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

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

RESOLUTION of AWARD NO. 70470, recorded in Book 62 of Resolutions, awarding to San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for La Playa Lighting District No. 1 for the period ending November 24, 1940, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70471, recorded in Book 62 of Resolutions, for furnishing electric current for Seventh Avenue Lighting District No. 1 for the period ending December 31, 1940, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70472, recorded in Book 62 of Resolutions, for furnishing electric current for Eighth Avenue Lighting District No. 1 for the period ending December 31, 1940, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70473, recorded in Book 62 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving the Alley in Block 26, Ocean Beach, between Froude Street and Ebers Street, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70474, recorded in Book 62 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving the Alley in Block 4, Eastgate, between Orange Avenue and El Cajon Boulevard, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70475, recorded in Book 62 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70476, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing wage scale for work to be done in connection with the paving and otherwise improving of the Alley in Block 6, Frary Heights, and a portion of Thorn Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70477, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing wage scale for work to be done in connection with the paving and otherwise improving of the Alleys in Block 111, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70478, recorded in Book 62 of Resolutions, determining that owners of 15% of the area of the proposed assessment district for paving and otherwise improving Orange Avenue, between 37th Street and 40th Street, have not demanded the investigation and report under the special assessment investigation, limitation and majority protest Act; and directing the City Engineer to prepare plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70479, recorded in Book 62 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving Date Street, between Granada Avenue and Dale Street, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70480, recorded in Book 62 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 east and west Alley in Block 43, W. P. Herbert's Subdivision, between 36th Street and Cherokee Avenue, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70481, recorded in Book 62 of Resolutions, approving for payment bills submitted by the San Diego City and County Convention Bureau, in the sum of \$769.71, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70482, recorded in Book 62 of Resolutions, accepting the deed of Harvey D. Allen and Stella H. Allen for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70483, recorded in Book 62 of Resolutions, accepting the deed of Karl Fousek and Gertrude Fousek, for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Harbor Commission relative to proposed direct airline service for San Diego was read, and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 70484, recorded in Book 62 of Resolutions, requesting and urging the Department of Civil Aeronautics Authority of the United States, at Washington, D. C. to make a survey of the proposed route of the American Airlines Inc., from Oklahoma City, Oklahoma, via the cities of Lubbock, Albuquerque, Phoenix and El Centro to the City of San Diego, California; and to hold a hearing concerning the same with a view to issuing a Certificate of Convenience and Necessity to said American Airlines, Inc., to operate such service; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70485, recorded in Book 62 of Resolutions, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on Paving the Alley in Block 53, University Heights, under Resolution of Intention No. 69806, and to be assessed to pay the expenses thereof, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70486, recorded in Book 62 of Resolutions, determining that owners of 15% of the area of the proposed assessment district for paving and otherwise improving the Alley in Block 152, University Heights, and a portion of Polk Avenue, have not demanded the investigation and report under the special assessment investigation, limitation and majority protest Act; and directing the City Engineer to prepare the plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70487, recorded in Book 62 of Resolutions, accepting the deed of Ruth J. Hogan, Mary B. Findel and Robert P. Shields for a portion of Camino Del Rio was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

ORDINANCE NO. 1719, New Series, recorded in Book 47 of Ordinances, authorizing the City Manager to enter into a lease with the Southern California Telephone Company, a corporation, for an easement and 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 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 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.

At this time Councilman Weggenman was excused.

Communication from the City Attorney submitting the draft of an ordinance repealing an ordinance which prohibits smoking in street cars was read and ordered filed.

ORDINANCE NO. 1720, New Series, recorded in Book 47 of Ordinances, repealing Ordinance No. 5166 of the Ordinances of the City of San Diego, entitled, "An Ordinance prohibiting smoking of Pipes, Cigars, Cigarettes, etc., in or upon certain portions of street cars within the City of San Diego, and providing penalties for the violations thereof," approved July 2, 1913, 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, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Flowers, 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.

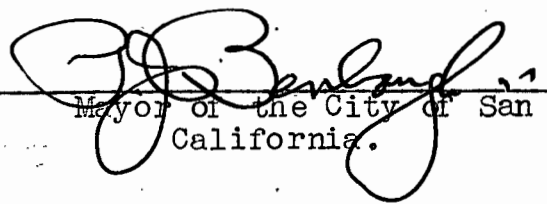
ORDINANCE NO. 1721, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 37, Ocean Beach, between the southeasterly line of Sunset Cliffs Boulevard and the northwesterly line of Ebers Street, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, 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.

ORDINANCE NO. 1722, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 39, Resubdivision of Blocks H and I, Teralta, in the City of San Diego, between the north line of Orange Avenue and the south line of El Cajon Boulevard, 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 of Councilman Housh, 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, December 19th, 1939.

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, Knox, Flowers and Mayor Benbough.
Clerk----Fred W. Sick.
Absent---Councilman Weggenman.

On motion of Councilman Housh, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, December 12th, 1939, were approved without reading.

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

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 317363.

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

At this time Councilman Weggenman 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 cost for paving and otherwise improving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west alleys in said Blocks, the Clerk reported that a written protest had been received from B. F. Randel, 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. 70488, recorded in Book 62 of Resolutions, denying the protest of B. F. Randel, contained in Document No. 317362, against the City Engineer's report and estimate of cost for the proposed paving and otherwise improving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west alleys in said Blocks, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of cost for paving and otherwise improving the Alley in Block 55, University Heights, between the north line of Monroe Avenue and the south line of Madison Avenue, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman Housh, 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 on a proposed Ordinance regulating the Slaughtering of Animals and providing inspection of Animals Slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured; processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

Communication from A. B. Marchese protesting against the proposed ordinance was read and ordered filed.

Communication from the San Diego County Retail Grocers Association opposing the proposed Meat Inspection Ordinance, and submitting a protest signed by a large number of individuals and firms in opposition to said proposed Ordinance, was read and ordered filed.

All interested persons having been heard, on motion of Councilman Housh, seconded by Councilman Simpson, the proposed Ordinance was referred to the City Manager to work out details, after conferences and hearings with interested persons.

Petition of Charles K. Fletcher for permission to improve a portion of Armada Place at private contract was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted.

RESOLUTION NO. 70489, recorded in Book 62 of Resolutions, granting permission to Charles K. Fletcher, 848 Rosecrans Street, to improve a portion of Armada Place by paving, grading and curbing, as petitioned for under Document No. 317346, and as shown on City Engineer's plan bearing Document No. 317347, at private contract was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Harriett M. Videaux for zone variance in Mission Valley was presented; together with a conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70490, recorded in Book 62 of Resolutions, granting permission to Harriett M. Videaux, 4951 Hollywood Boulevard, Los Angeles, to erect four residences on a portion of Lot 7 of Pueblo Lot 1113, southerly of Camino Del Rio, except 3.58 acres, each residence to be on a parcel approximately 3/4 acres in size; three of the lots to have access to Camino Del Rio by means of a 25-foot private road; with the understanding that the City of San Diego shall not be requested at a later date to take over this private road as a public street; and granting a variance to the restrictions of Ordinance No. 13594 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Colin McArthur for zone variance at 42nd and C Streets was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70491, recorded in Book 62 of Resolutions, granting permission to Colin McArthur, 923 Seventh Avenue, to erect three houses on Lots 20 to 24, Block 1, Buena Vista Tract, provided that a setback of fifteen feet is maintained on 42nd Street and on C Street; and granting a variance to the provisions of Ordinance No. 35, New Series, on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Thomas N. Hays for variance to restrictions at 1735 - 32nd Street was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70492, recorded in Book 62 of Resolutions, granting permission to Mr. and Mrs. Thomas N. Hays, 1735 - 32nd Street, to construct an addition to the rear of the residence on Lot 10 and the northerly 20 feet of Lot 9, in Block 5, San Diego Property Union, with a side yard of 3 feet, a rear yard of 26 feet and a lot coverage of 45 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 Simpson, seconded by Councilman Weggenman, adopted.

Petition of Arthur Tocque for permission to broadcast Christmas music at Fairmount and University Avenues was presented and read.

RESOLUTION NO. 70493, recorded in Book 62 of Resolutions, granting permission to Arthur Tocque, 4350 University Avenue, to place a loud speaker on the First National Bank Building, Fairmount and University Avenues, for the purpose of broadcasting Christmas carols two hours each day during the Christmas holidays, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of property owners for acceptance of a deed for the extension of New Hampshire Street was presented; together with a recommendation from the City Planning Commission that the request be denied, as only part of the property offered has been surfaced, the turning area has no paving, sidewalks nor curbs, and there are insufficient guard rails at the edge of an existing deep canyon.

RESOLUTION NO. 70494, recorded in Book 62 of Resolutions, denying the petition of Dorothy H. Upjohn, et al., for the acceptance by the City of San Diego of a deed for the southerly extension of New Hampshire Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Property Owners for paving the Alley in Block 18, Teralta, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; the paving to be 3" asphalt concrete on 3" of crushed rock.

RESOLUTION NO. 70495, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 18, Subdivision of Block "N" Teralta, as petitioned for in Document No. 317023; type of pavement to be 3 inches of asphalt concrete on 3 inches of crushed rock; and directing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Petition of Property Owners for paving Bayside Lane, north of Ventura Place, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; the pavement to be 6" cement concrete.

RESOLUTION NO. 70496, recorded in Book 62 of Resolutions, granting the petition for paving of Bayside Lane between Ventura Place and the Alley in Block 234, Mission Beach, and the Alley in Block 234 Mission Beach, between Mission Boulevard and Bayside Walk; type of pavement to be six inches of cement concrete, as petitioned for in Document No. 317014; authorizing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of John W. Wilson for reconsidering the petition for changing the name of Bach Avenue to "East Broadway" was presented; together with recommendation for denial from the City Planning Commission, accompanied by letters from the Chief of the Fire Department, the Supervising Record Clerk of the Water Department, the Postmaster, and the Chief of Police regarding the petition.

A motion was made to refer the petition back to the City Planning Commission. This was amended on motion of Councilman Knox, seconded by Councilman Simpson, to refer the petition to the City Manager; and the amendment carried.

Petition of Residents for removal of a dairy from the northeast corner of 65th Street and Wunderlin Avenue was read, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Planning Commission.

Petition of David H. Ryan et al. for increased lighting on University Avenue west of Euclid Avenue was presented; together with a communication from the City Engineer stating that lamps not larger than 600 candle power can be used with existing transformers and that if existing lamps are replaced with 600 c.p. lamps the assessment will be increased 31.6%; and a recommendation from the City Manager that the petitioners be so notified and the petition be filed; was presented and read.

On motion of Councilman Housh, seconded by Councilman Weggenman, the City Manager's recommendation was adopted and the petition ordered filed.

Communication from the City Attorney transmitting a form of resolution denying the application of the City of La Mesa to connect its sewer system with the City of San Diego's sewer system, and rescinding a former resolution of the Council requesting the preparation of an agreement with the City of La Mesa, was presented and read.

On motion of Councilman Housh, seconded by Councilman Weggenman, the form of resolution presented by the City Attorney was tabled.

RESOLUTION NO. 70497, recorded in Book 62 of Resolutions, repealing Resolution

No. 70249, adopted by the Council on November 8th, 1939, requesting the City Attorney to prepare an agreement with the City of La Mesa, based upon its application or petition to connect to the City of San Diego's sewer line, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

On motion of Councilman Housh, seconded by Councilman Flowers, the matter of the City of La Mesa's application for permission to connect to the City's sewer system was referred to the City Manager and the City Attorney to bring in a proposed agreement between the City of San Diego and the City of La Mesa and other interested parties.

Communication from Apartment House Owners and Managers Association of San Diego County relative to the proposed sewer tax was read, and on motion of Councilman Simpson referred to the City Manager for an answer.

Communication from the San Diego County Badminton Association thanking the Council for quick action in regard to the request for showers at the municipal gymnasium was read, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from San Diego Lodge No. 168, B.P.O. Elks thanking the Council for use of the Stadium for the football game between the U. S. Marines and the College of the Pacific was read, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from Senator Ed Fletcher relative to freight rates between Pacific Coast ports and the Canal Zone was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Harbor Department.

Communication from the City Auditor relative to reports on earnings of employees to the Commissioner of Internal Revenue was read.

RESOLUTION NO. 70498, recorded in Book 62 of Resolutions, requesting the Civil Service Department to report earnings of employees in the City service to the Commissioner of Internal Revenue, in connection with the "Public Salary Tax Act of 1939", regarding income tax returns; as recommended by the City Auditor in Document No. 317265; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Communication from Andrew K. Wier relative to the dog pound and licenses for keeping dogs was presented, and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to Councilman Harley E. Knox, chairman of the "Pound" Committee.

Communication from the San Diego Race Relations Society inviting the Councilmen to attend their December meeting was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from Dan F. Taylor, Education Chairman Communist Party of San Diego relative to street car fares was read, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the Southern California Writers' Project requesting a conference with the Council was read and referred to the City Manager for recommendation, on motion of Councilman Housh, seconded by Councilman Weggenman.

Communication from B. V. Paynter suggesting a bicycle police patrol along the Ocean Front in Mission Beach was read, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the Civil Service Commission relative to the accumulation of vacations by employees was read, and on motion of Councilman Flowers, seconded by Councilman Fish, referred to the City Attorney for preparation of an ordinance on the subject.

Thereupon, RESOLUTION NO. 70499, recorded in Book 62 of Resolutions, requesting the City Attorney to prepare an ordinance amending Rule X, Section (a) of the Civil Service Rules, regarding annual vacation accumulation, as recommended in Document No. 317303 by the Civil Service Commission, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from Hervey and Holt relative to new license fees for Taxicabs was read. Edgar Hervey appeared before the Council on this subject. On motion of Councilman Knox, seconded by Councilman Fish, the communication was ordered filed.

Communications from residents protesting against Gospel Meetings being held at 38th and Thorn Streets were presented and read.

A motion was made by Councilman Knox to rescind the resolution and revoke the permit allowing the operation of tent meetings at 38th and Thorn Streets as of January 1st, 1940. The motion lost for want of a second.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Flowers, the matter was referred to the City Manager. Councilman Knox voted "Nay" on the motion.

Communication from the City Manager recommending an agreement for S.R.A. workers for the Zoological Society was read, and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Attorney for proper form of resolution.

Communication from the City Manager stating that the Sun Harbor Fisheries have been notified that they must comply with all standard requirements of the City by January 15, 1940, or cease operations, was read and on motion of Councilman Weggenman,

seconded by Councilman Housh, ordered filed.

Communication from the City Manager relative to additional personnel needed by the Playground Department in connection with the operation of the Mission Beach Amusement Center was presented and read.

RESOLUTION NO. 70500, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance transferring \$2580.00 from the Unappropriated Balance Fund to the Playground Department, and an ordinance transferring \$5345.00 from the Unappropriated Balance Fund to the Public Works Department - Public Buildings Fund, as recommended by the City Manager, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

The matter of Flood Control on the San Diego River was considered at this time.

RESOLUTION NO. 70501, recorded in Book 62 of Resolutions, approving the tentative plans for the construction of a flood control channel between the foot of Presidio Park and the mouth of Mission Bay, as described in a certain blueprint, and as further described by the U. S. Engineers at a conference held in Los Angeles on December 11th, 1939; and expressing the City's desire that said construction work be done; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to blowing Curfew Whistle by the San Diego Consolidated Gas and Electric Company was read, and on motion of Councilman Housh, seconded by Councilman Simpson, ordered filed.

Communication from the City Manager relative to recommendations from the San Diego Public Safety Committee relative to the intersection of Taylor Street and Morena Boulevard, stating that reflectorized stop buttons, reflectorized stop sign and sign on the pavement have been installed; and that a recommendation for additional lights will be presented at a later date; was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

The matter of the intersection of Rosecrans Street and Pacific Highway was discussed, and on motion of Councilman Knox tabled for one week.

Request of residents for better protection against traffic accidents at the intersection of 32nd Street and Thorn Street was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Traffic and Safety Commission by unanimous consent.

Communication from the City Manager relative to proposed agreement with A. R. Schulenburg for salvaging material from the abandoned Otay Pipeline, and stating that no agreement can be entered into for this work without advertising for bids, was presented and read.

Communication from the City Attorney relative to proposed contract between the City and A. R. Schulenburg was read and ordered filed.

RESOLUTION NO. 70502, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to bring in the necessary papers leading up to advertising for bids for salvaging of material from the Otay-San Diego First Main Pipe Line, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of W. G. Gerow for permission to operate sound chimes at Front and B Streets was presented and read.

RESOLUTION NO. 70507, recorded in Book 62 of Resolutions, denying the petition of W. G. Gerow, 1155 Front Street, for permission to install and operate sound with chimes at Tufford DeSoto Company, Front and B Streets, from December 20th to January 1st, was on motion of Councilman Fish, seconded by Councilman Housh, adopted. Councilmen Simpson and Fish voted "Nay" on the motion.

Communication from the City Manager submitting a report on the disposition of Traffic Citations from December 8th to December 16th, 1939, was read and on motion of Councilman Weggenman ordered filed.

Communication from the Legal Department relative to proposed Bus Franchise for the San Diego Electric Railway Company was read, and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the City Manager relative to bus franchise to Mission Beach and La Jolla applied for by the San Diego Electric Railway Company was read, and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 70503, recorded in Book 62 of Resolutions, determining and proposing to grant a Franchise to San Diego Electric Railway Company to operate automobile busses, stages and other self-propelled vehicles for the transportation of passengers for hire upon certain streets in the City of San Diego, until the 10th Day of November, 1973; and ordering notice of said determination of the Council to be had by publication in the official newspaper of said City, and fixing the amount of the bond, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

On motion of Councilman Weggenman, seconded by Councilman Simpson, the hearing in connection with the application of the San Diego Electric Railway Company for said bus franchise was set for January 16th, 1940, at the hour of 10:00 o'clock A.M.

At this time 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, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent---Councilmen Weggenman and Housh.

RESOLUTION NO. 70504, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Seventh Avenue Lighting District No. 1, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70505, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Eighth Avenue Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70506, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the grading, paving and otherwise improving the Alley in Block 6, Frary Heights, between the north line of Redwood Street and the south line of Thorn Street, and a portion of Thorn Street; and approving Plat No. 1747, 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. 70508, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 6, Frary Heights, between the north line of Redwood Street and the south line of Thorn Street; and a portion of Thorn Street, between the northerly prolongation of the east and west lines of the Alley in Block 6, Frary Heights; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70509, recorded in Book 62 of Resolutions, ordering the work of paving and otherwise improving the Alley in Block 46, Park Villas, as described in Resolution of Intention No. 70294, 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 University Avenue Lighting District Number Two, was presented and ordered filed.

RESOLUTION OF INTENTION NO. 70510, recorded in Book 62 of Resolutions, for furnishing electric current for University Avenue Lighting District Number Two, for the period ending March 15, 1941, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70511, recorded in Book 62 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 46, Park Villas, shall be done under the direction of the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70512, recorded in Book 62 of Resolutions, directing that the assessment for paving and otherwise improving the Alley in Block 46, Park Villas, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

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

Communication from the City Engineer recommending the purchase of certain property for the Washington Street Extension Project was read and ordered filed.

RESOLUTION NO. 70513, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain real property for the purpose of extending Washington Street, from Fifth Avenue to Lincoln Avenue; and authorizing requisitions on the Rights of Way Trust and Revolving Fund for said purchase and for incidental expenses; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Manager recommending an agreement for S.R.A. Workers for maintenance work in the Park Department was read and ordered filed.

RESOLUTION NO. 70514, recorded in Book 62 of Resolutions, authorizing and empowering the City Manager to execute a contract on behalf of the City of San Diego for the assignment by the State Relief Administration of certain relief workers to do general maintenance work in Balboa Park, under the supervision of the City Park Department, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70515, recorded in Book 62 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego to William A. Hamilton for residential and stock grazing purposes, for a period of three years ending December 31st, 1942, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70516, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement on behalf of the City of San Diego with H. Louis Bodmer, San Diego Architect, for furnishing preliminary plans, descriptions, pertinent information and cost estimates for the erection of a memorial recreational gymnasium building in the Logan Heights District; and repealing Resolution No. 70391, adopted December 5th, 1939; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70517, recorded in Book 62 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the project statement covering the expenditure of funds for the improvement of Narragansett Street Extension, as set forth in Document No. 317323, on file in the office of the City Clerk of said City, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70518, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 27 of the Administration Building and

Grounds Department, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70519, recorded in Book 62 of Resolutions, approving and allowing certain claims attached to Transmittal No. 28, of the Administration Building and Grounds Department, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

By unanimous consent, RESOLUTION NO. 70520, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to sign a claim against the County of San Diego in the sum of \$4176.22; which sum represents the expense incurred by the City of San Diego in providing additional court rooms for the Municipal Court in the Police Headquarters Building; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1723, New Series, recorded in Book 47 of Ordinances, prohibiting the smoking of pipes, cigars and cigarettes in any street car or bus operating within the City of San Diego, excepting the rear portion thereof, and providing a penalty for the violation thereof, 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, Fish, Knox, Flowers and Mayor Benbough. Nays---None. Absent---Councilman Housh.

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

A communication from the City Engineer, approved by the City Manager, recommending an Ordinance for relief of the W. J. Bailey Company in the amount of \$72.50, to be taken from the Public Improvement Trust and Revolving Fund, in connection with the petition for closing portions of Curlew Street and Horton Avenue, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, the recommendation was adopted, by unanimous consent.

THEREUPON, ORDINANCE NO. 1724, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$72.50 out of the Public Improvement Trust and Revolving Fund of the City of San Diego for the relief and benefit of the W. J. Bailey Company, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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


ORDINANCE NO. 1725, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 175, University Heights, in the City of San Diego, between the south line of Polk Avenue and the north line of Lincoln Avenue, 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, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

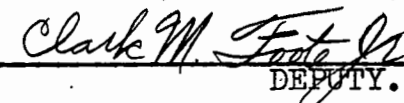
ORDINANCE NO. 1726, New Series, recorded in Book 47 of Ordinances, establishing the grade of Estudillo Street, in the City of San Diego, between a line drawn parallel to and distant 13.00 feet northeasterly from the northeasterly line of Pacific Highway and the southwesterly line of Moore Street, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

Thereupon, on motion of Councilman Housh, 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, December 26th, 1939.

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 Fish, seconded by Councilman Knox, the minutes of the regular meeting of Tuesday, December 19th, 1939, were approved without reading.

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, 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, RESOLUTION NO. 70521, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Pacific Highway Lighting District No. 1, was on motion of Councilman Fish, 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 La Jolla Lighting District No. 1, 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, RESOLUTION NO. 70522, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting La Jolla Lighting District No. 1, 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 appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 9, Wilshire Place, under Resolution of Intention No. 69699, the Clerk reported that no 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. 70523, recorded in Book 62 of Resolutions, confirming the City Engineer's Assessment No. 1686, for the work of paving and otherwise improving the Alley in Block 9, Wilshire Place, under Resolution of Intention No. 69699, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Petition of business men relative to the proposed use of a Food Stamp Plan in San Diego County was read, and on motion of Councilman Flowers, seconded by Councilman Fish, continued for one week. The City Clerk was asked to contact the Merchants' Association and the Wholesale Board of Trade and ask them to come to a conference on the subject.

Communication from the City Engineer, approved by the City Manager, reporting on bid for El Cajon Boulevard Lighting District No. 1, was presented and read.

RESOLUTION NO. 70524, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for El Cajon Boulevard Lighting District No. 1 for the period ending November 30th, 1940, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70525, recorded in Book 62 of Resolutions, approving and adopting the plans, drawings, typical cross-sections, profiles and specifications for grading, paving and otherwise improving the north and south alley in Block 111, University Heights, and the east and west alley in said Block 111, University Heights, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 70526, recorded in Book 62 of Resolutions, for paving and otherwise improving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70527, recorded in Book 62 of Resolutions, approving the Engineer's report and fixing time and place for hearing thereon, for paving and otherwise improving the Alley in Block 152, Mission Beach, between Mission Boulevard and Bayside Lane, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70528, recorded in Book 62 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 "B", Altadena, and a portion of Thorn Street, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70529, recorded in Book 62 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 147, Mission Beach, between Mission Boulevard and Bayside Lane, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70530, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed grading and otherwise improving of Estudillo Street, between Pacific Highway and Moore Street did demand the making of an investigation as provided in the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement, as provided in said Act; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70531, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of the Alley in Block 72, Ocean Beach; and a portion of Newport Avenue; did demand the making of an investigation as provided in the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement, as provided in said Act; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70532, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of the Alley in Block "C", Altadena, between the north line of Thorn Street and the south line of Upas Street; and a portion of Thorn Street; did demand the making of an investigation as provided in the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement, as provided in said Act; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70533, recorded in Book 62 of Resolutions, determining that the proposed assessment for the improvement of the Alley in Block 55, University Heights, by paving, etc., will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to prepare plans and specifications for said paving, etc.; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70534, recorded in Book 62 of Resolutions, determining that the proposed assessment for the improvement of the North and South Alleys in Blocks 3 and 4, Hartley's North Park, by paving, etc., will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to prepare plans and specifications for said paving, etc.; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70535, recorded in Book 62 of Resolutions, approving for payment the bill submitted by the San Diego Junior Chamber of Commerce, dated December 20th, 1939, in the sum of \$89.45 for refund on money advanced for entertainment of the Marine Corps football squad, as recommended by the City Manager under date of December 21st, 1939; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70536, recorded in Book 62 of Resolutions, accepting the deed of Vitulia E. Randall for a portion of Washington Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

The following matters were considered by unanimous consent:-

RESOLUTION NO. 70537, recorded in Book 62 of Resolutions, authorizing the City Manager and members of the Council to attend a meeting of the California Highway Commission in Los Angeles on Saturday, December 30th, 1939, and to incur the necessary expense therefor, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1727, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Maintenance and Support," City Attorney's Fund, was on motion of Councilman Simpson, seconded by Councilman Fish, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

RESOLUTION NO. 70538, recorded in Book 62 of Resolutions, approving Change Orders Nos. 8 and 9, and cancelling Change Order #1, approved October 17, 1939, in connection with the contract for doing certain construction and finishing work on the Ground Floor of the San Diego City and County Administration Building, Civic Center, as recommended by H. E. Moore, Superintendent of Construction, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from H. E. Moore, Superintendent of Construction, reporting on work completed by Hunt & Curry, Contractors, on the Ground Floor of the San Diego City and County Administration Building, Civic Center, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed; the City Attorney to bring in a resolution of acceptance next week.

Communication from the Civil Service Commission relative to vacations was presented and ordered filed.

ORDINANCE NO. 1728, New Series, recorded in Book 47 of Ordinances, adopting an Amendment to Section (a), RULE X of the Rules of the Civil Service Commission of the City of San Diego, relative to Annual Vacations for employees, and allowing the accumulation of credits for unused vacation time, 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, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

RESOLUTION NO. 70539, recorded in Book 62 of Resolutions, referring to the City Manager for action the matter of grading by private contract, a portion of Locust Street from the east line of Xenophon Street to the center line intersection of Locust Street and Voltaire Street, being done by George E. Campbell, P. O. Box 1870, owner of Lots 1, 2 and 3, Block 183, Roseville Addition, authorized in Resolution No. 70090, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Petition of S. A. Cummings for permission to improve Hortensia Street, between Juan and Guy Streets, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted.

RESOLUTION NO. 70540, recorded in Book 62 of Resolutions, granting permission to S. A. Cummings, 4170 Falcon Street, to pave and otherwise improve Hortensia Street, between Juan and Guy Streets, by private contract, in accordance with plans and specifications contained in Document No. 317442, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70541, recorded in Book 62 of Resolutions, referring to the City Manager for action the matter of installing safety devices at the intersection of Pacific Highway and Rosecrans Street, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
DEPUTY.

REGULAR MEETING

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

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

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

Clerk-----Fred W. Sick.

Absent-----None.

On motion of Councilman Flowers, seconded by Councilman Knox, the minutes of the regular meeting of Tuesday, December 26th, 1939, were approved without reading.

Petition of Residents for removal of a dairy from 65th Street and Wunderlin Avenue was presented and read; together with a report from the City Planning Commission on the matter.

RESOLUTION NO. 70542, recorded in Book 62 of Resolutions, directing the City Attorney to notify the operator of the commercial dairy at 65th Street and Wunderlin Avenue that the operation of said dairy constitutes a zone violation; and that if he does not move from the premises within ninety days he will be prosecuted; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Charles H. G. Roth, et ux., for zone variance in Block C, Re-subdivision of Normal Heights, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70543, recorded in Book 62 of Resolutions, granting permission to Charles H. G. Roth and Elizabeth Phillips Roth, to construct a third residence in Zone R-2, on Lot 24, Block C, Re-subdivision of Normal Heights; providing that the City Planning Commission shall pass upon the exterior design of the building; and granting a variance to the restrictions of Ordinance No. 1019, New Series, of the ordinances of the City of San Diego, California, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of R. H. Baker for zone variance at Talbot and Armada Terrace was presented; together with recommendation for approval by a vote of 5 to 0 from the City Planning Commission.

RESOLUTION NO. 70544, recorded in Book 62 of Resolutions, granting permission to R. H. Baker, 842 Rosecrans Street, to erect two single family residences in Zone R-1, on Lots 11 to 14, Block 3, Ironton, providing a setback of fifteen feet is maintained on Armada Terrace, and a setback of ten feet along Talbot Street; and granting a variance to the restrictions of Ordinance No. 32, New Series, of the Ordinances of the City of San Diego, California, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Colin McArthur for sewer to serve Blocks 1 and 2, of Buena Vista Tract was presented and read; together with a communication from the City Engineer, approved by the City Manager, stating that the assessed value of the lots involved is only \$20.00 each, and that the installation of either sewer mains or water mains will exceed \$30.00 per lot. A communication from Colin McArthur relative to proposed service mains for the Buena Vista Tract was read and ordered filed.

A motion was made by Councilman Fish and seconded by Councilman Weggenman to deny the sewer petition. No vote was taken on this motion.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Simpson, the matter was referred to the City Engineer relative to the need for installing the water main, and to the City Manager for recommendation on the debt limitation act.

Petition of Church of Jesus Christ of Latter Day Saints for free permit to operate a second hand store was presented and read; together with recommendations for approval from the Social Welfare Director and from the City Manager.

RESOLUTION NO. 70545, recorded in Book 62 of Resolutions, granting a free license to the Church of Jesus Christ of Latter Day Saints, by Lawrence Crandall, 1220 University Avenue, to operate a second hand store at 831 University Avenue, on condition that the enterprise be in full compliance with the provisions of Ordinance No. 111, New Series, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from Dr. E. Paynter relative to drainage conditions at Fifth Avenue and Broadway was read, and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

Communication from the Civil Aeronautics Authority relative to the application of the American Airlines for a certificate of public convenience and necessity to engage in air transportation between Oklahoma City, Oklahoma and San Diego, California, was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from H. E. MacArthur relative to recent drowning in a pool in Mission Valley near the foot of Texas Street was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney.

Communication from George Newton relative to the need of a lunch room in the Civic Center Administration Building was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the Civic Center Control Committee and to the City Manager.

Communication from M. Trepte offering to purchase certain City-owned land on 13th Street, between Market Street and Island Avenue, was read and on motion of Councilman Simpson, seconded by Councilman Knox, referred to the City Manager.

Communication from Ted Matthews suggesting the installation of a miniature automobile ride in Balboa Park was read, and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to the City Manager.

Communication from the Forni Manufacturing Company relative to Garbage Elimination Plant was read, and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the San Diego Municipal Traffic and Safety Commission recommending that the Commission be reorganized was read; together with communication from the Truck & Warehouse Association requesting representation on the Traffic and Safety Commission; and referred to the Mayor's office for a conference.

Report of the 1939 San Diego County Grand Jury regarding the Police and Fire Department Pension Funds, and other matters, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager for a report from the City Treasurer.

At this time Mr. W. A. Huggins, State Traffic Safety Coordinator, attending the meeting, offered the services of his Department to the City of San Diego whenever needed.

Communication from the City Engineer, approved by the City Manager, stating that in the case of each of ten parcels of land the proposed assessment will exceed one half the true value of such parcel, for the proposed paving of the Alley in Block 6, Wilshire Place, was read, and on motion of Councilman Housh, seconded by Councilman Fish, continued for one week.

Communication from the City Planning Commission, approved by the City Manager, recommending the approval of the tentative map of a portion of Lot 24, La Mesa Colony, under certain conditions was read and filed.

RESOLUTION NO. 70546, recorded in Book 62 of Resolutions, approving the revised tentative map of the proposed subdivision of a portion of Lot 24, La Mesa Colony; subject to complying with recommendations of the City Planning Engineer, City Engineer and the Director, Bureau of Sanitary Engineering; 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 street lights at various locations was presented and read.

RESOLUTION NO. 70547, recorded in Book 62 of Resolutions, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted; authorizing the installation of overhead street lights at the following locations:

24th Street at C Street	400 c.p.
College Avenue at Carol Street	400 c.p.
Orange Avenue at 45th Street	400 c.p.
Camino Del Rio at Taylor Street	1000 c.p. sodium
Barnett Avenue at Lytton Street	400 c.p. Pole #2728.
Barnett Avenue at Lytton Street, Change to	1000 c.p. sodium Pole #3001.

Communication from the City Engineer, approved by the City Manager, reporting on the cost for sewers in Payne Street and Webster Avenue, was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager for a report on the necessity for this improvement.

By unanimous consent, RESOLUTION NO. 70548, recorded in Book 62 of Resolutions, referring to the City Manager the matter presented verbally by Mr. C. Leon de Aryan regarding the theft of a beer truck from Fifth Avenue and K Street, and action of police officers when the truck was found stalled on the Camp Kearny Mesa Road, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Petition of business men relative to the use of the Food Stamp Plan in San Diego County was read; together with Communication from B. W. Sinclair relative to the Plan, and Communication from the Merchants Association of San Diego, Inc., favoring said Plan.

Mr. H. W. Hopkins, Secretary of the Retail Grocers' Association appeared before the Council and explained the working of the Food Stamp Plan, and urged the Council to endorse the use of this plan in San Diego County.

RESOLUTION NO. 70549, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare a resolution endorsing the proposed food stamp plan for San Diego County, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

At this time Councilman Harley E. Knox was excused.

Copy of Resolution of the Board of Supervisors urging the adoption of an ordinance regulating and licensing Nursing Homes in the City of San Diego was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager for recommendation.

At this time Councilman Harley E. Knox entered and took his seat on the Council.

Report of H. E. Moore on completion of the Civic Center Ground Floor Contract was read and ordered filed.

RESOLUTION NO. 70550, recorded in Book 62 of Resolutions, accepting the materials furnished and work performed in doing certain construction and finishing work on the ground floor of the San Diego City and County Administration Building, Civic Center, by Hunt & Curry; and providing that this resolution shall be null and void, and of no force and effect, unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from L. E. Meyer offering a certain strip of land in Mission Avenue to the City was presented and read; together with a report from the Park Director, and a recommendation from the City Manager that the land be accepted for street purposes, but not as a City Park.

On motion of Councilman Weggenman, seconded by Councilman Fish, the communication was ordered tabled until pending change of grade proceedings are completed.

Petition of Abbie W. Worth for special sewer connection permit was presented and read; together with recommendation from the City Manager that the permit be granted upon the payment of \$5.00 for a private property connection.

RESOLUTION NO. 70551, recorded in Book 62 of Resolutions, granting permission to Abbie W. Worth, c/o T. J. Mackenzie, to make a sewer connection for a residence under construction on portions of Lots 2 and 3, Block 22, L. W. Kimball's Addition with an existing sewer line on Lot 2, upon the payment of a \$5.00 fee for a private property connection, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Manager recommending that Lyle D. Guthrie be sent to the Pacific Coast Traffic Officers Training School in Berkeley, and authorized to incur the necessary expense for tuition and railroad fare, was presented and read.

RESOLUTION NO. 70552, recorded in Book 62 of Resolutions, authorizing the City Manager to send Lyle D. Guthrie to the second Pacific Coast Traffic Officers Training School to be held in Berkeley January 8th to 20th, 1940, and incur the necessary expense for tuition and railroad fare, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from Apartment House Owners and Managers Association of San Diego County opposing a suggested sewer tax was presented; together with a recommendation from the City Manager that it be filed. On motion of Councilman Knox, seconded by Councilman Fish, the communication was ordered filed.

RESOLUTION NO. 70553, recorded in Book 62 of Resolutions, thanking the San Diego Junior Chamber of Commerce for sponsoring a float depicting the Palomar Observatory in the Pasadena Tournament of Roses parade, on January 1st, 1940; and congratulating the Junior Chamber of Commerce for entering a prize-winning float; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70554, recorded in Book 62 of Resolutions, thanking the sponsors of the Bonham Brothers' Boys Band for the fine showing the band made in the Pasadena Tournament of Roses parade on January 1st, 1940, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids received for sandblasting, painting and enameling the Chesterton Water Tank was read and ordered filed.

RESOLUTION NO. 70555, recorded in Book 62 of Resolutions, accepting the bid of Walter Ferem Company for sandblasting, painting and enameling of Chesterton water tank, for the sum of \$1,985.00; awarding the contract to said Walter Ferem Company; and authorizing the City Manager to enter into a contract with said Walter Ferem Company for said work, pursuant to plans and specifications therefor on file in the office of the City Clerk; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Attorney relative to settlement of Claim against Barbara M. Canepa was read and ordered filed.

RESOLUTION NO. 70556, recorded in Book 62 of Resolutions, accepting the offer of the Pacific Automobile Insurance Company for the settlement of the claim of The City of San Diego against Mrs. Barbara M. Canepa, for damages to ornamental light post, for the sum of \$91.80, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70557, recorded in Book 62 of Resolutions, for furnishing of electric current for Pacific Highway Lighting District No. 1, for the period ending November 4th, 1940, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70558, recorded in Book 62 of Resolutions, for furnishing of electric current for La Jolla Lighting District No. 1, for the period ending December 31st, 1940, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70559, recorded in Book 62 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for the proposed paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K. and L, Teralta, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70560, recorded in Book 62 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for the proposed paving and otherwise improving the Alley in Block 73, University Heights, was on motion

of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70561, recorded in Book 62 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the project statement for the expenditure of the Quarter Cent Fund on State Highways, covering the improvement of said State Highways within said City, as set forth in Document No. 317522, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70562, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed grading and otherwise improving of Front Street, between Palm and Quince Street, and Quince Street between the northerly prolongation of the westerly line of Front Street and the northerly prolongation of the easterly line of Front Street, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70563, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70564, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving of E Street, between 27th Street and 28th Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending an agreement for the use of State Relief Administration workers by the Zoological Society was read and ordered filed.

RESOLUTION NO. 70565, recorded in Book 62 of Resolutions, authorizing the City Manager to execute an agreement with the State Relief Administration for furnishing workers for landscaping and maintenance of lawn in Balboa Park, for and in consideration of a contribution from the City of San Diego of not to exceed a total sum of \$120.00, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70566, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 29, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70567, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 30, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70568, recorded in Book 62 of Resolutions, determining that the bond required of the Traffic Clerk, to indemnify the City of San Diego and the County of San Diego, shall be fixed at the sum of \$5000.00, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70569, recorded in Book 62 of Resolutions, authorizing and directing the City Auditor to transfer the sum of \$192,919.15 from the General Reserve Account of the City of San Diego to the Bond Interest and Redemption Fund; and further directing that sum authorized to be transferred shall, on or before the end of the current fiscal year, be returned to said General Reserve Account; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

ORDINANCE NO. 1729, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2580.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Salaries And Wages", Playground and Recreation Department Fund, 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 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 City Manager relative to additional personnel needed by the Playground Department was read and ordered filed.

ORDINANCE NO. 1730, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5345.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Salaries and Wages," Division of Public Buildings, Department of Public Works Fund, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1731, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alleys in Block 101, University Heights, in the City of San Diego, California, running east and west through said block, and running north and south through said block, 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 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. 1732, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block "C" Altadena, between the south line of Upas Street and the north line of Thorn Street, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

On motion of Councilman Weggenman, seconded by Councilman Simpson, a conference relative to proposed Charter Amendments was set for January 16th, 1940, at the hour of 2:00 o'clock P.M.

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

Bond of Will S. Heller, Treasurer of the County of San Diego, as Trustee to the City of San Diego to receive certain tax monies belonging to the City of San Diego to be paid by him to the Treasurer of the City of San Diego.

Contract with the San Diego Consolidated Gas and Electric Company for La Playa Lighting District No. 1.

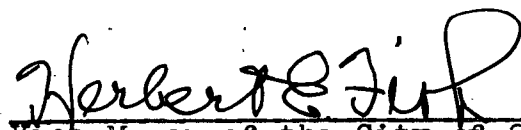
Bond of Fred M. Lockwood as Purchasing Agent for the City of San Diego.

The Mayor introduced Mr. Jack Dodge, a resident of San Diego for sixty years, who made brief remarks on the progress of the City during his residence here.


Communication from Four States Highway Ass'n relative to the Annual Convention to be held at Las Vegas on January 12th, 13th and 14th, 1940, was presented and read.

RESOLUTION NO. 70570, recorded in Book 62 of Resolutions, authorizing the City Manager and Councilman Herbert E. Fish to attend the Annual Convention of the Four States Highway Ass'n to be held at Las Vegas on January 12th, 13th and 14th, 1940, and to incur the necessary expense in connection with the trip, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Thereupon, on motion, the meeting was adjourned.


Vice-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, January 9th, 1940.

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

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

Clerk----Fred W. Sick.

Absent---Councilman Housh and Mayor Benbough.

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

On motion of Councilman Flowers, seconded by Councilman Simpson, the minutes of the regular meeting of Tuesday, January 2nd, 1940, were approved without reading.

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

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 317652.

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

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

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 317653.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, 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 a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using Natural or Artificial Gas; providing for the approval of materials, devices and appliances using Natural or Artificial Gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance; 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 Knox, seconded by Councilman Weggenman, the hearing was continued until Tuesday, January 23rd, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or illegal use or disposal of certain sub-standard Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448, (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

Mr. Fred Steiner appeared, representing the Marine Building Industries, and asked for clarification of the Ordinance.

All interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Weggenman, the hearing was continued until Tuesday, January 23rd, 1940, at the hour of 10:00 o'clock A.M.

By unanimous consent, Petition of Residents for removal of Dog Pound from its present location on Wright Street, near Moore Street, was presented and read.

On motion of Councilman Knox, seconded by Councilman Flowers, the petition was referred to the Dog Pound Committee.

By unanimous consent, RESOLUTION NO. 70571, recorded in Book 62 of Resolutions, approving certain claims attached to Transmittal No. 31 of the San Diego City and County Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Petition of Mary C. Woodworth for variance to restrictions on Pennsylvania Avenue was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70572, recorded in Book 62 of Resolutions, granting permission to Mary C. Woodworth, 2331 Second Avenue, to erect a single-family residence on the southerly 50 feet of Lots 35 and 36 and the westerly 2 feet of Lot 37, Block 460, Winder's Subdivision, with a side yard of 0 feet and with a rear yard of 10 feet; with a lot coverage of 37.8 per cent; providing the residence maintains the setback line along Pennsylvania Avenue; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned; was on motion of Councilman Housh, seconded by

Councilman Knox, adopted.

Petition of E. E. Wyatt for Zone Variance at 4275 Hermosa Way was presented; together with a recommendation from the City Planning Commission by a vote of 6 to 2 that the petition be granted.

RESOLUTION NO. 70573, recorded in Book 62 of Resolutions, granting permission to E. E. Wyatt and Jessie P. Wyatt, 4275 Hermosa Way, to convert a dwelling into a duplex, on Villa Lot 46, Mission Hills; and granting a variance to the restrictions of Ordinance No. 12990 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of J. W. Anderson for Zone Variance at Panama Place and Mountain View Drive was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70574, recorded in Book 62 of Resolutions, granting permission to J. W. Anderson, 3281 Wightman Street, to erect three single-family residences on Lots 27 and 28, Tract 1353, Normal Heights, providing the two lots are divided into three parcels of approximately equal size, as shown on sketch attached to petition bearing Document No. 317608, and providing the setback line is maintained on Mountain View Drive and on Panama Place; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of J. J. Rushton for Zone Variance on Nautilus Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70575, recorded in Book 62 of Resolutions, granting permission to John J. Rushton, 3859 La Cresta Drive, to construct a fifth residential unit (apartment over garage) on Lots 21, 22, 23, Block E, South La Jolla, providing the construction is done in accordance with the plans submitted, and that no additional requests are made; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of Florentine Howard for Zone Variance at Perry Street and San Antonio Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70576, recorded in Book 62 of Resolutions, granting permission to Florentine Howard, 68 Atlantic Avenue, Oceanside, New York, to erect four single-family residences on Lot 4, Block 163, La Playa; each to be on a parcel with a street frontage of 50 feet; and containing over 5,000 square feet in area; maintaining the setback established by existing dwellings along San Antonio Street in the same block; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Dietrich H. Kobusch and J. D. Wier for Zone Variance at Trumbull Street and Akron Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70577, recorded in Book 62 of Resolutions, granting permission to Dietrich H. Kobusch and J. D. Wier to erect two single-family dwellings on Lots 11, 12 and 13, Block 6, Roseville Heights; one building to be on a parcel 45 feet by 75 feet on Trumbull Street and the alley; one building to be on a parcel 70 feet by 75 feet on Trumbull Street and on Akron Street, maintaining a fifteen-foot setback on Trumbull Street and on Akron Street; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

On motion of Councilman Knox, seconded by Councilman Weggenman, applications for taxicab operating permits from Steele Tomlinson, Charles A. Pratt, Joseph L. Green and Harry Saville were read and referred to the Municipal Traffic and Safety Commission.

Petition of J. J. Sugarman-Rudolph Company for an auction sale permit was presented and read.

RESOLUTION NO. 70578, recorded in Book 62 of Resolutions, granting permission to J. J. Sugarman-Rudolph Company, by Eli H. Levenson, 1035 Bank of America Building, to conduct an auction sale at 1165 Seventh Avenue, on or about January 22nd, 1940, for one day only, for the purpose of liquidating equipment, furnishings, furniture, instruments and implements of the San Diego Sun; with the understanding that the auctioneer will be G. F. Arterburn, and that all regulations regarding auction sales will be complied with; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Brooklyn Heights Presbyterian Church for a permanent permit to play organ chimes at 30th and Fir Streets was presented and read.

RESOLUTION NO. 70579, recorded in Book 62 of Resolutions, granting permission to Brooklyn Heights Presbyterian Church, 30th and Fir Streets, to maintain loud speakers located in the garret of the church, at the ventilators, and entirely within the building, for the purpose of carrying organ chimes to the immediate community (within a quarter mile radius); (It is understood that the chimes are to be played between 10:45 and 11:00 A.M. and between 7:15 and 7:30 P.M. on Sundays); upon the condition that if complaints are made from residents of the area the permit may be cancelled; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Petition of Joe Robinson for a Floor Show License and Dance License at 202 Market Street was presented and read.

RESOLUTION NO. 70580, recorded in Book 62 of Resolutions, granting the application of Joe Robison, 202 Market Street, for permission to conduct public dance on premises where intoxicating liquor is sold, at the address mentioned; subject to compliance with existing regulations; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70581, recorded in Book 62 of Resolutions, granting permission

to Joe Robison, 202 Market Street, to conduct a floor show with paid entertainment at the Creole Palace, at the address mentioned, 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 Weggenman, seconded by Councilman Flowers, adopted.

Petition of Frederick L. Schwartz, et al. for closing portions of Union Street, Thorn Street, Sassafras Street and Horton Avenue was presented; together with recommendation against said closing from the City Engineer, and a recommendation from the City Planning Commission, approved by the City Manager, that the petition be denied.

RESOLUTION NO. 70582, recorded in Book 62 of Resolutions, denying the petition of Frederick L. Schwartz, A. Schrieber, and others, for the closing of portions of Thorn Street, Union Street, Sassafras Street and Horton Avenue, as described in petition bearing Document No. 317646, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Golden State Livestock Corporation, by R. H. McGinness, manager, requesting a new lease at reduced rental on certain City-owned Land, was read, and on motion of Councilman Simpson, seconded by Councilman Knox, referred to the City Manager.

Copy of resolution of Bennington Camp No. 20, U.S.W.V. (United Spanish War Veterans) relative to communists using City-owned buildings for meeting was read, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from Hillcrest-Mission Hills Coordinating Council urging the re-establishment of a Traffic School, and requesting that it not be held in the Police Courts or the City Jail Building, was read and on motion of Councilman Knox, seconded by Councilman Flowers, referred to the City Manager.

Communication from the Herbert Hoover Senior High School Parent-Teacher Association regarding the need for a Municipal Swimming Pool near the Herbert Hoover Senior High School was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Budget Box.

RESOLUTION NO. 70583, recorded in Book 62 of Resolutions, referring to the 1940-1941 "Budget Box" the communication from Herbert Hoover Senior High School Parent-Teacher Association, by Beulah G. Moyer, corresponding secretary, regarding need for a municipal swimming pool in the East San Diego district, bearing Document No. 317612, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Judge Clarence F. Terry relative to posting of traffic signs was read, and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Auditor reporting on the claim of Mrs. Frances H. Collins for \$6.00 was presented and read.

RESOLUTION NO. 70584, recorded in Book 62 of Resolutions, denying the claim of Mrs. Frances H. Collins, 4560 Alice Street, against the City of San Diego, in the amount of \$6.00; said amount claimed to be due on account of property damage caused to her automobile by members of the City Park Department, while trimming palm trees along Fourth Avenue; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Fannie Danciger for \$4427.42 was presented and read.

RESOLUTION NO. 70585, recorded in Book 62 of Resolutions, denying the claim of Fannie Danciger, 1220 San Diego Trust & Savings Bank Building, against the City of San Diego, in the amount of \$4427.42; said amount claimed to be due on account of property damage caused on or about the 24th day of September, 1939, at the time when the agents or employees of the City of San Diego were burning trash, rubbish and refuse on Pueblo Lot 1175; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of E. Laura G. Gustavson, 1040 - 43rd Street, for \$200.00 was presented and read, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Southern California Writers' Project, San Diego Division, by Clyde L. Parker, supervisor, requesting a conference with the Council was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager for a recommendation. The City Manager reported that in his opinion the Writers' Project should be sponsored by the County of San Diego, if found desirable, and not by the City.

RESOLUTION NO. 70586, recorded in Book 62 of Resolutions, denying the request of the Southern California Writers' Project, 418 College of Commerce Building, for sponsorship of a project for them by the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from Normal Heights Business and Improvement Club requesting the Council to secure a road from Adams Avenue to Mission Valley Road, leaving Adams Avenue near Suncrest Drive, was read; together with a report from the City Engineer stating that such a road would be over 3000 feet long with a grade in excess of 10%, that rights of way would have to be secured for the entire length, and construction cost would be heavy; and a communication from the City Manager stating that the construction of such a road cannot be undertaken at this time. On motion of Councilman Housh, seconded by Councilman Simpson, the communication from the Normal Heights Business and Improvement Club was ordered filed; copies of the City Engineer's report and the City Manager's communication to be furnished the Club.

Communication from the City Manager submitting a request from the American Legion, La Jolla Post No. 275, for renewal of lease of portion of Pueblo Lot 1279 for use as a Boy Scout Camp, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for preparation of a new lease on the property mentioned.

Communication from Forni Manufacturing Company relative to their method of garbage and trash elimination was read; together with a communication from the City Manager stating that the City's garbage is sold to hog raisers and produces an income of about \$250.00 per month; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from M. Trepte offering to purchase Lot J, Block 103, Horton's Addition, on the west side of 13th Street between Market and Island Avenue, was read; together with a communication from the City Manager recommending that the lot be placed on sale in accordance with the rules of the City Charter, after a minimum price has been fixed by a Board of Appraisers.

RESOLUTION NO. 70587, recorded in Book 62 of Resolutions, referring the offer of M. Trepte to purchase Lot J, Block 103, Horton's Addition from the City of San Diego to the City Attorney for the purpose of having an appraisal of the land made was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Engineer reporting on estimated cost for sewer in Payne Street and Webster Avenue, stating that the estimated cost of the improvement is more than one half the true value of all lands to be assessed, and in all cases the total of the unpaid and proposed assessments will exceed one half the true value of any parcel of land in the district, was read; together with recommendation from the City Manager that the proceedings be abandoned.

On motion of Councilman Housh, seconded by Councilman Flowers, the matter was tabled for one week.

Communication from Harold Abrams soliciting permission to develop plans for a recreational center building for Pacific Beach was read; together with communication from the City Manager recommending that Mr. Abrams be thanked for his offer and his communication placed on file.

RESOLUTION NO. 70588, recorded in Book 62 of Resolutions, expressing the thanks of the Council to Harold Abrams, 1150 Silverado Street, La Jolla, for his offer to develop plans for Pacific Beach Recreation Center Building without cost to the City of San Diego until such time as the project has been approved; and filing his offer, contained in Document No. 317234; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communications from residents protesting against noise emanating from Gospel meetings at 38th and Thorn Street were presented and ordered filed.

Communication from the City Manager regarding the protests and investigations made, and recommending that upon expiration of the present permit for these meetings renewal be not granted, was read and on motion of Councilman Flowers, seconded by Councilman Simpson, the recommendation was adopted.

Petition for change of name of Bach Avenue to "East Broadway" was presented; together with request from John W. Wilson for re-consideration of the petition, and reports from the Police Department, the Postmaster, Supervising Record Clerk of the Water Department, Chief of the Fire Department, and the City Planning Commission regarding the petition.

Communication from the City Manager stating that the petitioners were contacted, and six of the nine original signers requested that the name be left as it is; and recommending that the petition be denied; was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, the recommendation was adopted.

RESOLUTION NO. 70589, recorded in Book 62 of Resolutions, denying the petition for change of name of Bach Avenue to "East Broadway", contained in Document No. 316687, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of various street lights, was read and ordered filed.

RESOLUTION NO. 70590, recorded in Book 62 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted. This resolution authorized the San Diego Consolidated Gas and Electric Company to install 400 c.p. street lamps at the following locations:

Draper Avenue at Rushville Street;
Kearny Avenue at Dewey Street;
Addison Street at Locust Street; and
Cypress Way on Pole JP 1040.

Communication from the San Diego Municipal Traffic & Safety Commission recommending that the Commission be reorganized was presented, and on motion of Councilman Flowers, seconded by Councilman Simpson, tabled for one week.

Communication from the Truck & Warehouse Association requesting representation on the Municipal Traffic and Safety Commission was presented, and on motion of Councilman Flowers, seconded by Councilman Simpson, tabled for one week.

Communication from The Gridiron Committee, by Guy L. Molchan, soliciting a page advertisement in The Gridiron was presented and read.

RESOLUTION NO. 70591, recorded in Book 62 of Resolutions, referring to the City Manager with full power to act, the communication from San Diego Newspaper Guild, Press Club, 937 Sixth Avenue, by Guy L. Molchan, requesting the City of San Diego to take a one page advertisement in the Gridiron, was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Communication from Clyde A. Wright Post #433, American Legion, by Stanley Franke, Commander, favoring a complete revamping of the street car and bus zones relative to fares charged, was read; together with a communication from the City Manager stating that the proper body to present such a request to is the California State Railroad Commission, with offices in San Francisco; and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager relative to securing title insurance on property purchased from the San Diego County Water Company, known as the San Dieguito Water System, was read and on motion of Councilman Housh, seconded by Councilman Knox, tabled for one week.

At this time Mr. Carl Heilbron of the San Diego City and County Convention Bureau reported that fifty or more conventions are coming to San Diego during this next year.

RESOLUTION NO. 70592, recorded in Book 62 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau, in the sum of \$478.48, as recommended by the City Manager under date of January 6th, 1940; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70593, recorded in Book 62 of Resolutions, referring to the City Manager the matter of rental of properties for the use of the San Diego Convention Bureau, to provide housing of conventions in San Diego at a lesser cost than the Bureau is now paying, for a report in two weeks from the date of this resolution, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

At this time Dr. D. R. Martin of East San Diego spoke, urging the City to construct a swimming pool in the Herbert Hoover High School area.

RESOLUTION NO. 70594, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing of electric current for Pacific Highway Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70595, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing of electric current for La Jolla Lighting District No. 1, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70596, recorded in Book 62 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 133, University Heights, and a portion of Tyler Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70597, recorded in Book 62 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 F, McFadden & Buxton's North Park, and the Alley in Block 33, Park Villas, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70598, recorded in Book 62 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 8, Subdivision of Lots 20 to 50, Block N, Teralta, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70599, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of Siesta Drive, Madison Avenue and Cajon Way in Cajon Terrace did demand the investigation under the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70600, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the paving and otherwise improving of the Alley in Block 55, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70601, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the paving and otherwise improving the north and south Alleys in Blocks 3 and 4, Hartley's North Park, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70602, recorded in Book 62 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the paving of Beardsley Street, as particularly described in Resolution of Intention No. 70131, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70603, recorded in Book 62 of Resolutions, approving the diagram of the property affected or benefited by the work of paving the Alley in Block 53, University Heights, as described in Resolution of Intention No. 69806, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 70604, recorded in Book 62 of Resolutions, for furnishing of electric current for Talmadge Park Lighting District Number Four for the period ending March 31, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 70605, recorded in Book 62 of Resolutions, for furnishing of electric current for the lighting of Talmadge Park Lighting District Number Three for the period ending March 31, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 70606, recorded in Book 62 of Resolutions, for furnishing of electric current for the lighting of Talmadge Park Lighting District Number Two for the period ending March 31, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 70607, recorded in Book 62 of Resolutions, for furnishing of electric current for the lighting of Talmadge Park Lighting District Number One for the period ending March 31, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70608, recorded in Book 62 of Resolutions, continuing the services of Charlotte Brown as Clerical Assistant in the construction and finishing work on the ground floor of the Civic Center Building to and including the 15th day of January, 1940; and providing that this resolution shall be null and void and of no force and effect unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70609, recorded in Book 62 of Resolutions, accepting the agreement signed by Vitulia E. Randall, dated December 28, 1939, relative to the purchase by the City of portions of Lot 43 and Lot 44, Fleischer's Addition, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70610, recorded in Book 62 of Resolutions, accepting the deed of Sydney H. Pritchard, 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. 70611, recorded in Book 62 of Resolutions, accepting the deed of Mrs. Lilly O'Brien, 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. 70612, recorded in Book 62 of Resolutions, accepting the deed of I. N. Steinmetz, 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. 70613, recorded in Book 62 of Resolutions, accepting the deed of Neil D. Gordon and Wilhelmine J. Gordon, 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. 70614, recorded in Book 62 of Resolutions, accepting the deed of J. N. Holt, 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. 70615, recorded in Book 62 of Resolutions, accepting the deed of A. Carmi Brown and Wilma H. Brown, 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. 70616, recorded in Book 62 of Resolutions, accepting the deed of Walter R. Scott and Hazel M. Scott, 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. 70617, recorded in Book 62 of Resolutions, accepting the deed of James A. Sonnenberg and Virginia G. Sonnenberg, 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. 70618, recorded in Book 62 of Resolutions, accepting the subordination agreement signed by the Bank of America National Trust and Savings Association and the Corporation of America, subordinating their right and title to an easement and right of way for sewer purposes conveyed to the City of San Diego by Neil D. Gordon and Wilhelmine J. Gordon, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

By unanimous consent, RESOLUTION NO. 70619, recorded in Book 62 of Resolutions, requesting the City Manager to investigate and report on the feasibility of using the old City jail as a vault for the storing of valuable City records, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1733, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of hiring labor and purchasing material for repair of Streets, Bridges and Culverts in said City, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1734, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$3500.00 out of the funds heretofore set aside and appropriated out of the Unappropriated Balance Fund of the City of San Diego by Ordinance No. 1213 (New Series), adopted August 17, 1937, for the purpose of furnishing labor, material and equipment rental for the repair and rehabilitation of the Plaza Comfort Station and the Plaza Fountain, was on motion of Councilman Simpson, 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 Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1735, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$660.10 out of the funds heretofore set aside and appropriated out of the Unappropriated Balance Fund of the City of San Diego, by Ordinance No. 1213 (New Series), adopted August 17, 1937, for the purpose of providing funds for the installation of a heating system in the La Jolla Community House, located on the La Jolla Playgrounds, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

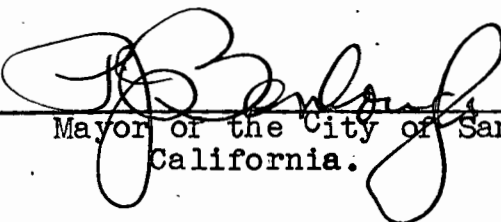
Thereupon, on motion of Councilman Simpson, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

A proposed Ordinance appropriating the sum of \$200.00 from the Unappropriated Balance Fund of the City of San Diego in full payment and settlement of the claim of E. Laura G. Gustavson was ordered held until a report from the City Manager relative to the claim is received.

ORDINANCE NO. 1736, New Series, recorded in Book 47 of Ordinances, accepting the gift of Five Hundred Dollars toward the construction of a new main Library for the City of San Diego; creating a special fund in the office of the Treasurer of the City of San Diego, to be known as the "New Main Library Building Fund"; and providing for the use 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 and Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clarke M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, January 16th, 1940.

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

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

Clerk-----Fred W. Sick.

Absent----Councilman Housh.

On motion of Councilman Weggenman, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, January 9th, 1940, were approved without reading.

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 Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 46, Park Villas, under Resolution of Intention No. 70294, he had received five bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

Walter H. Barber; accompanied by a bond from Hartford Accident and Indemnity Company for \$200.00; which bid was given Document No. 317790.

Daley Corporation; accompanied by a bond from Maryland Casualty Company for \$500.00; which bid was given Document No. 317791.

V. R. Dennis Construction Co.; accompanied by a bond from Fidelity & Deposit Company of Maryland for \$200.00; which bid was given Document No. 317792.

Griffith Company; accompanied by a bond from National Surety Corporation for \$200.00; which bid was given Document No. 317793.

E. P. Watson; accompanied by a bond from The Fidelity and Casualty Company of New York for \$250.00; which bid was given Document No. 317794.

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 cost for paving and otherwise improving the Alley in Block 26, Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, the Clerk reported that a written protest had been received from Gertrude H. Duncan, which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Mr. B. A. Larner, representing Lots 25 and 26 in this Block protested verbally.

All interested persons having been heard, RESOLUTION NO. 70620, recorded in Book 62 of Resolutions, overruling and denying the written protest of Gertrude H. Duncan, contained in Document No. 317713, and the verbal protest of B. A. Larner, representing Lots 25 and 26, against the City Engineer's report on the estimated cost of the proposed assessment for paving and otherwise improving the Alley in Block 26, Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Thereupon, on motion of Councilman Fish, 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 on the City Engineer's report and estimate of cost for paving and otherwise improving the Alley in Block 4, Eastgate, between the north line of Orange Avenue and the south line of El Cajon Boulevard, the Clerk reported that written protests had been received from property owners contained in Document Nos. 317741, 317743 and 317795; which protests were presented and read. A report from the City Engineer on the protests contained in Document No. 317741 showed that the owners of 52.3% of the area of the proposed assessment district had protested against the cost of the improvement, under this document number.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 70621, recorded in Book 62 of Resolutions, sustaining the protest of G. A. Mersiovsky, et al, filed January 13th, 1940, under Document No. 317741; and the protest of E. H. Morton, filed January 15th, 1940, under Document No. 317743; and the protest of Charles T. William, Jr., et al, filed January 16th, 1940, under Document No. 317795; against the Engineer's Report on the estimated cost of proposed work of paving and otherwise improving the Alley in Block 4, Eastgate; and abandoning the proceedings for the proposed work on the Alley in Block 4, Eastgate, between the north line of Orange Avenue and the south line of El Cajon Boulevard; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of cost for paving and otherwise improving Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, on motion of Councilman 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 of protests against the proposed paving and otherwise improving of the Alley in Block 6, Frary Heights, between the north line of Redwood Street and the south line of Thorn Street; and a portion of Thorn Street, between the northerly prolongation of the east and west lines of the Alley in Block 6, Frary Heights; under Resolution of Intention No. 70508, the Clerk reported that no written protests had been received.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the application of the San Diego Electric Railway Company for a franchise to operate automobile busses, stages and/or other self propelled vehicles for the transportation of passengers for hire along and upon certain streets of the City of San Diego; from Third Avenue and Broadway to La Jolla, by way of Mission Beach; the Clerk reported that a protest had been received from the Consolidated Aircraft Corporation, Standard Furniture Company, et al. against the proposed elimination of public transportation service on Kettner Boulevard; which protest, contained in Document No. 317728, was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Oral protests were made by a representative of the Mission Beach Women's Club, by Joseph E. Dryer, by two unidentified persons, by C. W. Benton and by R. W. Harding. Mr. Sam Mason, of the San Diego Electric Railway Company, expressed the views of said Company.

A motion was made by Councilman Flowers to withhold the Council's decision for one week. This motion did not receive a second.

On motion of Councilman Fish, seconded by Councilman Weggenman, the hearing was continued until Thursday, January 18th, 1940, at the hour of 10:00 o'clock A.M.

Petition of the Knox Food Company for Zone Variance at 47th Street and Logan Avenue was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70622, recorded in Book 62 of Resolutions, granting permission to Knox Food Co., by Mrs. R. W. Kintner, to construct an addition to the existing potato chip factory on the easterly 330 feet of the south half of the southwest quarter of Lot 55, Horton's Purchase; and granting a variance to the restrictions of Ordinance No. 78, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of W. E. Lyon for Zone Variance at San Antonio Street and Qualtrough Street was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70623, recorded in Book 62 of Resolutions, granting permission to W. E. Lyon, 650 San Antonio Street, to erect three additional residences on Lots 1 and 4, in an unnumbered block of La Playa, at San Antonio and Qualtrough Streets; each residence to be on a parcel of land at least 50 feet wide and containing 5000 square feet or more of land; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of George C. Corbit for variance to restrictions on Upas Street near Arnold Avenue was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70624, recorded in Book 62 of Resolutions, granting permission to George C. Corbit, 3043 - 46th Street, to construct a residence and studio on the south 10 feet of the west 63 feet of Lot 35 and the west 63 feet of Lot 36, Block 81, Park Villas, with a side yard of 0 feet and a rear yard of 15 feet; providing the studio is used only for non-commercial artist's studio and not for living quarters, or other use; 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.

Petition of A. M. Olson for Setback Suspension at Pacific Highway and Witherby Street was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70625, recorded in Book 62 of Resolutions, granting permission to A. M. Olson, 3120 Granada Avenue, to erect a store building on a portion of Pueblo Lot 326, on a triangular-shaped lot at the intersection of Pacific Highway, Subway Street and Witherby Street, not closer to the property line on Pacific Highway than 13 feet, upon condition that an agreement to move the building back to the 22½-foot line is signed by the legal owners of the property; and suspending the provisions of Setback Ordinance No. 401, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Robert Graham for a Fire Alarm Box at the intersection of Lamont Street and Garnet Street was read, and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Petition of E. S. Kinney, Jr., for special sewer connection permit was presented; together with a report from the Director, Bureau of Sanitation, and a conditional recommendation for approval from the City Manager.

RESOLUTION NO. 70626, recorded in Book 62 of Resolutions, granting permission to E. S. Kinney, Jr., to connect the house now under construction on Lots 30, 31, 32, Block 91, E. W. Morse's Subdivision of Pueblo Lot 1150, to the 4" cast iron line now crossing this property on a private easement to the sewer on Fern Street; on condition that he sign an agreement to relieve the City of any damages which might occur in the future by reason of stop-up of the sewer lateral; and requesting the City Attorney to prepare a form of agreement for signature by E. S. Kinney, Jr., in connection with this permission; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Florence C. Hall for permission to pave a portion of Sterne Street at private contract was presented; together with conditional recommendation of approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 70627, recorded in Book 62 of Resolutions, granting permission to Florence C. Hall, 714 Bank of America Building, to temporarily grade and pave the southwesterly side of Sterne Street, from the southwesterly intersection of Sterne and Locust Streets, to a point 115 feet west of Locust Street, 10 feet wide and approximately 5 feet

above the established grade, at private contract, as petitioned for in Document No. 317482, to provide access to Lots 9 and 10, Block 154, Roseville; on condition that the work does not damage nor interfere with the use of adjacent property; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Edward J. Hornung for three additional taxicab operating permits was read, and on motion of Councilman Fish, seconded by Councilman Knox, referred to the Municipal Traffic and Safety Commission.

Communication from Mayor P. J. Benbough relative to proposed amendments to the Police Merit System was read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Mayor P. J. Benbough suggesting a license ordinance to regulate so called Booking Agencies who furnish entertainment and programs of various kinds was read, and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Attorney for preparation of such an ordinance.

RESOLUTION NO. 70628, recorded in Book 62 of Resolutions, requesting the City Manager and Director of Social Welfare to make a report to the Council at next week's meeting, on the burlesque show situation in San Diego, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the San Diego Highway Development Assn., by Arnold Klaus, Secretary, recommending that a survey be made of a road beginning at the junction of the Mission Valley Road and the Grantville Mission Gorge Road, running in an easterly direction through part of Alvarado Canyon, thence in a southeasterly and easterly direction to a connection with the extension of 55th Street, was read and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed; the San Diego Highway Development Assn. to be notified that the matter is now before the City Planning Commission committee on roads.

At this time the Dog Pound Committee majority and minority reports were presented, and on motion of Councilman Flowers, seconded by Councilman Fish, referred to the City Manager for a report, by unanimous consent.

Communication from The Women's Democratic Club of San Diego County relative to hanging a picture of The President of the United States in the council chambers was read, and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the Mayor.

Communication from Consolidated Aircraft Corporation relative to the proposed closing of portions of Spruce Street and Redwood Street, west of California Street, was read; together with reports from the City Engineer and the City Planning Commission; and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the San Diego Municipal Traffic and Safety Commission recommending that the Commission be reorganized was read, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the Truck & Warehouse Association of San Diego requesting representation on the Traffic and Safety Commission was read, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the City Engineer reporting on the estimated cost for construction of a sewer in Payne Street and Webster Avenue was presented, and on motion of Councilman Knox, seconded by Councilman Housh, tabled for one week.

Communication from the City Engineer relative to paving the Alley in Block 6, Wilshire Place, was presented; together with a petition from property owners requesting that the City proceed with the work.

RESOLUTION NO. 70629, recorded in Book 62 of Resolutions, authorizing and directing the City Engineer to file his written report, under Sections 2 and 13 of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931" upon the proposed improvement by paving of the Alley in Block 6, Wilshire Place, as previously authorized and directed in Resolution No. 70222, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Engineer, approved by the City Manager, recommending the installation of a street lamp at the intersection of 64th Street and Akins Avenue, was presented and ordered filed.

RESOLUTION NO. 70630, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install a 400 c.p. street lamp at the intersection of 64th Street and Akins Avenue, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the County Surveyor requesting right of way from the City for a road southwest of Bernardo Bridge, Lake Hodges, was presented and read; together with recommendation from the Hydraulic Engineer, approved by the City Manager, that the request be granted, provided that it does not interfere with the City's rights to flood the land up to the 395 contour.

RESOLUTION NO. 70631, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to permit the County Surveyor to change the location of Road Survey 814 - County A-35, Lake Hodges to Lusardi, where it

crosses land owned by the City southwest of Bernardo Bridge, on land below elevation 395 U.S.G.S. which is Hodges reservoir contour 195, without any liability whatsoever upon the City of San Diego, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager relative to securing Title Insurance on San Dieguito Water System purchase was presented; together with communications from the City Attorney and from three local title insurance firms on the subject; and on motion of Councilman Weggenman, seconded by Councilman Fish, tabled for one week.

Communication from F. L. Richardson relative to matters in connection with the purchase of the San Dieguito Water System was read, and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from the City Auditor recommending the transfer of funds from the San Dieguito Lease Purchase Contract Fund to the Water Department Fund was presented and read.

RESOLUTION NO. 70632, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance transferring \$20,700.74 from the San Dieguito Lease Purchase Contract Fund to the Water Department, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Chris Winther and Lillian C. H. Winther requesting a renewal of the Concession Agreement in the Civic Center Lobby was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Theodore N. Burrell, Supervisor, Historical Records Survey Project relative to starting work on City archives, and the sponsorship needed for such work, was read and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the El Cajon Boulevard Civic Association endorsing the location of a swimming pool for East San Diego on the Hoover High School grounds was read and on motion of Councilman Flowers, seconded by Councilman Housh, referred to the 1940-41 Budget Box.

Communication from C. Leon de Aryan relative to recent smoker held under the auspices of the Amaroc Post of the Veterans of Foreign Wars was read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from the Fleet Reserve Association Branch 9, relative to meetings of the Communist Party in any building owned or controlled by the City of San Diego, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

At this time, on motion of Councilman Fish, the Council took a recess until the hour of 2:00 o'clock P.M.

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.

A majority of the members of the Council signed:

Bond of James S. W. Barber as Deputy City Auditor.

Bond of Harold M. Royle as District Water Bill Collector.

Contract for El Cajon Boulevard Lighting District No. 1 with the San Diego Consolidated Gas & Electric Company.

Communication from the San Diego Humane Society relative to petitions for removal of the Dog Pound from Wright Street was read, and on motion of Councilman Flowers, seconded by Councilman Knox, referred to the City Manager.

Communication from the Harbor Commission relative to rates for freight between Pacific Coast Ports and the Canal Zone was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from the San Diego County Badminton Association relative to the installation of showers for women in the Municipal Gymnasium, Balboa Park, was read and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from Alice D. Fisher relative to the condition of roads in Old Town was read. A motion by Councilman Simpson to refer the matter to the City Manager lost for want of a second. On motion of Councilman Fish, seconded by Councilman Housh, the communication was ordered filed.

Communication from Joseph Schadek relative to the burning and disposal of trash by the City was read, and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from the Legal Department relative to the law on the subject

of protection of shafts, pits and excavations was read, and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Manager.

Communication from Workers Alliance relative to State Relief matters was read, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

At this time Councilman Weggenman was excused.

RESOLUTION NO. 70633, recorded in Book 62 of Resolutions, directing notice of filing assessment and of the time and place of hearing thereof for paving the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70634, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving the Alley in Block 55, University Heights; and approving the plat showing the exterior boundaries of the assessment district for the proposed work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70635, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 55, University Heights, between the north line of Monroe Avenue and the south line of Madison Avenue, with a two inch asphalt wearing surface laid upon a four inch asphaltic base, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70636, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for University Avenue Lighting District No. 2 for the period ending March 15, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70637, recorded in Book 62 of Resolutions, ordering work for closing portions of Wisteria Drive in Plumosa Park, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70638, recorded in Book 62 of Resolutions, ordering work for closing portions of the Alley in Block 20, Monte Mar Ridge Unit No. 1, and a portion of Rosecrans Street adjacent to Block 20, Monte Mar Ridge Unit No. 1, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70639, recorded in Book 62 of Resolutions, ordering work for closing portion of Cave Street in La Jolla Park, and a portion of Coast Boulevard in La Jolla Park, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70640, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of wages for work to be done in connection with the paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70641, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report upon the proposed improvement of Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of Granada Tract, under the provisions of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; said improvement to include paving; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70642, recorded in Book 62 of Resolutions, directing the City Engineer to prepare a written report upon the proposed paving and otherwise improving of the Alley in Block 169, University Heights, under the provisions of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Manager recommending the execution of an agreement for the expenditure of \$1300.00 from the gas tax funds for streets of major importance was read and ordered filed.

RESOLUTION NO. 70643, recorded in Book 62 of Resolutions, authorizing the City Manager to execute Memorandum of Agreement with the Division of Public Works, State of California, for expenditure of 1/4 Cent Gas Tax on Streets of Major Importance, for the improvement of Narragansett Street Extension, as set forth in Document No. 317724, on file in the office of the City Clerk, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70644, recorded in Book 62 of Resolutions, accepting the deed of V. O. Waldeck, Marguerite K. Waldeck and Pearl Gotham Cook, 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. 70645, recorded in Book 62 of Resolutions, accepting the deed of Peterson Lumber and Finance Company, 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. 70646, recorded in Book 62 of Resolutions, accepting the deed

of M. Margaret Petersen and Ella Margaret Jones, 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. 70647, recorded in Book 62 of Resolutions, accepting the deed of Standard Oil Company of California, executed in favor of the City of San Diego, conveying to said City a portion of Fractional Lots 17 and 18 and all of Fractional Lots 19 to 24 inclusive, in Block 54 of San Diego Land & Town Company's Addition, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70648, recorded in Book 62 of Resolutions, releasing any liability under the bond of Allen B. Higdon, executed by the Great American Indemnity Company, for any acts of said Allen B. Higdon in the performance of his duty as Cashier, Golf Course, subsequent to March 28, 1939, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 70649, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 32, of the Administration Building and Grounds Department, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70650, recorded in Book 62 of Resolutions, accepting the deed of Ruby E. Christman Durocher, H. L. Christman and Mary L. Christman, executed in favor of the City of San Diego, for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

By unanimous consent, RESOLUTION NO. 70651, recorded in Book 62 of Resolutions, requesting the City Manager and Hydraulic Engineer to investigate and report to the Council on the water rates applied to property on the hills back of La Jolla; regarding the cost to the City for pumping; was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1737, New Series, recorded in Book 47 of Ordinances, creating a Traffic Commission of the City of San Diego, California, and repealing Ordinance No. 1638 (New Series), adopted August 1, 1939, 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, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

Thereupon, on motion of Councilman Fish, 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. 1738, New Series, recorded in Book 47 of Ordinances, 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. 13222, 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, was on motion of Councilman Fish, seconded by Councilman Simpson, 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. 1739, New Series, recorded in Book 47 of Ordinances, amending section 109 of Ordinance No. 915 (New Series), of the Ordinances of the City of San Diego, adopted May 26, 1936, regarding the licensing of Taxicabs and Automobiles for Hire; and repealing Ordinance No. 1718 (New Series), adopted December 5, 1939, was on motion of Councilman Simpson, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, 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.

Communication from the City Auditor recommending the appropriation of \$29.21 from Payments Refundable Account was presented and ordered filed.

ORDINANCE NO. 1740, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$29.21 out of the Payments Refundable Account for the relief and benefit of Lillian T. Preston, Mr. Robbins, C. Grant, Robert Marks and Barkalow Bros. Co. 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, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

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

ORDINANCE NO. 1741, New Series, recorded in Book 47 of Ordinances, authorizing execution of a lease of certain lands owned by the City of San Diego with Nathan L. Rannells, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

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

ORDINANCE NO. 1742, New Series, recorded in Book 47 of Ordinances, establishing the grades of the Alley running East and West through Block 121, University Heights, between the east line of Idaho Street and the west line of Utah Street; and establishing the grades of the Alley running North and South in Block 121, University Heights, between the north line of Howard Avenue and the south line of the Alley running east and west in said Block 121, University Heights; was on motion of Councilman Simpson, 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 Simpson, 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.

ORDINANCE NO. 1743, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, in the City of San Diego, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Simpson, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.

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

Communication from the City Manager stating that the matter of the claim of E. Laura G. Gustavson has been investigated; recommending that the claim be paid and the proposed ordinance appropriating the sum of \$200.00 from the Unappropriated Balance Fund be passed; was read, together with communication from the City Auditor reporting on said claim.

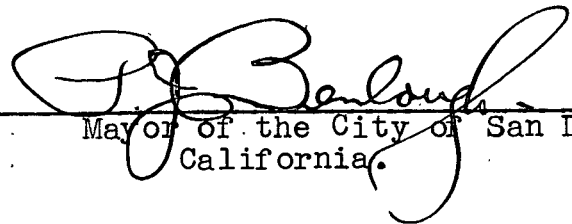
RESOLUTION NO. 70652, recorded in Book 62 of Resolutions, granting the claim of E. Laura G. Gustavson, 1040 -43rd Street, against the City of San Diego in the amount of \$200.00; alleged to be due on account of personal injuries caused when claimant stepped from the curb into the street on Twelfth Avenue, near Market Street, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

ORDINANCE NO. 1744, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$200.00 from the Unappropriated Balance Fund of the City of San Diego in full payment and settlement of the claim of E. Laura G. Gustavson, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Weggenman.


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

Thereupon, on motion of Councilman Knox, seconded by Councilman Fish, a Special Meeting of the Council was called to be held in the Council Chamber of the City Civic Center Building, on Thursday, the 18th day of January, 1940, at the hour of 10:00 o'clock A.M., for the purpose of taking up the continued hearing in the matter of the application of the San Diego Electric Railway Company for a bus franchise to operate from Third Avenue and Broadway to La Jolla via Mission Beach, and any other business that may come before said meeting.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
DEPUTY.

SPECIAL MEETING

Chamber of the Council of the City of San Diego, California,
Thursday, January 18th, 1940.

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

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

Clerk----Fred W. Sick.

Absent---None.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday, the 16th day of January, 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 18th day of January, 1940, at the hour of 10:00 o'clock A.M. for the purpose of taking up the continued hearing in the matter of the application of the San Diego Electric Railway Company for a bus franchise to operate from Third and Broadway to La Jolla via Mission Beach, 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. (Sgd.) P. J. BENBOUGH, FRED W. SIMPSON, HARLEY E. KNOX, A. E. FLOWERS, HERBERT E. FISH, ADDISON E. HOUSH, LOUIS F. WEGGENMAN.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the application of the San Diego Electric Railway Company for a franchise to operate automobile busses, stages and/or other self propelled vehicles for the transportation of passengers for hire along and upon certain streets of the City of San Diego; from Third Avenue and Broadway to La Jolla, by way of Mission Beach; the Clerk again presented a protest from the Consolidated Aircraft Corporation, Standard Furniture Company, et al. against the proposed elimination of public transportation service on Kettner Boulevard.

The Mayor inquired if any interested persons were present who desired to be heard. Mr. Fred Heilbron protested orally against the abandonment of transportation on Kettner Boulevard.

Communication from Consolidated Aircraft Corporation and Standard Furniture Co. re Public Transportation Service on Kettner Boulevard and Pacific Highway was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

All interested persons having been heard, RESOLUTION NO. 70653, recorded in Book 62 of Resolutions, overruling all protests heretofore made to the granting of an automobile bus franchise and for amendment of street railway franchise and automobile bus franchise, in accordance with an application therefor filed with The City of San Diego by the San Diego Electric Railway Company, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70654, recorded in Book 62 of Resolutions, authorizing and instructing the City Attorney and the City's Public Utility Statistician Walter W. Cooper to appear at a hearing before the Railroad Commission of the State of California on Friday, January 19, 1940, and officially advise said Commission that the City Council intends to grant the franchise as applied for by the San Diego Electric Railway Company to substitute service by automobile bus in place of street railway service between San Diego and La Jolla; that the Council does not oppose the granting of the application of the San Diego Electric Railway Company for a certificate of public convenience and necessity by the Railroad Commission; and that the Council respectfully requests the Railroad Commission to act upon said application at the earliest possible date, was on motion adopted.

RESOLUTION NO. 70655, recorded in Book 62 of Resolutions, referring to the City Manager for investigation and report to the Council the matter of the proposed opening of Vine Street and Palm Street, to connect with Pacific Highway, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70656, recorded in Book 62 of Resolutions, requesting the City Manager to investigate and recommend to the Council the matter of installation of sidewalks on streets connecting Pacific Highway and Kettner Boulevard, 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 Harold Dankworth, covering the construction of sidewalks, curbs and gutters.

ORDINANCE NO. 1745, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$522.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Salaries and Wages", Cemetery Division, Park Department Fund, 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 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.

Thereupon, on motion, the meeting was adjourned.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foot Jr.
DEPUTY.

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

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, January 23rd, 1940.

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

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

Clerk----Fred W. Sick.

Absent---None.

On motion of Councilman Flowers, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, January 18th, 1940, and the minutes of the special meeting of Thursday, January 18th, 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 Bus Franchise from Third Avenue and Broadway to La Jolla, by way of Mission Beach, 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 Electric Railway Company; accompanied by a certified check drawn on the First National Trust and Savings Bank for \$150.00; and was given Document No. 317913.

Whereupon, the Mayor inquired if any interested persons were present who desired to enter bids, and there being no response, RESOLUTION NO. 70657, recorded in Book 62 of Resolutions, striking off, selling, awarding and granting to San Diego Electric Railway Company, a corporation, as the highest cash bidder therefor, its successors and assigns, a Franchise and authority to operate automobile busses, stages and/or other self-propelled vehicles for the transportation of passengers for hire along and upon certain streets in the City of San Diego, for a period commencing on the effective date of the Ordinance of final grant and ending on the 10th day of November, 1973, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

At this time the Franchise Faithful Performance Bond of the San Diego Electric Railway Company, executed by the Fireman's Fund Indemnity Company, in the sum of One Thousand Dollars (\$1,000.00), covering the operation of automobile busses, stages and/or other self-propelled vehicles for transportation of passengers for hire, from Third Avenue and Broadway to La Jolla, by way of Mission Beach, was presented and approved by a majority of the members of the Council.

ORDINANCE NO. 1746, New Series, recorded in Book 47 of Ordinances, Striking Off, Selling, Awarding and Granting to San Diego Electric Railway Company, a corporation, as the highest cash bidder therefor, its successors and assigns, a Franchise, and authority to operate automobile busses, stages and/or other self-propelled vehicles for the transportation of passengers for hire along and upon certain streets in the City of San Diego, for a period commencing on the effective date of this Ordinance, and ending on the 10th day of November, 1973, 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 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. 1747, New Series, recorded in Book 47 of Ordinances, Amending Automobile Bus Franchise Ordinance No. 1500 (New Series) so as to permit the San Diego Electric Railway Company to Abandon Automobile Bus Service between the intersection of Garnet Street and Cass Street and the terminus at La Jolla, and to substitute in lieu thereof automobile bus service along Garnet Street between Mission Boulevard and Cass Street, and changing the route of said bus line in other places, 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 Simpson, seconded by Councilman Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1748, New Series, recorded in Book 47 of Ordinances, Amending Street Railway Franchise Ordinances Nos. 9210, 10106, 10869, 1061 (New Series) and 1501 (New Series), so as to permit San Diego Electric Railway Company to abandon street railway operation on certain streets in the City of San Diego and to remove certain tracks and wire and overhead structure thereof, and relieving said San Diego Electric Railway Company from all obligation under the provisions of any of said ordinances, or otherwise, to remove tracks from certain paved streets and consolidating the description of all street railway operations, 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 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 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 111, University Heights, to-wit: The North and South Alley in said Block, between the south line of Meade Avenue and the north line of the east and west alley in said Block; and The East and West Alley in said Block, between the east line of 30th Street and the west line of Ohio Street; under Resolution of Intention No. 70526, 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. Mrs. Clara M. Webber, representing the west 45 feet of Lots 47 and 48, Block 111, University Heights, protested verbally against the proposed work under said Resolution of Intention No. 70526.

All interested persons having been heard, RESOLUTION NO. 70658, recorded in Book 62 of Resolutions, overruling and denying the verbal protest of Mrs. Clara M. Webber, owner of the west 45 feet of Lots 47 and 48, Block 111, University Heights, against the work of paving and otherwise improving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, as described in Resolution of Intention No. 70526, adopted December 26, 1939, and overruling and denying all other protests, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Thereupon, on motion of Councilman Fish, 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 on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using Natural or Artificial Gas; providing for the approval of materials, devices and appliances using Natural or Artificial Gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Housh, the matter was tabled for one week.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or illegal use or disposal of certain sub-standard Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; 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 Knox, the matter was tabled for one week.

Petition of the Star Beverage Company for Zone Variance at 2030 El Cajon Boulevard was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70659, recorded in Book 62 of Resolutions, granting permission to Star Beverage Co., by Carrol Deem, 2030 El Cajon Boulevard, to construct an addition to their plant on Lots 23 and 24, Block 100, University Heights, at the address mentioned, for a storage building; provided the front of the addition be constructed to match the present buildings; and granting a variance to the restrictions of Ordinance No. 12889 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of D. C. Handley for Zone Variance at 3736 Park Boulevard was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70660, recorded in Book 62 of Resolutions, granting permission to D. C. Handley, 166 - Third Avenue, Chula Vista, California, to erect an addition to the Pantorium Cleaning and Dyeing Works on Lots 23 and 24, Block 241, University Heights, at 3736 Park Boulevard; the addition to consist of new building on the site occupied by sheds; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of H. C. McWilliams for Zone Variance at 4818 - 33rd Street was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70661, recorded in Book 62 of Resolutions, granting permission to H. C. McWilliams, 3278 Adams Avenue, to remodel the existing lower floor of the two-story building on the rear of Lot 15, Block 14, Normal Heights into an apartment, making no change in the appearance of the building; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Elizabeth Tunnell for Zone Variance at 1687 Los Altos Road was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70662, recorded in Book 62 of Resolutions, granting permission to Elizabeth M. Tunnell, 1687 Los Altos Road, to divide Lots 26 and 27, Soledad Terrace into four parcels, for the purpose of constructing four single-family residences, each on a parcel of ground larger in size than the City's minimum requirement; upon the condition that the owner grant an easement of ten feet to widen Tuna Lane, adjoining the property; it being understood that one residence is in existence on the property, and that three are to be added; and granting a variance to the restrictions of Ordinance No. 119, New Series, on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Petition of Frank Ray for Zone Variance at 3578 Fairmount Avenue was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70663, recorded in Book 62 of Resolutions, granting permission to Frank Ray and Alice M. Ray, 3578 Fairmount Avenue, to construct a storage building on the rear of Lots 43 and 44, Block 101, City Heights, to be used in connection with an existing cabinet shop directly across the alley; providing the machinery in the cabinet shop be operated only during the hours from 7:00 A.M. to 7:00 P.M., and no machinery is installed in the storage building; and granting a variance to the restrictions of Ordinance No. 13057 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of the San Diego Securities Company for Zone Variance on Seville Street was presented; together with conditional recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70664, recorded in Book 62 of Resolutions, granting permission to San Diego Securities Co., by J. W. Percivall, 708 Electric Building, to construct two residences on Lot 6, Block 18, Monte Mar Ridge, each residence to be on a parcel of land having more than 5,000 square feet of area; with the understanding that each residence will cost at least \$5,000.00, in order to conform to the deed restrictions in the tract; and granting a variance to the restrictions of Ordinance No. 31, New Series, on the property mentioned; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of John W. Wilson, et al, for change in name of Bach Avenue to "East Broadway" was presented, and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Manager.

Application of Mrs. Isabel M. Hopkins for license to conduct public dance on premises where intoxicating liquor is sold was presented; together with recommendation from the Chief of Police, approved by the City Manager, that the license be granted.

RESOLUTION NO. 70665, recorded in Book 62 of Resolutions, granting the application of Mrs. Isabel M. Hopkins, Casa de Manana, La Jolla, for license to conduct public dance at Casa de Manana, on premises where intoxicating liquor is sold; subject to compliance with existing regulations; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted

Petition of the San Diego Unified School District for closing of a portion of Whittier Street was presented; together with recommendation from the City Engineer that the petition be granted; and recommendation of approval from the City Planning Commission.

RESOLUTION NO. 70666, recorded in Book 62 of Resolutions, granting the petition of San Diego Unified School District, by R. C. Dailard, Business Manager, for closing a portion of Whittier Street in front of Lots 2, 3 and 4, Block 192 and Lots 9, 10 and 11, Block 178, Roseville, as contained in Document No. 317865; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for said proposed closing; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving 44th Street, between El Cajon Boulevard and the south line of Talmadge Park, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; type of pavement to be asphalt concrete, 4" thick; as the petition represents 52.7% of the property fronting on the street.

RESOLUTION NO. 70667, recorded in Book 62 of Resolutions, granting the petition for paving 44th Street, between the north line of El Cajon Boulevard and the south line of Talmadge Park, contained in Document No. 317726; type of pavement to be 4" asphalt concrete; was on motion of Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 6, City Heights Annex No. 1, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; type of pavement to be 6" cement concrete; as the petition represents 54% of the property fronting on said alley.

RESOLUTION NO. 70668, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 6, City Heights Annex No. 1, contained in Document No. 317748; 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 this proposed improvement; was on motion of Councilman Housh, adopted.

Petition of Property Owners for paving Strand Way, between San Jose Place and Santa Rita Place, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted; type of pavement to be 6" cement concrete; as the petition represents 62% of the frontage property on said street.

RESOLUTION NO. 70669, recorded in Book 62 of Resolutions, granting the petition for paving Strandway between San Jose Place and Santa Rita Place, contained in Document No. 317747; type of paving 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 this proposed improvement; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

By unanimous consent, a committee composed of Councilmen Harley Knox, Addison Housh and Fred Simpson presented their report and opinion that something should be done about sub-standard housing conditions in San Diego; recommending that a local Housing Authority be created, and that the Mayor be asked to appoint such Authority.

Communication from Apartment House Owners and Managers Association of San Diego County requesting that as the program of the U. S. Housing Authority is a matter of controversy, the Council should not enter into any agreement until the matter has a public hearing, was read.

On motion of Councilman Knox, seconded by Councilman Simpson, a conference was set on the subject for next Thursday at 2:00 P.M.; a hearing relative to better housing and the appointment of a local Housing Authority to be held at a special meeting on Friday, January 26th, 1940, at 10:00 A.M. The Clerk was requested to notify the Apartment House Owners and Managers Association of San Diego County of the Friday hearing.

Communication from the City Engineer reporting on the cost estimates for sewer in Payne Street and Webster Avenue was presented and ordered filed.

RESOLUTION NO. 70670, recorded in Book 62 of Resolutions, abandoning the proceedings for the proposed improvement of Payne Street, between the south line of Durant Street and the south line of Home Gardens; and Webster Avenue, between the east line of 33rd Street and the west line of Home Gardens, by the installation of sewer in said street and avenue, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to securing title insurance

on property recently purchased in the San Dieguito water system was again presented.

A motion by Councilman Knox to refer the matter to a conference set for January 25th, at 2:00 P.M. did not receive a second.

A motion was made by Councilman Fish and seconded by Councilman Simpson that the Manager be authorized to enter into a contract with a responsible company for a policy of title insurance. This motion was amended on motion of Councilman Weggenman, seconded by Councilman Housh, to refer the matter to a conference set for January 25th, at 2:00 P.M. The amended motion carried, with Councilmen Simpson and Flowers voting "Nay".

Communication from the City Manager recommending that the petition of the Consolidated Aircraft Corporation for closing portions of Redwood and Spruce Streets, west of California Street, be granted was read.

On motion of Councilman Fish, seconded by Councilman Knox, the matter was ordered tabled. Councilman Simpson voted "Nay" on the motion.

Communication from the City Manager reporting on the request of R. E. Hazard for closing Maple Street from Kettner Boulevard to California Street, was read and on motion of Councilman Fish, seconded by Councilman Knox, referred to the City Planning Commission.

to Walter Acosta

Communication from the City Manager relative to damage done/in front of his place of business at 823 Fourth Avenue was read and ordered filed, on motion of Councilman Housh, seconded by Councilman Knox.

Communication from the City Manager reporting on the request of the Mission Hills-Hillcrest Coordinating Council, requesting that the City open a traffic school in San Diego and that it not be held in the Police Court or City Jail; stating that it is not deemed advisable to re-establish this school; was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the City Manager reporting on the status of the Firemen's Relief and Pension Fund and the Police Relief and Pension Fund, and recommending that the matter be given further study by the Charter Amendment Committee, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered tabled until a report on these funds is received from Mr. George Buck, Actuary.

Thereupon, RESOLUTION NO. 70671, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to consult with Mr. George Buck, Actuary, on the matter of the Police Relief and Pension Fund and the Firemen's Relief and Pension Fund, with a view to placing these two funds on a sound actuarial basis, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager stating that conditions at the old City Jail have been investigated; and it has been found that it will be feasible to use the jail as a vault for storing valuable city records; and stating that Departments desiring to use the Jail in this manner should contact the Manager and be assigned definite space; was read and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the City Manager recommending that the petition of Ted Matthews, asking permission to install a miniature automobile ride in Balboa Park be granted on the terms and conditions outlined in an attached letter from the Park Director, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed. Ted Matthews petition was referred to the City Attorney for necessary papers.

Communication from the Golden State Livestock Corporation requesting a new lease on City-owned land at a lower rental than they are now paying was read; together with communication from the Hydraulic Engineer, approved by the City Manager, recommending that no change be made in the present lease, and that at its expiration a new lease be made to the highest bidder after advertising; and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending that an easement be accepted from G. R. Daley and Jeanette E. Daley to permit the construction of a gauging station on the Jamul Ranch at Dulzura Creek, was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Attorney for a resolution accepting said easement.

Communication from J. R. Defrees, Rear-Admiral, U.S.N., Commandant Eleventh Naval District, requesting an abstract of title on the 14.52 acres of land within Lot No. 77 of Partition of Rancho Mission, which is to be conveyed to the United States by the City of San Diego, was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Attorney for an abstract of title.

Communication from Ralph C. Boren relative to alleged damage being done to his property in Talmadge Park Unit One was read, and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager for a report.

Communication from Attorney F. L. Richardson relative rates for water furnished certain irrigation districts from the San Dieguito Water System was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Attorney for a report.

Maurice Myers, Attorney for San Dieguito Irrigation District and Santa Fe Irrigation District addressed the Council relative to Attorney F. L. Richardson's letter on water rates.

Communication from the Brooklyn Coordinating Council relative to the need of

a Traffic School in San Diego was read, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed; a copy of the City Manager's letter on the subject to be furnished the Brooklyn Coordinating Council.

Communication from Mary A. McCarthy relative to performance at the Eagles' Hall was read, and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from B. M. Nolan relative to the Hollywood Theatre was presented. A motion by Councilman Knox to file the communication lost for want of a second. On motion of Councilman Fish, seconded by Councilman Weggenman, the communication was referred to the City Manager.

Report of the City Attorney on activities of the Colorado River Board of California was read, and on motion of Councilman Housh ordered filed; copies of the report to be furnished members of the Council.

RESOLUTION NO. 70672, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for grading and paving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west alleys in said Blocks; and approving the plat of the assessment district for said work; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 70673, recorded in Book 62 of Resolutions, for paving and otherwise improving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west Alleys in said Blocks 3 and 4; and declaring that the work described shall be done to the modified grades shown and indicated upon the plans, profiles and specifications for said work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

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

RESOLUTION NO. 70674, recorded in Book 62 of Resolutions, awarding the contract for furnishing electric current for Seventh Avenue Lighting District No. 1 for the period ending December 31, 1940, to the San Diego Consolidated Gas and Electric Company, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

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

RESOLUTION NO. 70675, recorded in Book 62 of Resolutions, awarding the contract for furnishing electric current for Eighth Avenue Lighting District No. 1 for the period ending December 31, 1940, to the San Diego Consolidated Gas and Electric Company, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for the paving and otherwise improving of the Alley in Block 46, Park Villas, was presented and ordered filed.

RESOLUTION NO. 70676, recorded in Book 62 of Resolutions, awarding the contract for paving and otherwise improving the Alley in Block 46, Park Villas, under Resolution of Intention No. 70294, to E. P. Watson at the prices named in his bid, on file in the office of the City Clerk of San Diego, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70677, recorded in Book 62 of Resolutions, Changing the Grade of Mission Avenue, between the southwesterly termination of said Mission Avenue in Park Boulevard and Meade Avenue and a line drawn northeasterly from a point on the northwesterly line of said Mission Avenue, distant thereon 149.96 feet northeasterly from the intersection of the northwesterly line of said Mission Avenue with the north line of Madison Avenue to the point of intersection of the southeasterly line of said Mission Avenue with the west line of Texas Street, as described in Resolution of Intention No. 70421, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 70678, recorded in Book 62 of Resolutions, for the paving and otherwise improving of the Alley in Block 6, Frary Heights, and a portion of Thorn Street, as described in Resolution of Intention No. 70508, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70679, recorded in Book 62 of Resolutions, directing that the work to be done under Resolution of Intention No. 70508, of paving and otherwise improving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, shall be done under the direction of the City Engineer of the City of San Diego, and the materials used shall be to the satisfaction of said City Engineer, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70680, recorded in Book 62 of Resolutions, directing that the assessment hereafter to be made, under Resolution of Intention No. 70508, for paving and otherwise improving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, shall be made and signed by the City Engineer, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70681, recorded in Book 62 of Resolutions, directing the City Clerk of the City of San Diego to mail post card notices to property owners relating

to the proposed paving and otherwise improving of Arthur Avenue, between the easterly line of Mountain View Drive and the west line of 35th Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70682, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed installation of ornamental lights on Market Street, between the east line of Pacific Highway and the southerly prolongation of the east line of State Street did demand the making of an investigation under the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing and directing the City Engineer to make a written report upon the proposed improvement as provided by said Act, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70683, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving of 36th Street, between the north line of Adams Avenue and the southwesterly line of Mountain View Drive, did demand the making of an investigation under the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing and directing the City Engineer to make a written report upon the proposed improvement as provided by said Act, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70684, recorded in Book 62 of Resolutions, determining that the proposed assessment for paving and otherwise improving the Alley in Block 26, Ocean Beach, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70685, recorded in Book 62 of Resolutions, determining that the proposed assessment for paving and otherwise improving Hawthorn Street, between 29th Street and Dale Street, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; authorizing and directing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70686, recorded in Book 62 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 Nile Street, between the northerly line of Thorn Street and the southerly line of University Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70687, recorded in Book 62 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 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70688, recorded in Book 62 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the proposed paving of the Alley in Block 174, University Heights, under Resolution of Intention No. 70111, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70689, recorded in Book 62 of Resolutions, approving for payment the bill submitted by the San Diego Junior Chamber of Commerce, in the sum of \$1000.00 for refund on money advanced for the cost of San Diego's entry in the Tournament of Roses Parade, January 1, 1940, as set up in the budget and as recommended by the City Manager under date of January 19th, 1940; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70690, recorded in Book 62 of Resolutions, accepting the deed of Kristine Skott Jorgensen, executed in favor of The City of San Diego, for portions of Camino Del Rio and Sandrock Grade, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70691, recorded in Book 62 of Resolutions, accepting the deed of George E. Jorgensen and Kristine Skott Jorgensen, executed in favor of The City of San Diego, for portion of Sandrock Grade, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70692, recorded in Book 62 of Resolutions, accepting the deed of Margaret Rice Robertson, executed in favor of The City of San Diego, for a portion of Coast Boulevard, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70693, recorded in Book 62 of Resolutions, accepting the deed of Josephine G. Seaman, executed in favor of The City of San Diego, for a portion of Coast Boulevard, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70694, recorded in Book 62 of Resolutions, accepting the deed of San Diego Securities Company, executed in favor of the City of San Diego, for a portion of Wisteria Drive, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70695, recorded in Book 62 of Resolutions, accepting the deed

of William West and Helen West, executed in favor of the City of San Diego, for a portion of 34th Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70696, recorded in Book 62 of Resolutions, accepting the deed of Robert W. MacLachlan, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Manager relative to lease requested by the American Legion, La Jolla Post No. 275, on Pueblo Lot 1279 for use of a Boy Scout Camp, and recommending such a lease, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for necessary papers.

ORDINANCE NO. 1749, New Series, recorded in Book 47 of Ordinances, Authorizing the City Manager of the City of San Diego to enter into a lease with American Legion, La Jolla Post No. 275, A Corporation, for the leasing of a portion of Pueblo Lot 1279, for a period of ten years, 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 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. 1750, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, in the City of San Diego, California, between the north line of Orange Avenue and the south line of El Cajon Boulevard, 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.

ORDINANCE NO. 1751, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block 56, Fairmount Addition, in the City of San Diego, California, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman 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.

ORDINANCE NO. 1752, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block 169, University Heights, in the City of San Diego, California, between the south line of Polk Avenue and the north line of Lincoln 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--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

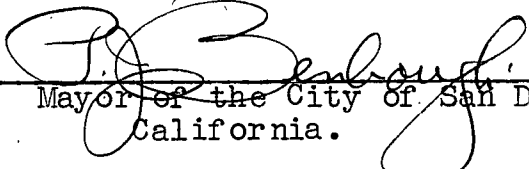
Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1753, New Series, recorded in Book 47 of Ordinances, Amending Ordinance No. 13375, of the Ordinances of the City of San Diego, entitled, "An Ordinance regulating the erection, construction, enlargement, alteration, repair, demolition, moving, removal, conversion, remodeling, protection, occupancy, maintenance, use and inspection of Buildings and/or Structures and/or parts thereof, and regulating the use of Building Materials and the use of streets in connection with construction in the City of San Diego, California; providing for the issuance of permits and collection of fees therefor; providing penalties for the violation thereof, and repealing all ordinances and/or parts of ordinances in conflict therewith," approved December 7, 1931, by adding thereto a new section, to be numbered 711; and by amending Sections 701, 702, 703, 704, 705, 706, 707, 708, 709 and 710, Chapter 7 of said Ordinance No. 13375; and repealing Ordinance No. 1379 (New Series), adopted May 10, 1938, and Ordinance No. 1407 (New Series), adopted June 14, 1938, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.


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

Thereupon, on motion of Councilman Knox, seconded by Councilman Simpson, a Special Meeting of the Council was called to be held in the Council Chamber of the City Civic Center Building, on Friday, the 26th day of January, 1940, at the hour of 10:00 o'clock A.M., for the purpose of taking up the continued hearing in the matter of Sub-standard Housing Conditions in San Diego, and any other business that may come before said meeting.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
DEPUTY.

SPECIAL MEETING.

Chamber of the Council of the City of San Diego, California,
Friday, January 26th, 1940.

Pursuant to Motion, a special meeting of the Council of the City of San Diego, California, was held this date, and was called to order by 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.

WAIVER OF NOTICE OF SPECIAL COUNCIL MEETING

WHEREAS, on motion of the Council duly adopted in open meeting on Tuesday, the 23rd day of January, 1940, of the Council, a SPECIAL MEETING of the Council was called to be held in the Council Chamber of the City Hall, in the City of San Diego, State of California, on Friday, the 26th day of January, 1940, at the hour of 10:00 o'clock A.M. for the purpose of considering The Sub-standard Housing Conditions in San Diego, 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. (Sgd.) P. J. BENBOUGH, FRED W. SIMPSON, HERBERT E. FISH, L. F. WEGGENMAN, HARLEY E. KNOX, ADDISON E. HOUSH, A. E. FLOWERS.

Councilman Harley E. Knox, chairman of the committee to investigate the advisability of a local Housing Authority, reported on the committee's findings.

Protests were heard from the following:

Frank E. Atwood, 942 -20th Street, representing the San Diego Water Fact Finding Committee.

Mrs. W. F. Walker, representing the Golden Hill Improvement Club.

Fred B. Mitchell, 521 B Street, of the San Diego Realty Board.

T. J. Lords, of the Building Contractors' Assn. of San Diego.

Orrie W. Hamilton, Manager Lumbermen's Service Bureau.

John J. Kelly, of the Talmadge Park Assn.

Mrs. Estelle Henderson.

S. D. Archer, 2944 El Cajon Boulevard, of the El Cajon Boulevard Civic Assn.

Mr. J. T. Cooper.

Miss Marie Herney, 1240 San Diego Trust & Savings Building, representing the San Diego Apartment House Owners' and Managers' Assn.

John J. Fitzpatrick, 1555 - 8th Avenue, organizer of the Apartment House Assn.

J. A. Robinson.

H. T. Wollgast, 530 - 20th Street.

An unidentified woman.

Mr. Woodmansee

F. B. McElwee.

An unidentified man from Ocean Beach.

Claude Chandler, 1152 - 7th Avenue.

James Hervey Johnson, 927 - 9th Avenue.

Those speaking in favor of the establishment of a local Housing Authority were:

Ed Pierce, Secretary of the San Diego Federated Trades & Labor Council.

Dr. Frank Gigliotti.

Mrs. Daisy Lee Worcester, social supervisor of State Relief Administration in San Diego.

A representative of the Spanish Speaking Congress.

A representative of the C. I. O. Fish Canneries Union.

Zoraicha Murray, of the North San Diego Coordinating Council.

Ed Hollingshead, of the Affiliated Clubs of Young Democrats.

Mrs. Stevens, of the Workers' Alliance.

A representative of the San Diego Newspaper Guild Auxiliary.

R. W. Harding.

A representative of State, County & Municipal Workers of America.

Mary Nichols.

Those speaking on the subject, indefinite as to their stand in the matter, were Commander J. T. Matthews, representing the Commandant of the 11th Naval District, and Otis B. Tout, of the South of Broadway Assn.

The Committee report recommending that a local Housing Authority be created was presented and ordered filed.

Communication from the San Diego Realty Board opposing the appointment of a Housing Authority was read by Fred B. Mitchell and ordered filed.

Communication from the San Diego Chapter, Building Contractors Assn., opposing the establishing of a local Housing Authority, was presented and ordered filed.

Communication from the Lumbermen's Service Bureau, by Orrie W. Hamilton, submitting copy of Resolution opposing the appointment of a local housing authority was presented and ordered filed.

Communication presented and read by J. A. Robinson relative to the establishment of a local housing authority was ordered filed.

Telegram from Justin Hammond opposing operations under the Slum Clearance Act at San Diego was read and ordered filed.

Communication from Walter Fraser, Colonel, U. S. Army, retired, relative to the proposed appointment of a Housing Authority for San Diego was presented and ordered filed.

Communication from R. B. Thomas protesting against the establishment of a Federal Housing Authority in San Diego was presented and ordered filed.

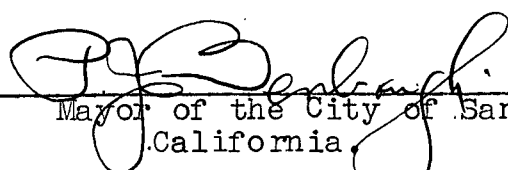
At this time, on motion of Councilman Flowers, the Council took a recess until the hour of 2:00 o'clock P.M.

Benbough. Upon reassembling the roll call showed the following, to-wit:
Present---Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor
Clerk-----Fred W. Sick.
Absent----Councilman Housh.

ity: The following spoke in favor of the establishment of a local Housing Authority:
Anita Jones, Neighborhood House director.
Representative of the United Furniture Workers' Union, C. I. O., Local 577.
Representative of the Workers' Alliance.

On motion of Councilman Flowers, seconded by Councilman Knox, the proposed establishment of a local Housing Authority was referred to a conference to be held on January 29th, 1940.


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



Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By


DEPUTY

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, January 30th, 1940.

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

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

On motion of Councilman Housh, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, January 23rd, 1940, and the minutes of the special meeting of Friday, January 26th, 1940, were approved without reading.

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

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 318068.

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

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

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

Said bid was from the San Diego Consolidated Gas & Electric Company and was given Document No. 318069.

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

At this time Councilman Knox 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 cost for paving and otherwise improving the Alley in Block 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, the Clerk reported that a written protest had been received from Cora Benenato, 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. 70697, recorded in Book 62 of Resolutions, denying the protest of Cora Benenato, filed in the office of the City Clerk on January 12, 1940, under Document No. 317725, against the City Engineer's estimate on the cost for the proposed work of improving the Alley in Block 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, was on motion of Councilman Housh, seconded by Councilman Fish, 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 the continued hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using Natural or Artificial Gas; providing for the approval of materials, devices and appliances using Natural or Artificial Gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance; 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 Knox, the matter was continued for one week. Councilman Fish voted "Nay" on the motion.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or illegal use or disposal of certain sub-standard Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; 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 Knox, the matter was continued for one week. Councilman Fish voted "Nay" on the motion.

Petition of C. W. Rees for Zone Variance at Trias and Cherry Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70698, recorded in Book 62 of Resolutions, granting permission to C. W. Rees, 2345 Presidio Drive, to construct a single-family residence on the northeast 60 feet of Lot 3, Block 526, Old San Diego, and on the 40 foot portion of Cherry Street closed, adjoining said portion of Lot 3; 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 Richard E. Costenborder for permission to continue a dance until 1:00 A.M. in the Broadway Pier building was presented, bearing the approval of the Social Welfare Director, the Chief of Police and the City Manager.

RESOLUTION NO. 70699, recorded in Book 62 of Resolutions, granting permission to Richard E. Costenborder, 3059 F Street, to continue a dance for colored people to be held in the Broadway Pier building on February 10th until 1:00 A.M., instead of closing at 12:00 midnight, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 190, San Diego Land & Town Company Addition, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears the signatures of 60.4% of the owners of property fronting on the alley; paving to be 4" asphalt concrete.

RESOLUTION NO. 70700, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 190, San Diego Land and Town Company's Addition, contained in Document No. 317800; type of pavement to be 4" asphalt concrete; and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of J. Salmon for \$11.00 was presented and read.

RESOLUTION NO. 70701, recorded in Book 62 of Resolutions, granting the claim of J. Salmon, 2227 California Street, filed on January 11, 1940, in the amount of \$11.00; alleged to be due through a collision between a City truck and claimant's automobile; and authorizing the City Auditor to pay said claim from the "Small Claims Payment Fund"; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from the City Auditor reporting on the claim of S. J. Pechnick, for \$40.98, was presented and read.

RESOLUTION NO. 70702, recorded in Book 62 of Resolutions, granting the claim of S. J. Pechnick, 1137 - 12th Avenue, filed on January 17, 1940, in the amount of \$40.98; alleged to have been caused when a City street grader struck claimant's automobile while it was parked at 12th Avenue and B Street on January 15, 1940; and authorizing and directing the City Auditor to pay said claim from the "Small Claims Payment Fund"; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of Joe Maestro for \$8.00 was presented and read.

RESOLUTION NO. 70703, recorded in Book 62 of Resolutions, granting the claim of Joe Maestro, 1071 Lincoln Avenue, filed on January 3, 1940, in the amount of \$8.00; alleged to be due for property damage caused by a City rubbish truck backing into claimant's automobile; and authorizing and directing the City Auditor to pay said claim from the "Small Claims Payment Fund"; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of J. Harrison for \$21.50; and recommending the payment of \$12.50 in full settlement of said claim; was presented and read.

RESOLUTION NO. 70704, recorded in Book 62 of Resolutions, allowing the sum of \$12.50 in full settlement of the claim of J. Harrison, 4628 Long Branch Avenue, for alleged property damage caused by sewage backing up and flooding his house; and authorizing and directing the City Auditor to pay the sum of \$12.50 from the "Small Claims Payment Fund", in full settlement of the claim; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of B. E. Gray and Georgina M. Gray for \$1500.00; alleged to be due on account of the demolition of a house formerly located at 440 Fifteenth Street, under health director's and fire marshal's orders; was presented and read.

RESOLUTION NO. 70705, recorded in Book 62 of Resolutions, denying the claim of B. E. Gray and Georgina M. Gray, against the City of San Diego, in the amount of \$1500.00; said amount claimed to be due on account of damage caused by the demolition of a house formerly located at 440 - 15th Street, under orders of the fire marshal and health director; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

At this time a majority of the members of the Council signed:
Bond of Jane F. Elliott as Account Clerk in the Harbor Department.
Bond of Wilbur C. Foote as District Water Bill Collector.
Bond of James Fielding Vaughan as Accountant, City Treasurer's Department.

Communication from the Consolidated Aircraft Corporation relative to traffic signals and proposed closing of streets was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the City of Coronado, by M. W. Reed, City Manager, requesting a permit to take advantage of the remote control two-way radio set-up for police cars was presented, and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Communication from the City Manager relative to work on the City's archives by Historical Records Survey, and recommending that a W.P.A. application for this work be authorized, was read and on motion of Councilman Simpson, seconded by Councilman Knox, the recommendation was adopted.

Thereupon, RESOLUTION NO. 70706, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to sign an application for a W.P.A. Historical Records Survey project, for work to be done on the City of San Diego's archives, was on motion of

Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending that the City renew the concession agreement for the Civic Center refreshment stand, on the same terms and conditions as the present agreement, for a period of three years, was read and on motion of Councilman Simpson, seconded by Councilman Knox, continued for one week for further consideration.

Communication from the City Manager recommending that the street name of Bach Avenue be changed to "Broadway" was read, and on motion of Councilman Housh, seconded by Councilman Knox, referred to the City Attorney for preparation of an ordinance to effect the recommended change of name.

Communication from the City Manager relative to petition of Robert Graham for fire alarm box at Lamont and Garnet Streets; stating that such installation would cost \$318.00 and would be temporary in nature; and recommending that the Fire Department be allowed to develop their fire alarm system in an orderly manner, and not waste money on a temporary installation; was read and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from Henry T. Wollgast, et al. opposing the proposed Housing Project was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from Young Democratic Clubs of San Diego favoring the proposed Federal Housing project was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from Congress of Spanish-speaking People favoring the proposed Housing Project was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the San Diego Newspaper Guild favoring the proposed Housing Project was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from San Diego Branch American Communications Association, C.I.O. Local #7, favoring a Federal Housing Project in San Diego was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from United Fisherman's Union favoring a Federal Housing Project was presented, and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from The San Diego Club soliciting a page advertisement in the anniversary edition of The San Diego Club magazine was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed; the San Diego Club to be notified by letter of the City's position.

Communication from F. L. Richardson suggesting that the City's Special Water Counsel give an opinion on the right of the City to transfer control of rates in the San Dieguito Water System to the Railroad Commission was presented.

A motion by Councilman Housh to refer the communication to the Water Commission failed for want of a second.

On motion of Councilman Fish, seconded by Councilman Simpson, the communication was referred to the City Attorney.

Communication from the Purchasing Agent recommending advertising for bids for one truck chassis, one 1½-ton dump truck with closed cab and 1 four-door sedan was presented and ordered filed. The communication was approved by the City Manager.

RESOLUTION NO. 70707, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of The City of San Diego to advertise for sealed proposals or bids for furnishing the City with one (1) truck chassis; one (1) one-and-a-half ton dump truck with closed cab; and one (1) four-door sedan, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 318033, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for 6000 feet of 2" cast iron pipe, as per specifications on file, was presented and ordered filed. The communication was approved by the City Manager.

RESOLUTION NO. 70708, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City with 6000 feet of 2" cast iron pipe, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 318029, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Purchasing Agent recommending advertising for bids for one 9" column 3-foot arm, radial drilling machine, as per specifications on file, was presented and ordered filed. The communication was approved by the City Manager.

RESOLUTION NO. 70709, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City with one 9" column 3-foot arm, radial drilling machine, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements,

on file in the office of the City Clerk bearing Document No. 318026, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from Willis E. Allen relative to proposed over-pass on Pacific Boulevard was presented and on motion of Councilman Fish, seconded by Councilman Flowers, referred to the Traffic Commission.

By unanimous consent, Communication from Consolidated Aircraft Corporation relative to closing portions of Redwood Street and Spruce Street, west of California Street, was taken from the table; together with recommendations from the City Engineer, City Planning Commission and the City Manager that the request be granted.

At this time Councilman Weggenman was excused from the meeting.

On a motion by Councilman Fish, seconded by Councilman Knox, to adopt a resolution granting the petition for closing Spruce Street, west of California Street, the roll call showed the following: Yeas--Councilmen Simpson, Housh, Fish, Knox and Flowers. Nays--Mayor Benbough. Absent--Councilman Weggenman.

On a motion by Councilman Knox, seconded by Councilman Simpson, to adopt a resolution granting the petition for closing Redwood Street, west of California Street, the roll call showed the following: Yeas--Councilmen Simpson, Housh, Fish, Knox and Flowers. Nays--Mayor Benbough. Absent--Councilman Weggenman.

A motion to reconsider the proposed closing of portions of Spruce Street and Redwood Street, west of California Street, the roll call showed the following: Yeas--Councilmen Simpson, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh, Absent--Councilman Weggenman.

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

Thereupon, RESOLUTION NO. 70710, recorded in Book 62 of Resolutions, granting the petition of the Consolidated Aircraft Corporation for closing Spruce Street, between the westerly line of California Street and the mean high tide line of the Bay of San Diego; and directing the City Engineer to submit a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Fish, seconded by Councilman Knox, adopted. Councilman Housh and Mayor Benbough voted "Nay" on the motion.

Thereupon, RESOLUTION NO. 70711, recorded in Book 62 of Resolutions, granting the petition of the Consolidated Aircraft Corporation for closing Redwood Street, between the westerly line of California Street and the mean high tide line of the Bay of San Diego; and directing the City Engineer to submit a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted. Councilman Housh and Mayor Benbough voted "Nay" on the motion.

Communication from the City Attorney relative to the proposed Food Stamp Plan as affecting San Diego was read and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from Councilman Addison E. Housh nominating for the charter study group Miss Mildred M. Perry, 3417 Albatross Street; and Mr. Arthur G. Peterson, 4362 Hilldale Road; was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, tabled until February 6, 1940, at the hour of 2:00 o'clock P.M.

RESOLUTION NO. 70712, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving 47th Street, between El Cajon Boulevard and the northerly line of Granada Tract; and approving Plat No. 1765, showing the exterior boundaries of the assessment district for the proposed work; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70713, recorded in Book 62 of Resolutions, for paving and otherwise improving 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 70714, recorded in Book 62 of Resolutions, for paving and otherwise improving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, as described in Resolution of Intention No. 70526, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70715, recorded in Book 62 of Resolutions, directing the work be done under the direction of the City Engineer of paving and otherwise improving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, as described in Resolution of Intention No. 70526, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70716, recorded in Book 62 of Resolutions, directing the assessment be made and signed by the City Engineer for paving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, as described in Resolution of Intention No. 70526, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70717, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing of electric current for lighting Talmadge Park Lighting District No. 1, for the period ending March 31, 1941, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70718, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing for furnishing of electric current for lighting Talmadge Park Lighting District No. 2, for

the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70719, recorded in Book 62 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 61, Resubdivision of Blocks 39 and 56, Normal Heights, between the north line of Madison Avenue and the south line of the east and west alley in said Block 61, Normal Heights, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70720, recorded in Book 62 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, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70721, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relating to the proposed paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70722, recorded in Book 62 of Resolutions, determining that the owners of 15% of the area of the proposed assessment district for paving and otherwise improving the East and West Alley in Block 43, W. P. Herbert's Subdivision, between the east line of 36th Street and the west line of Cherokee Avenue, have not demanded the 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 this proposed work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

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

RESOLUTION OF INTENTION NO. 70723, recorded in Book 62 of Resolutions, for furnishing electric current for Kensington Manor Lighting District Number One for the period ending April 30, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70724, recorded in Book 62 of Resolutions, accepting the deed of Heller Investment Company, Karl L. Kreizinger and Mary Kreizinger, 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. 70725, recorded in Book 62 of Resolutions, accepting the subordination agreement executed by the American Investors, Inc., Ltd., under a certain deed of trust executed by George E. Jorgensen and Kristine Skott Jorgensen, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70726, recorded in Book 62 of Resolutions, accepting the deed of Heller Investment Company, executed in favor of The City of San Diego for a public alley, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70727, recorded in Book 62 of Resolutions, accepting the deed of Southern Title & Trust Company, executed in favor of The City of San Diego for the Southeast Quarter of the Northwest Quarter of Section 31, Township 14 South, Range 1 East, S.B.M., was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70728, recorded in Book 62 of Resolutions, accepting the deed of Karl L. Kreizinger and Mary Kreizinger, executed in favor of The City of San Diego, for a portion of Rosecrans Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70729, recorded in Book 62 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alley in Block 174, University Heights and Lincoln Avenue, as described in Resolution of Intention No. 70111, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70730, recorded in Book 62 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving Beardsley Street, as described in Resolution of Intention No. 70131, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Attorney recommending an amendment to the Administrative Code relative to the sale of lands owned by the City was presented and ordered filed.

ORDINANCE NO. 1754, New Series, recorded in Book 47 of Ordinances, Amending Section 9.03 of Ordinance No. 258 (New Series), of the Ordinances of the City of San Diego, entitled, "An Ordinance Enacting an Administrative Code for the City of San Diego, in accordance with the provisions of Section 26 of the Charter of the City of San Diego; creating and establishing certain offices, departments and boards; creating and establishing certain positions in the service of said City and establishing titles therefor; defining the general powers of the administrative officers, departments and Boards; regulating the conditions of employment of employees and officers of said City; and establishing general administrative procedures for the conduct of the affairs of said City,

adopted June 28, 1933, relative to the sale of lands owned by the City, 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 Simpson, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from the City Attorney submitting an appraisal of F. Russell Aber of Lot J in Block 103, Horton's Addition, was presented and ordered filed.

Communication from M. Trepte requesting information as to whether the City would sell Lot J in Block 103, Horton's Addition; and if so at what price; was on motion of Councilman Knox, seconded by Councilman Fish, tabled until March 5, 1940.

ORDINANCE NO. 1755, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$8750.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of purchasing materials, renting equipment and supervision of construction of University Heights Storm Drain under W.P.A. Project, Sponsor's Project No. 128, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

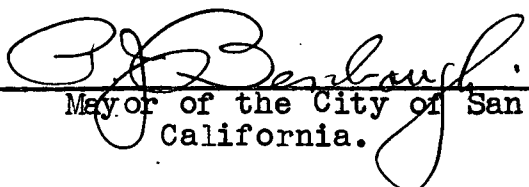
ORDINANCE NO. 1756, New Series, recorded in Book 47 of Ordinances, Establishing the grades of HILLTOP DRIVE between the east line of 41st Street and the southerly prolongation of the west line of 44th Street; 41ST STREET between the north line of Hilltop Drive and the south line of C Street; 42ND STREET between the north line of Hilltop Drive and the south line of C Street; C STREET between the west line of 44th Street and the northerly prolongation of the east line of 41st Street; BROADWAY between the west line of 42nd Street and a line drawn at right angles to the north line of Broadway southerly from the intersection of the north line of Broadway with the east line of 40th Street; 43RD STREET between the north line of Hilltop Drive and the south line of "A" Street; and 44TH STREET between the north line of Hilltop Drive and the south line of C Street; was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

At this time the matter of title insurance on property in the San Dieguito Water System was discussed; and the City Clerk was authorized to list the item on the docket for consideration on February 6th, 1940.

By unanimous consent, RESOLUTION NO. 70731, recorded in Book 62 of Resolutions, requesting Mayor P. J. Benbough to appoint a committee consisting of seven members, to study the housing situation in San Diego and bring in a report to this Council, together with a recommendation on the matter of housing, three weeks from the date of this resolution, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, February 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, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk-----Fred W. Sick.

Absent-----None.

On motion of Councilman Flowers, seconded by Councilman Knox, the minutes of the regular meeting of Tuesday, January 30th, 1940, were approved without reading.

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 25, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard, the Clerk reported that no written protests had been received.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block 73, University Heights, between the north line of Meade Avenue and the south line of Monroe 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. Oral protests were made by Otto Wolgast, representing the west 45 feet of Lots 46, 47 and 48; Clifford R. Gattiker, representing the east 45 feet of Lots 1, 2 and 3; Thos. E. Carvell, representing Lots 19 and 20; and Wm. N. Frizell, representing Lots 44 and 45; also the west 45 feet of the east 95 feet of Lots 46, 47 and 48; all in Block 73, University Heights.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, the hearing was continued until February 13th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the City Engineer's assessment for paving and otherwise improving the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, the Clerk reported that no 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. 70732, recorded in Book 62 of Resolutions, confirming the City Engineer's Assessment No. 1687, for the work of paving and otherwise improving the Alley in Block 78, Park Villas, under Resolution of Intention No. 69808, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or the illegal use or disposal of certain sub-standard materials, devices or appliances using Natural or Artificial Gas; providing for the approval of materials, devices and appliances using Natural or Artificial Gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Flowers, seconded by Councilman Knox, the matter was continued until March 26th, 1940. Councilman Fish voted "Nay" on the motion.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or disposal of sub-standard and unsafe Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Simpson, seconded by Councilman Knox, the matter was continued until March 26th, 1940. Councilman Fish voted "Nay" on the motion.

Petition of S. M. Stalmer for setback suspension at 6th and University Avenues was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70733, recorded in Book 62 of Resolutions, granting permission to S. M. Stalmer, 305 Washington Street, to erect a store building on Lots 10 and 11, G. A. Bush Addition, to the property line on University Avenue and Sixth Avenue; and granting a variance to the provisions of Setback Ordinances 12073 and 1212, New Series, on the property mentioned for a period of five years from the date of this resolution; providing the owner signs an agreement to move said building back from the property line to the established setback line after February 6, 1945, when requested so to do by the City of San Diego; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Property Owners for establishing a special setback regulation for Block 12, El Cerrito Heights #2, was presented; together with a recommendation from

the City Planning Commission that the request be denied.

RESOLUTION NO. 70734, recorded in Book 62 of Resolutions, denying the petition of Union Title Insurance and Trust Company, A. S. Farrington and Charles C. Crouch, for the adoption of an ordinance establishing setbacks on Block 12, El Cerrito Heights #2, to fit the conditions and topography, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of The American Legion Armistice Day Committee by F. Carl Sherwood, Chairman, for use of the City Stadium in Balboa Park for Armistice Day, November 11th, 1940, for the purpose of sponsoring a football game, was read and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

At this time a majority of the members of the Council signed the bond of James A. O'Connell as Assistant Cashier, Water Department.

Petition of Property Owners for paving the Alley in Block 35, City Heights, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears the signatures of the owners of 60.4% of the property fronting on the alley; pavement to be cement concrete 6" thick.

RESOLUTION NO. 70735, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 35, City Heights, as petitioned for in Document No. 306103; 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 this proposed improvement; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for joint City-County appropriations for construction of roads in the vicinity of the State College was read and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Engineer and the City Planning Commission.

Communication from the San Diego Section, Communist Party, for use of a courtroom at the City Jail for a meeting on February 12th; the request being signed by Dan Taylor as Educational Director Communist Party of San Diego; was presented and read, and on motion of Councilman Flowers, seconded by Councilman Simpson, the request was denied. Thereupon, RESOLUTION NO. 70740, recorded in Book 62 of Resolutions, denying this request was on motion adopted.

By unanimous consent, Petition of Rita H. Maloney for an auto court on El Cajon Boulevard near 68th Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70736, recorded in Book 62 of Resolutions, granting permission to Rita H. Maloney, P.O. Box 277 East San Diego, to build and operate a 10-unit Auto Court on Lots 17 and 18, Block 5, La Mesa Colony; subject to the final plans being approved for architecture by the City Planning Commission; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

By unanimous consent, request of the Chinese Consolidated Benevolent Association, by H. Embert Lee, for permission to use firecrackers during Chinese New Year's celebration was presented and read.

RESOLUTION NO. 70737, recorded in Book 62 of Resolutions, referring to the City Manager and the City Attorney with power to act the petition of Chinese Consolidated Benevolent Association, 428 Third Avenue, by H. Embert Lee, for permission to use fire crackers for celebration of Chinese New Year, from February 7th to 14th, inclusive, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from Harry S. Nelson Chapter No. 2, Inc., Disabled American Veterans protesting against the use of City-owned buildings for meetings of the Communist Party was presented, and on motion of Councilman Simpson, seconded by Councilman Housh, filed without reading.

Communication from Chris Winther requesting renewal of his concession agreement was presented; together with recommendation from the City Manager that the concession be extended on the same conditions as the present lease, for a period of three years.

On motion of Councilman Weggenman, seconded by Councilman Knox, the request of Chris Winther for renewal of his concession agreement was granted for a period of three years; subject to a 90-day cancellation clause; and the matter referred to the City Attorney for preparation of the necessary papers.

Communications from the City Attorney, the City Manager and three local title companies relative to title insurance in connection with the San Dieguito Water System purchase were presented.

A motion was made by Councilman Flowers, seconded by Councilman Fish, to adopt the City Manager's recommendation on the matter. No vote was taken on the motion.

On motion of Councilman Simpson, seconded by Councilman Weggenman, the matter was continued for two weeks. Councilmen Housh, Fish and Flowers voted "Nay" on the motion.

Communication from the City Attorney relative to transfer of funds from the San Dieguito Lease Purchase contract Fund to the Water Department Fund was presented and read.

RESOLUTION NO. 70738, recorded in Book 62 of Resolutions, rescinding Resolution No. 70632, adopted January 16, 1940, authorizing and directing the City Attorney to prepare an ordinance transferring \$20,700.74 from the San Dieguito Lease Purchase Contract Fund to the Water Department Fund, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Attorney recommending that the City send Mr. Phil D. Swing to a conference of the Colorado River Boards to be held in Los Angeles was

read and filed.

RESOLUTION NO. 70739, recorded in Book 62 of Resolutions, authorizing Mr. Phil D. Swing to attend a conference of the Colorado River Board on February 7th, 1940, in Los Angeles, at a per diem rate of \$25.00 while in attendance at such conference, together with his necessary expenses, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the San Diego Progress-Journal, by Pierce Egan, Editor, requesting that the City place an advertisement in the annual edition at the rate of \$160 per full page was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager for a report.

Communication from H. H. Fawcett soliciting a full page advertisement by the City in the Pictorial Life Magazine, issue of May 15th, 1940, for \$150.00 was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager for a report.

Communication from E. V. Winnek relative to the use being made of the Sutherland Dam Fund was read, and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager for a report.

Communication from the Workers Alliance of San Diego inviting the Councilmen to attend an S.R.A. dinner and discussion relative to establishment of a Federal Housing Authority at the Neighborhood House on February 15th, 1940, was read. A motion was made by Councilman Fish, and seconded by Councilman Housh to file the communication. This motion was amended by Councilman Knox, seconded by Councilman Simpson, to refer the communication to the Council's Secretary; to notify the Workers Alliance which Councilmen will attend.

Communication from the La Jolla Booster Club requesting daily inspection service from the Building Department was read and on motion of Councilman Knox, seconded by Councilman Simpson, referred to the City Manager.

Communication from William M. Gresham relative to breakage of trash containers, etc., by City Crews was read; together with report from the Superintendent of the Refuse Collection and Disposal Department, approved by the City Manager, reporting on the complaint; and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the Benson Lumber Company relative to a complaint from Edward O. Teague concerning a smoke nuisance was read, and on motion of Councilman Housh, seconded by Councilman Simpson, ordered filed.

Communication from W. Arnet Speer relative to drainage conditions near the intersection of Rosecrans Street and the Causeway Road was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager.

Communication from the City Planning Commission transmitting the resignation of H. B. Yakel as a member of said Commission was presented and read.

RESOLUTION NO. 70741, recorded in Book 62 of Resolutions, accepting the resignation of Harley B. Yakel as a member of the City Planning Commission; and authorizing the City Clerk to write a letter of thanks to Mr. Yakel for his services on the commission, and for his good citizenship; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

By unanimous consent, ORDINANCE NO. 1757, New Series, recorded in Book 47 of Ordinances, Amending Section 1601a of Ordinance No. 13375 of the Ordinances of the City of San Diego, approved December 7, 1931, by changing the limits of the San Diego Inner Fire District, 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 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 City Manager relative to a deed from the Western Investment Company was presented; together with communications from the Southern Title & Trust Company and the City Engineer relative to the property covered by said deed.

RESOLUTION NO. 70742, recorded in Book 62 of Resolutions, accepting the deed of the Western Investment Company of San Diego for public street purposes, executed in favor of the City of San Diego, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the Commandant, Eleventh Naval District, relative to the proposed use by the Navy Department of certain space in the new City Police Department Building was presented and read. A motion by Councilman Flowers, seconded by Councilman Simpson, to grant the use of this space, was amended by Councilman Knox, seconded by Councilman Housh, to refer the communication to the City Manager. The amended motion carried.

Communication from the San Diego Municipal Traffic and Safety Commission recommending that proper steps be taken to acquire the necessary property, and install sidewalks and curbs on Upas Street, east of 30th Street; and on El Cajon Boulevard in the vicinity of 60th Street; was presented and on motion of Councilman Fish, seconded by Councilman Knox, referred to the City Manager.

Communication from Alma McCleary protesting against the proposed Slum Clearance Program was presented, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from Marie St. Martin protesting against the establishment of a U. S. H. A. slum-clearance project in San Diego was presented, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from Alexander H. McKelvey relative to the Police Chief and the Traffic Commission was read, and on motion of Councilman Simpson, seconded by Councilman Flowers, ordered filed.

Communication from Joseph E. Dryer relative to securing a statue of Cabrillo for San Diego was read and ordered filed. The City Attorney was requested to send a telegram to the Governor, et al., urging support of the movement to furnish this statue.

Communication from Dr. E. Paynter relative to drainage conditions at 5th Avenue and Broadway was presented; together with a letter from the City Manager stating that the cost of putting in a storm drain would be \$10,000.00; and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from Ralph C. Boren relative to damage being done his property in Talmadge Park, Unit One, was read; together with a letter from the City Manager reporting on the situation; and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed; a copy of the City Manager's letter to be furnished Mr. Boren.

Communication from the City Manager reporting on rental charges made at the House of Hospitality, and submitting a financial report of the Balboa Park Auditorium Association, was read and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

By unanimous consent, Communication from the Board of Supervisors relative to claim of the City of San Diego for electric current used at the Federal Building, Balboa Park, during occupancy by W.P.A. sewing project and other projects, was read and on motion of Councilman Housh, seconded by Councilman Fish, referred to the City Attorney.

At this time, on motion of Councilman Knox, seconded by Councilman Fish, the Council took a recess until the hour of 2:00 o'clock P.M.

Upon re-assembling the roll call showed the following:
 Present---Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.
 Clerk-----Fred W. Sick.
 Absent-----None.

Communication from the City Manager recommending that permission be granted to the City of Coronado to connect to the City of San Diego's two-way radio set-up, and that a contract be prepared to cover the transaction, was presented and read.

RESOLUTION NO. 70743, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers authorizing the City Manager to enter into negotiations with the City of Coronado for that City to take advantage of the remote control two-way radio set-up operated by the City of San Diego; said papers to be submitted to the Council for its approval; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from the City Manager reporting on the petition of George Denny and others for the re-establishment of a City dump for rubbish at 38th and Redwood Streets, and stating that there are several people in the vicinity who would protest against the smoke nuisance, was presented and read.

RESOLUTION NO. 70744, recorded in Book 62 of Resolutions, denying the petition of George Denny and others for re-establishment of a dump for rubbish by the City of San Diego at 38th and Redwood Streets, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Robert P. Thompson for \$13.56 was presented and read.

RESOLUTION NO. 70745, recorded in Book 62 of Resolutions, allowing the claim of Robert P. Thompson, 3020 Ross Avenue, Alhambra, California, filed January 17, 1940, against the City of San Diego in the amount of \$13.56; alleged to be due on account of damages to his automobile caused by a City Police Car colliding with claimant's automobile on December 30, 1939; and directing the City Auditor to make payment from the Small Claims Payment Fund in full settlement of said claim upon receipt of a duly executed release; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Mrs. Gertrude Davault for \$8.00 was presented and read.

RESOLUTION NO. 70746, recorded in Book 62 of Resolutions, denying the claim of Mrs. Gertrude Davault, 4456 Estrella Avenue, filed on January 16th, 1940, against the City of San Diego in the amount of \$8.00; alleged to be due on account of personal injuries when she tripped and fell over a defective place in the sidewalk at 4420 Estrella Avenue; as recommended by the City Auditor and City Attorney; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70747, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving NILE STREET, between the northerly line of Thorn Street and the southerly line of University Avenue; and approving that certain Plat No. 1757, showing the exterior boundaries of the district to be included in the assessment for the proposed work and improvement; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION OF INTENTION NO. 70748, recorded in Book 62 of Resolutions, for paving and otherwise improving NILE STREET, between the northerly line of Thorn Street and the southerly line of University Avenue; and determining that the work described therein shall be done to the modified grades shown and indicated upon the plans and profiles for said work; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70749, recorded in Book 62 of Resolutions, directing notice of filing assessment and of the time and place of hearing thereof to cover the costs and expenses of the paving of Beardsley Street, under Resolution of Intention No. 70131, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70750, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for Talmadge Park Lighting District No. 4, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70751, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said hearing, for furnishing electric current for Talmadge Park Lighting District No. 3, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

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

RESOLUTION OF AWARD NO. 70752, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for La Jolla Lighting District No. 1 for the period ending December 31, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

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

RESOLUTION OF AWARD NO. 70753, recorded in Book 62 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Pacific Highway Lighting District No. 1 for the period ending November 4, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70754, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of wages to be paid in connection with the work of paving and otherwise improving the Alley in Block 26, Ocean Beach, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70755, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of wages to be paid in connection with the work of paving and otherwise improving Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70756, recorded in Book 62 of Resolutions, determining that owners of 15% of the area of the proposed district to be assessed for the paving and otherwise improving of the Alley in Block 147, Mission Beach, 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 the proposed work; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70757, recorded in Book 62 of Resolutions, determining that the proposed assessment for the proposed paving and otherwise improving of the Alley in Block 152, Mission Beach, will not exceed the limitations 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 the proposed work; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70758, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving Date Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street, did 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 as provided by said Act; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70759, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block "B", Altadena, between the north line of Thorn Street and the south line of Upas Street; and THORN STREET, between a line parallel to and distant 5 feet westerly from the southerly prolongation of said Alley in Block "B", and a line parallel to and distant 5 feet easterly from the southerly prolongation of the east line of said Alley in Block "B", did 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 as provided by said Act; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70760, recorded in Book 62 of Resolutions, approving for payment the bills submitted by the San Diego City and County Convention Bureau, in the sum of \$147.53, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund for said amount; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70761, recorded in Book 62 of Resolutions, authorizing a majority of the members of the Council to execute a right of way agreement granting to the County of San Diego a right of way over certain lands owned by the City, for the purpose of relocating or realigning County Road A-35, Road Survey 814; a copy of which said proposed right of way agreement is on file in the office of the City Clerk bearing Document No. 318171, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70762, recorded in Book 62 of Resolutions, authorizing a majority of the members of the Council to execute a permit granting to the County of San Diego the right to enter upon certain lands owned by the City of San Diego for the purpose of widening, straightening, and deepening the creek channel on Route 3, Division 1, about three-quarters of a mile northeast of the Bernardo Bridge, in the County of San Diego; a copy of which said permit is on file in the office of the City Clerk, bearing Document No. 318169; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Attorney recommending cancellation of Pony Ring Concession in Balboa Park was presented and ordered filed.

RESOLUTION NO. 70763, recorded in Book 62 of Resolutions, cancelling and terminating a permit issued to S. Chapman on or about the 6th day of May, 1938, to use a strip of land in Balboa Park approximately 250 feet long and 30 feet in width on which to operate a pony ring, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from Ted Matthews requesting permission to place an automobile ride in miniature, for use of children, in Balboa Park was presented and ordered filed; together with a communication from the City Manager relative to said request.

RESOLUTION NO. 70764, recorded in Book 62 of Resolutions, authorizing and empowering the Park Director to execute a Concession Agreement for and on behalf of The City of San Diego with Ted Matthews, allowing said Matthews to establish, maintain and conduct a miniature auto ride in a portion of Balboa Park lying southeasterly from the merry-go-round, at a rental of 10% of the gross receipts, for a year to year term, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70765, recorded in Book 62 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego to James Ballantyne, for stock grazing and/or agricultural purposes, covering a portion of Cajon Park, in the County of San Diego, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer recommending the acceptance of an easement for a gauging station on Jamul Ranch from G. R. Daley and Jeanette E. Daley was presented and ordered filed.

RESOLUTION NO. 70766, recorded in Book 62 of Resolutions, accepting the deed of G. R. Daley and Jeanette E. Daley, executed in favor of the City of San Diego for a gauging station on a portion of the Jamul Ranch, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70767, recorded in Book 62 of Resolutions, accepting the deed of Lawrence J. Tully, executed in favor of The City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70768, recorded in Book 62 of Resolutions, accepting the deed of Grace L. Northern, executed in favor of The City of San Diego for a portion of Washington Street, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70769, recorded in Book 62 of Resolutions, accepting the deed of Fred J. Prentice and Cornelia E. Prentice, 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. 70770, recorded in Book 62 of Resolutions, accepting the deed of Evelyn L. Cavenee, executed in favor of The City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70771, recorded in Book 62 of Resolutions, accepting the deed of Evelyn L. Cavenee, executed in favor of The City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70772, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 33, of the Civic Center Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1758, New Series, recorded in Book 47 of Ordinances, Amending Sections 2 and 4, and repealing Section 3, of Ordinance No. 9102, approved July 6, 1923, relative to permit fees for camping, shooting and fishing on the properties of the Water Impounding System, 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 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. 1759, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$1324.05 out of certain funds of the City of San Diego, for the purpose of providing funds for the purchase of Material, rental of Equipment and Supervision, on the W.P.A. Project for the extension of sewer transmission main on Ocean View Boulevard, 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. 1760, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$4550.00 out of the Unappropriated Balance Fund for the purpose of purchasing Material, renting Equipment and Supervision for construction of Playground at Grant School under W.P.A. Project, Sponsor's Project No. 152-S, 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, 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. 1761, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$3500.00 from Account 398 "Elections", General Appropriations, for the purpose of providing funds for furnishing Labor, purchase of Material and rental of Equipment for the repair and rehabilitation of the Plaza Comfort Station and the Plaza Fountain; and repealing Ordinance No. 1734 (New Series), adopted January 9, 1940, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1762, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$660.10 from Account 398, "Elections", General Appropriations, for the purpose of providing funds for the installation of a Heating System in the La Jolla Community House located on the La Jolla Playgrounds; and repealing Ordinance No. 1735 (New Series), adopted January 9, 1940, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Simpson, seconded by Councilman 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. 1763, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$250.00 from the Unappropriated Balance Fund of the City of San Diego for the purpose of acquiring from the Federal Art Project, Works Progress Administration, certain paintings executed by Mr. C. A. Fries, 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. 1764, New Series, recorded in Book 47 of Ordinances, Establishing the grades of the Alley running east and west and of the Alley running north and south in Block 43, W. P. Herbert's Subdivision, in the City of San Diego, 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 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. 1765, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Bangor Street in the City of San Diego, between the easterly prolongation of the southerly line of Jennings Street and a line parallel to and distant 205.00 feet northerly of the northerly line and the westerly prolongation of the northerly line of Harbor View Drive, 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 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.

By unanimous consent, Communication from Los Angeles Brick & Clay Products Co. relative to the type of pipe to be furnished the City of San Diego under an existing contract was read and ordered filed.

Thereupon, RESOLUTION NO. 70773, recorded in Book 62 of Resolutions, authorizing and instructing the City Manager to accept 21" double strength unglazed sewer pipe, instead of glazed single strength contracted for with the Los Angeles Brick and Clay Products Co., was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1766, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$11,000.00 from the revenues of the Water Department of The City of San Diego, and transferring the same to "Maintenance and Support," Water Department Fund, Division of Development and Conservation, for the purpose of providing additional funds necessary for the payment of the second half of the taxes on property of the Water Department in the County of San Diego for the fiscal year 1939-1940, 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 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.

RESOLUTION NO. 70774, recorded in Book 62 of Resolutions, requesting the City Manager to report on the offer of Consolidated Aircraft Corporation to contribute funds toward the cost of installation of traffic signals on Pacific Highway in front of the Consolidated Aircraft Plant; and further authorizing the City Manager to contact the local office of the State Highway Commission in an effort to secure permission to install said signals; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

The matter of the appointment of members of a proposed Charter Committee was considered at this time.

A communication from Councilman Addison E. Housh nominating Miss Mildred M. Perry and Mr. Arthur G. Peterson for membership on the committee was presented.

A communication from Councilman Fred W. Simpson nominating Earle F. Farnsworth and D. W. Campbell for membership on the committee was presented.

A communication from Councilman Herbert E. Fish nominating Miss Louise Darby and Mr. John Hartley for membership on the committee was presented.

A communication from Councilman Harley E. Knox nominating Cecil M. Collins and Mrs. H. J. Lambrechts for membership on the committee was presented.

A communication from Louis F. Weggenman nominating LeRoy E. Goodbody and Caesar F. Pastore for membership on the committee was presented.

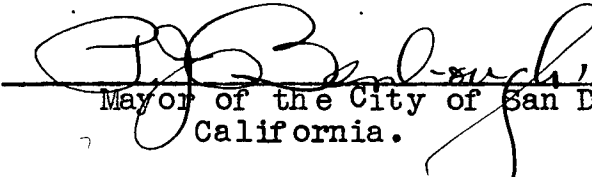
A communication from Councilman Albert E. Flowers nominating Walter B. Whitcomb and Joseph E. Dryer for membership on the committee was presented.

A communication from Mayor P. J. Benbough nominating J. O. Miller, Thomas M. Hamilton and William E. Harper for membership on the committee was presented.

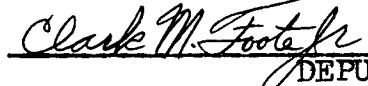
Thereupon, RESOLUTION NO. 70775, recorded in Book 62 of Resolutions, appointing a Charter Committee of fifteen members was on motion of Councilman Knox, seconded by Councilman Housh, adopted. The members appointed were: D. W. Campbell, Public Events, Chamber of Commerce; Cecil M. Collins, 2159 Logan Avenue; Miss Louise Darby, 3582 Sidney Place; Joseph E. Dryer, President, Dryer's Furniture Company, and President, "Heaven-on-Earth Club"; Earle F. Farnsworth, Vice President, San Diego Trust and Savings Bank; LeRoy E. Goodbody, San Diego Trust and Savings Building; Thomas M. Hamilton, San Diego Junior Chamber of Commerce; William E. Harper, member of the Harbor Commission; John M. Hartley, 4237 Hilldale Road; Mrs. H. J. Lambrechts, 4595 Logan Avenue; J. O. Miller, Vice President, First National Trust and Savings Bank; Caesar F. Pastore, 535 University Avenue; Miss Mildred M. Perry, 3417 Albatross Street; Arthur G. Peterson, 4362 Hilldale Road; and Walter B. Whitcomb, Vice President, First National Trust and Savings Bank.

RESOLUTION NO. 70776, recorded in Book 62 of Resolutions, naming Mayor P. J. Benbough as temporary chairman of the Charter Committee, and requesting him to call the first meeting, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Thereupon, on motion of Councilman Simpson, 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, February 13th, 1940.

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

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

On motion of Councilman Housh, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, February 6th, 1940, were approved without reading.

At this time Councilman Knox 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 6, Frary Heights, and a portion of Thorn Street, under Resolution of Intention No. 70508, 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 Maryland Casualty Company for \$150.00; which bid was given Document No. 318301.

V. R. Dennis Construction Co.; accompanied by a certified check for \$160.00 drawn on the Security Trust & Savings Bank of San Diego; which bid was given Document No. 318302.

Griffith Company; accompanied by a bond from National Surety Corporation for \$150.00; which bid was given Document No. 318303.

R. E. Hazard & Sons; accompanied by a bond from Pacific Indemnity Company for \$200.00; which bid was given Document No. 318304.

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 the Alley in Block 73, University Heights, between the north line of Meade Avenue and the south line of Monroe Avenue, the Clerk reported that written protests had been received from Miss E. Grundman, and from R. E. McKinley, et al.; which protests were read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Oral protests were made from persons representing Lots 29 and 30; Lots 33, 34, 35, and 36; Lots 11 and 12; and the east 45 feet of Lots 1, 2 and 3, in this Block.

Communications favoring the paving of the Alley in this Block were presented from Sarah C. Sawtelle, Lottie Tardivel and Warren F. Stewart, and ordered filed.

THEREUPON, RESOLUTION NO. 70777, recorded in Book 62 of Resolutions, sustaining the protest of Miss E. Grundman, filed in the office of the City Clerk February 13, 1940, under Document No. 318305; and the protest of R. E. McKinley, et al., filed in the office of the City Clerk February 13, 1940, under Document No. 318306; and all other protests against the City Engineer's estimate for the paving and otherwise improving of the Alley in Block 73, University Heights; was on motion of Councilman Knox, seconded by Councilman Weggenman, 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 133, University Heights, between the north line of Tyler Avenue and the south line of Van Buren Avenue, and a portion of Tyler Avenue, the Clerk reported that written protests had been received from Theodore L. Sharp and June Billing; which protests were 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. 70778, recorded in Book 62 of Resolutions, overruling and denying the protest of Theodore L. Sharp, filed in the office of the City Clerk on January 13, 1940, under Document No. 317737 $\frac{1}{2}$, and the protest of June Billing, filed in the office of the City Clerk on February 2, 1940, under Document No. 318132, against the Engineer's estimate on the cost for the proposed paving and otherwise improving the Alley in Block 133, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Fish, 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 the Alley in Block F, McFadden & Buxton's North Park and Alley in Block 33, Park Villas, between the north line of Dwight Street and the south line of Landis Street, the Clerk reported that no written protests had been received.

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

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

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

The hour of 10:00 o'clock A. M. having arrived, the time set for hearing protests against the furnishing of electric current for University Avenue Lighting District No. 2, 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, RESOLUTION NO. 70779, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting University Avenue Lighting District No. 2, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

By unanimous consent, RESOLUTION NO. 70780, recorded in Book 62 of Resolutions, approving for San Diego the Food Stamp Plan, as inaugurated in other cities in the United States; and directing the City Clerk to send letters urging the inauguration of the Government Food Stamp Plan for San Diego County to Secretary of Agriculture Henry A. Wallace and to Jonathan Garst, Regional Director of the Federal Surplus Commodities Corporation; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of D. M. Denton for Zone Variance on Pueblo Lot 264 was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70781, recorded in Book 62 of Resolutions, granting permission to D. M. Denton to erect four single-family residences on the southeasterly 137.5 feet of the northeasterly 396.73 feet in Pueblo Lot 264, adjoining Dorcas Street; each residence to be on a parcel of ground larger than the minimum lot size required by City ordinance; and granting a variance to the restrictions of Ordinance 85, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of F. & W. Thum Company for Zone Variance on Scott Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70782, recorded in Book 62 of Resolutions, granting permission to F. & W. Thum Company, 1507 E. Mountain St., Pasadena, California, to erect three single-family residences on portion of Lot 2, Sub. of Block 12, New Roseville, and a portion of Lot 3, Bayshore Addition to New Roseville; each residence to be built on a parcel of land 60 or more feet wide and over 160 feet deep; on condition that the owner grant to the City an easement to widen Scott Street five feet on each side, through the property; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Harry Balfe for Variance to Restrictions at 259 Coast Boulevard was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70783, recorded in Book 62 of Resolutions, granting permission to Harry Balfe, 259 Coast Boulevard, to remodel a portion of the building at the address mentioned, on Lot 20, Block 16, La Jolla Park, from a private garage into a portion of the dwelling, with a side yard of 0 feet, a rear yard of 20 feet, and lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Walter E. Carlton for Variance to Restrictions at 3956 Texas Street was presented; together with a report from the City Planning Commission stating that four votes were cast in favor and two against the granting of the request; which vote does not constitute a recommendation.

RESOLUTION NO. 70784, recorded in Book 62 of Resolutions, granting permission to Walter E. and Florence M. Carlton, 3820 Texas Street, to alter the interior of the residence on Lots 37 and 38, Block 199, University Heights, to a duplex; with a side yard of one foot six inches, with a rear yard of 50 feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924 as amended, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Property Owners for re-zoning a portion of Roseville was presented, affecting twelve blocks on Point Loma; together with a report from the City Planning Commission stating that at a public hearing, by a vote of 4 to 3, the Commission went on record as opposed to the granting of this request.

A Mr. Starke, representing the property owners signing this petition, asked that the matter be continued for one week.

Thereupon, on motion of Councilman Knox, seconded by Councilman Housh, the petition was ordered held for one week for further consideration.

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

Contract with San Diego Consolidated Gas & Electric Company for Seventh Avenue Lighting District No. 1.

Contract with San Diego Consolidated Gas & Electric Company for Eighth Avenue Lighting District No. 1.

Petition of George Denny for extension of time on tent meeting permit for religious meetings at the southwest corner of 38th and Thorn Streets was presented and read.

RESOLUTION NO. 70785, recorded in Book 62 of Resolutions, granting permission to George Denny, 3051 - 38th Street, to continue the operation of religious services in a tent erected by the Pentecostal Church at the southeast corner of 38th and Thorn Streets, for a period of sixty days from February 16, 1940; on the same conditions as contained in Resolution No. 70137, adopted October 17, 1939; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted. Councilmen Simpson and Knox and Mayor Benbough voted "Nay" on the motion to grant the request.

Petition of property owners relative to drainage conditions at Park Boulevard, north of El Cajon Avenue, was presented; together with a report from the City Manager stating that the condition can be remedied for the sum of \$7936.00, and recommending that the matter be referred to the budget box; and on motion of Councilman Knox, seconded by

Councilman Fish, the petition was referred to the Budget Box.

Communication from the City Engineer, approved by the City Manager, recommending refunds to property owners in Talmadge Park Lighting District No. 4 was presented and read.

On motion of Councilman Housh, seconded by Councilman Weggenman, the communication, together with a list of refunds due property owners, was referred to the City Attorney for proper form of resolution.

Communication from the City Manager transmitting triplicate copies of Second Supplemental Memorandum of Agreement providing for expenditure of 1/4 cent gas tax money during the biennium ending June 30, 1941, was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Attorney for proper form of resolution.

Communication from the City Manager submitting project statement budgeting \$5,000 for surveys and plans for the improvement of Mission Boulevard, Mission Beach, between West Point Loma Boulevard and Pacific Beach Drive, was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Attorney for a resolution authorizing the City Manager to sign said agreement.

Communication from the Ocean Beach Woman's Club, by Kate Spani, President, opposing the Slum Clearance project in San Diego was presented, and on motion of Councilman Knox, seconded by Councilman Housh, filed without reading.

Communication from Senator Ed Fletcher transmitting copy of Senate Bill No. 15, relative to the Colorado River Board of California and the office of Colorado River Commissioner of California, relating to powers and duties of the board and commissioner, was presented and on motion of Councilman Weggenman ordered filed.

Communication from Senator Ed Fletcher relative to Senate Joint Resolution No. 2, relative to discrimination in steamship service and freight rates between New York and California ports to the Panama Canal Zone, was presented and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from Vicinity Council United Spanish War Veterans of San Diego County, by Preston Coit, recommending the appointment of Frank B. Geer as a member of the Veterans' Advisory Commission, was presented.

RESOLUTION NO. 70786, recorded in Book 62 of Resolutions, appointing Commander Frank B. Geer of Capt. Jacob H. Culver Camp No. 118 Dept. of California, United Spanish War Veterans, as a member of the Veterans' Advisory Commission to represent the United Spanish War Veterans, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Nellie S. Burgster for \$45.00 was presented and read.

RESOLUTION NO. 70787, recorded in Book 62 of Resolutions, denying the claim of Nellie S. Burgster, 3503 Indiana Street, against the City of San Diego in the sum of \$45.00; alleged to be due on account of sewage backing into claimant's property at 1818 Myrtle Avenue on June 13, 1939; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from Frank E. Atwood stating that he has a client who is willing to lease the old City Hall Building for \$150.00 per month on a five year lease was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from Tyler J. Fenn relative to the City's securing a right-of-way between the Causeway and Pacific Highway for street purposes was read, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Planning Commission.

RESOLUTION OF INTENTION NO. 70788, recorded in Book 62 of Resolutions, for closing the Alley in Block 33, Remondino's Subdivision of Block 33, Sherman's Addition, between the east line of 17th Street and the west line of 18th Street, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70789, recorded in Book 62 of Resolutions, determining that the proposed assessment for the paving of the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, will not exceed the limitations 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 the paving and otherwise improving of said Alley; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70790, recorded in Book 62 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 46, Park Villas, as particularly described in Resolution of Intention No. 70294, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer recommending the acceptance of a deed executed by Elizabeth M. Tunnell for a portion of Lot 27, Soledad Terrace, for public street purposes, was presented and ordered filed.

RESOLUTION NO. 70791, recorded in Book 62 of Resolutions, accepting the

deed of Elizabeth M. Tunnell, executed in favor of The City of San Diego, for a portion of Loring Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

By unanimous consent, Communication from the City Attorney relative to appropriation needed for Book and Subscription Account was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

ORDINANCE NO. 1767, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$600.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Outlay", City Attorney's Fund, was on motion of Councilman Knox, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Housh, seconded by Councilman 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 Manager transmitting an ordinance changing the name of Bach Avenue to Broadway was presented and ordered filed.

ORDINANCE NO. 1768, New Series, recorded in Book 47 of Ordinances, Changing the name of Bach Avenue in the City of San Diego, California, to BROADWAY, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Request of the Chinese Consolidated Benevolent Association for permission to use firecrackers during Chinese New Year celebration was presented and read by unanimous consent; together with report from the City Manager stating that the Chief of Police and Chief of the Fire Department were willing to issue a permit in a designated location if the Association would file a bond as required by the People's Ordinance, and as the bond was not filed there were no fire crackers used; and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

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

RESOLUTION OF INTENTION NO. 70792, recorded in Book 62 of Resolutions, for furnishing electric current for Mission Beach Lighting District Number One for the period ending May 14, 1941, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

ORDINANCE NO. 1769, New Series, recorded in Book 47 of Ordinances, Establishing the Grade of Ohio Street, between the north line of Meade Avenue and the north line of Lot 3, Partition Map of the east one-half of Pueblo Lot G, Fractional, made under decree of the Superior Court, dated February 12, 1895, Case No. 7646, 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.

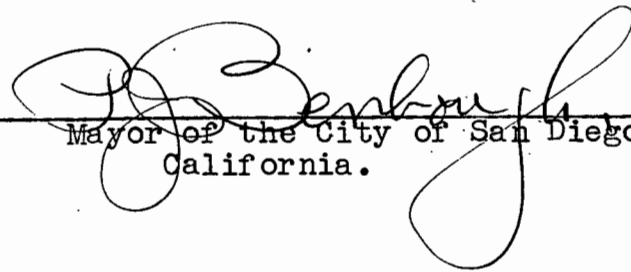
Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1770, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Poe Street, between the northwesterly line of Willow Street and the southeasterly line of Plum Street, was on motion of Councilman Knox, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Communication from the El Cajon Boulevard Civic Association recommending the appointment of Arthur V. Shimmons to fill an existing vacancy on the City Planning Commission was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, February 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 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, February 13th, 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 Alleys running North and South, and East and West, in Block 111, University Heights, under Resolution of Intention No. 70526, he had received two 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:

Griffith Company; accompanied by a bond from National Surety Corporation for \$200.00; which bid was given Document No. 318453.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company for 10% of the amount bid; which bid was given Document No. 318454.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the North and South Alleys in Blocks 3 and 4, Hartley's North Park, between the north line of Wightman Street and the south lines of the east and west alleys in said Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673, the Clerk reported that no written protests had been received.

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

Petition of Property Owners for re-zoning a portion of Roseville was presented; having been held over from the meeting of February 13th, 1940; together with report from the City Planning Commission stating that at a regular meeting the Commissioners voted 4 to 3 to deny the petition.

RESOLUTION NO. 70793, recorded in Book 62 of Resolutions, denying the petition of property owners for Re-zoning portion of Roseville; to change from the R-1 Zone to R-2 Zone Blocks 21, 22, 33, 34, 39, 40, 49, 50, 55, 56, 65 and 66; as contained in Document No. 318286, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of Marcus M. Cory for Zone Variance at 1330 Willow Street was presented; together with report from the City Planning Commission stating that the Commissioners voted 5 to 2 to deny the petition, after considering protests and approvals of neighboring property owners.

Additional protests against the granting of this petition, contained in Document No. 318455, were presented and ordered filed.

RESOLUTION NO. 70794, recorded in Book 62 of Resolutions, denying the petition of Marcus M. Cory, Box 4, Point Loma Station, for variance to the restrictions of Ordinance No. 31, New Series, to permit the remodeling of a single-family residence on the northerly 32.5 feet of Lots 7, 8, and 9, Block 39, Roseville, and half of Emerson Street closed, into a duplex, was on motion of Councilman Housh, seconded by Councilman Knox, adopted. Councilman Simpson voted "Nay" on the motion.

Petition of Hubbard Casket Co. for Zone Variance at 2553 State Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70795, recorded in Book 62 of Resolutions, granting permission to W. George Hubbard, 2553 State Street, to erect a garage 30 feet by 100 feet for a casket company, on Lot 11, Block 81, Middletown, provided the building is stuccoed on the Maple Street frontage, and the other exposed portions of the building are painted to match the existing buildings; and granting a variance to the restrictions of Ordinance No. 12987 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of the County of San Diego for an extension of time on its Zone Variance permit in Block A of Teralta was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70796, recorded in Book 62 of Resolutions, granting an extension of ninety days time from November 29, 1939, to the County of San Diego in which to erect and operate a distributing library on the easterly 106 feet of the southerly 375 feet of Lot 25, Block A, Teralta; the original variance to restrictions of Ordinance No. 12989 on the property mentioned having been granted by Resolution No. 69854, adopted August 29, 1939; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Petition of Brock-Brady Co. for setback suspension at Hunter and Hawk Streets was presented; together with recommendation from the City Planning Commission by a vote of 6 to 1 that the petition be granted.

Communication from M. Littlefield requesting that his name be stricken from the list of those favoring a setback suspension as requested by Brock-Brady Co. was presented.

Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, the petition was referred back to the City Planning Commission. Councilman Fish voted "Nay".

Petition of H. H. Peterson for Zone Variance on Pacific Highway was presented; together with a recommendation for denial from the City Planning Commission and sundry protests against granting this Zone Variance.

RESOLUTION NO. 70797, recorded in Book 62 of Resolutions, denying the petition of H. H. Peterson, 3788 Pacific Highway, for variance to the restrictions of Ordinance No. 12990, to permit the operation of an auto wrecking yard on Lots 1, 2, 3, 4, Block 250, Middletown, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block A, Altadena, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears the signatures of the owners of 66.5% of the frontage property.

RESOLUTION NO. 70798, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block A, Altadena, as contained in Document No. 318251; 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 this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block K, Altadena, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears the signatures of the owners of 58% of the property fronting on the alley.

RESOLUTION NO. 70799, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block K, Altadena, as petitioned for in Document No. 318129; 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 this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Petition of Alice Welch Moore for closing a portion of 22nd Street, between Russ Boulevard and A Street, was presented; together with recommendations from the City Engineer and from the City Planning Commission that the request be granted.

RESOLUTION NO. 70800, recorded in Book 62 of Resolutions, granting the petition of property owners for closing portions of 22nd Street, between Russ Boulevard and A Street, as contained in Document No. 318138, and as recommended by the City Engineer under date of February 19, 1940, and as recommended by the City Planning Engineer under date of February 19, 1940; and authorizing and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of the San Diego Firemen's Relief Assn. for special fireworks permit for a public display in the Balboa Stadium on July 4th, 1940, was presented; together with recommendation for approval from the City Manager.

RESOLUTION NO. 70801, recorded in Book 62 of Resolutions, granting the petition of San Diego Firemen's Relief Association, by S. H. Shawver, for permission to conduct a public fireworks display on July 4, 1940, in the City Stadium; subject to the terms and conditions of Ordinance No. 1313, New Series, and with the understanding that in lieu of the bond provided in said ordinance the said Firemen's Relief Association shall furnish liability insurance from \$10,000 to \$50,000, and property damage insurance from \$2500 to \$10,000; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Chapter 49, Military Order of The Purple Heart, for a temporary wiring, lighting and electrical permit from March 1st to 9th, 1940, was presented; together with recommendations for approval from the City Electrical Inspection Department, the Deputy Building Inspector, and from the City Manager.

RESOLUTION NO. 70802, recorded in Book 62 of Resolutions, granting permission to Chapter 49, Military Order of The Purple Heart, by F. E. Curran, 3432 Logan Avenue, to use temporary wiring, lighting and electrical equipment in connection with operation of the Siebrand Shows and Carnival at the foot of Market Street from March 1 to 9, 1940; subject to the approval of the City Electrical Inspector and Building Inspection Department; and with free inspection; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Application of E. J. Hornung for three taxicab operating permits was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the Traffic Commission.

By unanimous consent, Communication from Hyman S. Wolf regarding former lease by the City of San Diego of space in the Pacific Building, 5th Avenue and F Street, was presented and on motion of Councilman Flowers, seconded by Councilman Knox, referred to the City Attorney.

By unanimous consent, Resolution No. 70803, recorded in Book 62 of Resolutions, finding and declaring that the participation of the San Diego State College basketball team in the National Intercollegiate Basketball Tournament to be held in Kansas City, Missouri, is an activity which will be instrumental in bringing visitors and new residents to the City of San Diego; and will be of value in publicizing the advantages of San Diego as a residence and business city; and allocating the sum of \$500.00 from the "Council's Entertainment" item of the Advertising and Publicity Fund of San Diego to aid in defraying expenses of sending said basketball team to said National Intercollegiate Tournament, with the understanding that bills will be presented after the team returns from the tournament; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

By unanimous consent, Report from the Housing Committee recently appointed was presented, and on motion of Councilman Flowers, seconded by Councilman Knox, continued for one week for consideration.

RESOLUTION NO. 70804, recorded in Book 62 of Resolutions, determining that the "Housing" report shall be made public, with names of owners of property and occupants listed therein deleted, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

By unanimous consent, Communication from Ocean Beach Improvement Club relative to the need of a sea wall at Ocean Beach was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from E. O. Teague relative to an alleged smoke nuisance was read; together with a report from the Fire Marshal, approved by the City Manager; and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from H. O. Cooper relative to damage done his premises by a certain palm tree was read; together with a report from the Park Director, approved by the City Manager; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from Otto W. Hahn relative to loss of one of his eyes while on duty for the City was presented; together with report from the Park Director, approved by the City Manager; and on motion of Councilman Flowers, seconded by Councilman Fish, the matter was continued for one week.

Communication from San Diego Troupers Club urging the appointment of Francis E. Curran as supervisor of activities at the Mission Beach Amusement Center was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

By unanimous consent, RESOLUTION NO. 70805, recorded in Book 62 of Resolutions placing the Council on record as desiring to make a change in the management of Mission Beach Amusement Center, with the policy that the manager be placed on a contractual unclassified service basis, and requesting the City Attorney to render an opinion as to whether the said manager can be placed on a contractual unclassified status, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the San Diego Realty Board suggesting the appointment of Phillip F. Bartlett as a member of the City Planning Commission was read and on motion of Councilman Fish, seconded by Councilman Simpson, ordered filed.

Communication from Civic Club of Encanto endorsing John Birkel as a member of the City Planning Commission was presented and ordered filed.

By unanimous consent, Arthur Shimmons of the El Cajon Boulevard section was nominated as a member of the City Planning Commission by Councilman Flowers.

John Birkel was nominated as a member of the Commission by Councilman Knox.

On motion of Councilman Knox, seconded by Councilman Weggenman, the nominations were closed.

Thereupon, RESOLUTION NO. 70806, recorded in Book 62 of Resolutions, appointing John Birkel as a member of the City Planning Commission, to fill a vacancy created by the resignation of Harley B. Yakel, for the unexpired term of office, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Mission Beach Chamber of Commerce relative to the extension of the existing seawall, on the south end of Mission Beach, was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager.

Communication from the San Diego Council of Parents and Teachers requesting a manual or automatic traffic signal at 37th Street and El Cajon Boulevard was read.

A motion, by Councilman Housh, to refer the communication to the Traffic Commission lost for want of a second.

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

Communication from the Superintendent of Schools relative to traffic signals needed at El Cajon Boulevard and 37th Street and at First Avenue and Washington Street was read and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

At this time the Council took a recess until the hour of 1:45 o'clock P.M.

Upon re-assembling the roll call showed the following:-

Present--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor

Benbough.

Clerk----Fred W. Sick.

Absent---Councilman Knox.

Communication from Pacific Beach Chamber of Commerce commending the Council for retaining Walter Cooper in an advisory capacity was presented, and on motion of Councilman Flowers, seconded by Councilman Housh, ordered filed.

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

Communication from the Park Director recommending adoption of an ordinance regulating the use of the Municipal Golf Course in Balboa Park was presented, bearing the approval of the City Manager, and on motion of Councilman Housh, seconded by Councilman

Weggenman, referred to the City Attorney for preparation of an ordinance.

At this time a majority of the members of the Council signed:
 Bond of W. Allen Perry as Park Director.
 Bond of Carl Strahl as storekeeper.
 Bond of W. C. Hasenbeck as sidewalk contractor.
 Bond of Philip D. Allen as District Water Bill Collector.
 Bond of Marion O. Evans as Assistant Storekeeper.
 Bond of Percy B. Broell as Superintendent of Cemetery.

RESOLUTION NO. 70807, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to authorize the Park Department to exclude all others than horseback riders from the bridle paths in Balboa Park or other parks, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from the City Attorney relative to suggestions from F. L. Richardson regarding water rates for the San Dieguito Water System was presented, and on motion of Councilman Housh, seconded by Councilman Fish, filed without reading.

Communication from the City Engineer, approved by the City Manager, recommending the installation of street lights at various locations was presented and ordered filed.

RESOLUTION NO. 70808, recorded in Book 62 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at various locations, was on motion of Councilman Housh, seconded by Councilman Knox, adopted. The locations involved were:
 38th and Florence Streets.
 40th and Nordica Streets.
 Cleveland and Van Buren Avenues.
 Goldfinch Street and Fort Stockton Drive.

Communication from the City Manager recommending that \$10,000.00 be appropriated from the Acquisition and Investigation Water Bond Fund for the purpose of making further investigations by the Water Conservation and Development Department was read, and on motion of Councilman Flowers, seconded by Councilman Weggenman, the recommendation was adopted and the communication referred to the City Attorney for preparation of an ordinance.

Communication from the City Manager recommending an ordinance to regulate the planting and care of trees, shrubs and plants upon the streets of the City; and to provide for the direction, jurisdiction and control over said trees, shrubs and plants; was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney for preparation of an ordinance.

Communication from the City Manager submitting revised form of ordinance regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violation of the provisions of said ordinance; was presented.

On motion of Councilman Housh, seconded by Councilman Knox, a hearing was set on this proposed Ordinance for Tuesday, March 5th, 1940, at the hour of 10:00 o'clock A.M.

Communication from the City Manager regarding the use of the Stadium by the Armistice Day Committee was presented and read.

RESOLUTION NO. 70809, recorded in Book 62 of Resolutions, adopting the recommendation of City Manager F. A. Rhodes on the application of F. Carl Sherwood, Chairman Armistice Day Committee, for use of the Stadium, to the effect that it will be necessary for the Committee to pay ten per cent of the gross receipts for use of the Stadium on Armistice Day, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager regarding requests from the Progress-Journal and from the Pictorial Life Magazine for City advertising, and stating that there is an unallocated balance of only \$46.00 in the newspaper advertising budget item, was read and on motion of Councilman Flowers, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 70810, recorded in Book 62 of Resolutions, denying the petition of The San Diego Progress-Journal, by Pierce Egan, 1127 - 2nd Avenue, for an advertisement by the City of San Diego in its annual "Building San Diego" edition, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70811, recorded in Book 62 of Resolutions, denying the petition of H. H. Fawcett, 507 Union Building, for an advertisement by the City of San Diego in the "Historical" issue of Pictorial Life Magazine, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending that the Police Merit System be abolished was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to Conference; together with a communication from The Mayor relative to the Police Merit System.

Communication from the City Manager recommending a lease to the Naval Reserve force of a portion of the City Police Building was presented and read.

RESOLUTION NO. 70812, recorded in Book 62 of Resolutions, requesting the City Attorney to give an opinion on the authority of the City of San Diego to lease a portion of the Police Headquarters building for use of the local Naval Reserve force to the Navy Department, inasmuch as said building was constructed as a P.W.A. project, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of J. C. Banks for permit to operate a Nursery without plumbing facilities was presented and read; together with a report from the Director, Bureau of Sanitation, and a communication from the City Manager recommending that the request be denied.

RESOLUTION NO. 70813, recorded in Book 62 of Resolutions, denying the petition of J. C. Banks, 3790 Fairmount Avenue, for permission to operate a nursery on Lots 41 to 44, Block 74, City Heights Annex No. 1, without plumbing facilities, inasmuch as toilets are available at the service station adjoining said property, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids for one radial drilling machine was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 70814, recorded in Book 62 of Resolutions, accepting the bid of L. B. Smilie to furnish the City of San Diego with one 9" column 3-foot arm, radial drilling machine, for the sum of \$3200.00; and authorizing the City Manager to execute a contract with said L. B. Smilie for furnishing said drilling machine; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids for 6000 feet of 2" cast iron pipe was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 70815, recorded in Book 62 of Resolutions, accepting the bid of the Industries Supply Company to furnish The City of San Diego with 6000 feet of 2" cast iron pipe, for the sum of \$1620.00; and authorizing the City Manager to execute a contract with said Industries Supply Company for furnishing said cast iron pipe; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent reporting on bids for one truck chassis; one 1½ ton dump truck and one 4-door sedan was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 70816, recorded in Book 62 of Resolutions, accepting the bids of the Brown Motor Company to furnish the City of San Diego with one 1½ ton dump truck for the sum of \$1087.12; and one 4-door sedan for the sum of \$707.90; and authorizing the City Manager to execute contracts with said Brown Motor Company for furnishing said dump truck and sedan; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70817, recorded in Book 62 of Resolutions, accepting the bid of Andy Woods to furnish The City of San Diego with one truck Chassis for the sum of \$1570.75; and authorizing the City Manager to execute a contract with said Andy Woods for furnishing said truck chassis; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on claim of the San Diego Electric Railway Company for \$102.05 was presented and read.

RESOLUTION NO. 70818, recorded in Book 62 of Resolutions, denying the claim of the San Diego Electric Railway Company against the City of San Diego, in the amount of \$102.05; alleged to be due on account of property damage caused by a City auto-truck which collided with one of claimant's buses near 33rd Street and Imperial Avenue, on January 12, 1940; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of W. T. Laird for \$56.00 was presented and read.

RESOLUTION NO. 70819, recorded in Book 62 of Resolutions, granting and allowing the claim of W. T. Laird, 2430 G Street, San Diego, filed against the City of San Diego in the amount of \$56.00; alleged to be due on account of damage caused by sewage backing up into claimant's home; and authorizing and directing the City Attorney to prepare an ordinance appropriating the above amount from the Unappropriated Balance Fund in full settlement of said claim; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Adelia Sickels for \$18.75, was presented and read.

RESOLUTION NO. 70820, recorded in Book 62 of Resolutions, granting and allowing the claim of Adelia Sickels, 3804 Grim Street, filed against the City of San Diego in the amount of \$18.75; alleged to be due on account of property damage caused when claimant's automobile was struck by a motorcycle ridden by a police officer at 10th Avenue and C Street on September 17, 1939; and authorizing the City Auditor to make payment from the Small Claims Payment Fund of the sum of \$18.75, in full settlement of said claim; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Celeste E. Batiste for \$500.00 was presented and read.

RESOLUTION NO. 70821, recorded in Book 62 of Resolutions, denying the claim of Celeste E. Batiste, 718 Forward Street, against the City of San Diego in the amount of \$500.00; said amount alleged to be due on account of personal injuries sustained by her on or about December 7, 1939, in front of the Art Gallery on Girard Avenue, La Jolla; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from L. W. Hayes, Special Events Department, Golden Gate International Exposition, relative to dates involved in the 1940 Exposition, and facilities available to delegations to San Francisco, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the League of California Cities announcing a conference of Mayors and Councilmen at Fresno from March 28th to 29th, 1940, and requesting tentative reservations and information, was read and on motion of Councilman Simpson, seconded by Councilman Knox, ordered filed; the City Clerk to reply to said communication.

By unanimous consent, RESOLUTION NO. 70822, recorded in Book 62 of Resolutions, authorizing the City Manager to attend the Division of City Managers of the League of California Cities in Stockton from February 22nd to 24th, 1940, and to incur the necessary expenses incidental to such attendance, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Manager recommending that condemnation proceedings be started for widening of Euclid Avenue north of El Cajon Boulevard was presented and read.

RESOLUTION NO. 70823, recorded in Book 62 of Resolutions, authorizing the City Attorney to prepare the necessary resolution to start condemnation proceedings to acquire rights of way for the widening of Euclid Avenue between the north line of El Cajon Boulevard and the south line of Monroe Avenue was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70824, recorded in Book 62 of Resolutions, repealing Resolution No. 70768, adopted by the Council on February 6, 1940, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted. Resolution No. 70768 purported to accept a deed from Grace L. Northern to the City of San Diego.

Communication from the City Engineer recommending the purchase of certain land for Washington Street Extension was presented and ordered filed.

RESOLUTION NO. 70825, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain real property for the amount of \$1,609.85, for the purpose of extending Washington Street, from Fifth Avenue to Lincoln Avenue; requisitions to be drawn on the Rights of Way Trust and Revolving Fund; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for the paving and otherwise improving of the Alley in Block 6, Frary Heights, was read and ordered filed.

RESOLUTION NO. 70826, recorded in Book 62 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the Alley in Block 6, Frary Heights, and a portion of Thorn Street, as described in Resolution of Intention No. 70508, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70827, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving the Alley in Block 26, Ocean Beach, between Froude Street and Ebers Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70828, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 26, Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70829, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION OF INTENTION NO. 70830, recorded in Book 62 of Resolutions, for paving and otherwise improving Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION ORDERING WORK NO. 70831, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 55, University Heights, as described in Resolution of Intention No. 70635, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70832, recorded in Book 62 of Resolutions, directing that the assessment shall be made and signed by the City Engineer for paving and otherwise improving the Alley in Block 55, University Heights, under Resolution of Intention No. 70635, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70833, recorded in Book 62 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 55, University Heights, under Resolution of Intention No. 70635, shall be done under the direction of the City Engineer of said City and to the satisfaction of said City Engineer, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70834, recorded in Book 62 of Resolutions, for furnishing electric current for University Avenue Lighting District No. 2 for the period ending March 15, 1941, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70835, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing notice of said hearing, for Kensington Manor Lighting District No. 1, for the period ending April 30, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70836, recorded in Book 62 of Resolutions, declaring the prevailing rate of per diem wages applicable to the work of paving and otherwise improving

Monroe Avenue, between Park Boulevard and Alabama Street, and Mission Avenue, between Florida Street and Louisiana Street, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70837, recorded in Book 62 of Resolutions, determining that 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 Palm Street and Quince Street, and Quince Street, between the northerly prolongation of the westerly line of Front Street and the northerly prolongation of the easterly line of Front Street, did demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70838, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving of E Street, between the east line of 27th Street and the west line of 28th Street, did demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70839, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, did demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70840, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of the Alley in Block 27, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard, did demand the making of the investigation provided by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70841, recorded in Book 62 of Resolutions, determining that the proposed assessment for the proposed paving of the Alley in Block 133, University Heights, and a portion of Tyler Avenue, will not exceed the limitations 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 the work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70842, recorded in Book 62 of Resolutions, determining that the proposed assessment for the improvement by paving of the Alley in Block F, McFadden & Buxton's North Park and the Alley in Block 33, Park Villas, will not exceed the limitations 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 the work; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70843, recorded in Book 62 of Resolutions, confirming an agreement modifying and amending a lease of certain tidelands made by the Harbor Commission on behalf of the City of San Diego to Solar Aircraft Company, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70844, recorded in Book 62 of Resolutions, authorizing the Park Director to execute a Preferential Use and Occupancy Permit granting to the County of San Diego the right to use certain portions of the buildings in Balboa Park, formerly known as the Palace of Entertainment and the Palace of Education, for certain W.P.A. projects, was on motion adopted.

RESOLUTION NO. 70845, recorded in Book 62 of Resolutions, approving for payment bills submitted by the San Diego California Club, in the sum of \$3799.37, as recommended by the City Manager; and authorizing a requisition of the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70846, recorded in Book 62 of Resolutions, approving for payment a bill submitted by the San Diego Junior Chamber of Commerce, in the sum of \$89.80 for refund of money advanced in connection with the Community Christmas Party held in Balboa Stadium, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Legal Department transmitting form of Resolution authorizing the City Manager to enter into an agreement with the City of Coronado for Police Radio Service was presented and read.

RESOLUTION NO. 70847, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into an agreement or contract with the City of Coronado for the installation and operation of a remote control service from the City's radio station KGZD, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70848, recorded in Book 62 of Resolutions, ordering refunds of excess assessments in Talmadge Park Lighting District No. 4, for the period ending March 31, 1940, as listed in Document No. 318345, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager transmitting an agreement for expenditure of 1/4 Cent Gas Tax Money was presented and ordered filed.

RESOLUTION NO. 70849, recorded in Book 62 of Resolutions, authorizing the City Manager to execute the Second Supplemental Memorandum of Agreement for Expenditure of 1/4 Cent Gas Tax on State Highways, as set forth in Document No. 318343, was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

Communication from City Manager transmitting project statement for Mission Boulevard between Pacific Beach Drive and West Point Loma Boulevard was presented and ordered filed.

RESOLUTION NO. 70850, recorded in Book 62 of Resolutions, authorizing the City Manager to execute the project statement covering the expenditure of funds for the improvement of Mission Boulevard, between West Point Loma Boulevard and Pacific Beach Drive, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70851, recorded in Book 62 of Resolutions, authorizing a majority of the members of the Council to execute a Concession Agreement between the City of San Diego and Chris Winther and Lillian C. H. Winther, for the operation of a concession stand in the lobby of the Administration Building, Civic Center, for a period of three years at an annual rental of \$900.00, subject to cancellation by either party by giving 90 days' notice in writing, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70852, recorded in Book 62 of Resolutions, accepting the deed of Carroll de Wilton Scott, executed in favor of The City of San Diego, for a portion of Pacific Highway, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70853, recorded in Book 62 of Resolutions, accepting the deed of R. M. Hubbard and Elvira M. Hubbard, executed in favor of The City of San Diego, for a portion of Pacific Highway, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70854, recorded in Book 62 of Resolutions, accepting the deed of Foster S. Post and Maude B. Post, executed in favor of The City of San Diego, for a portion of Pacific Highway, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70855, recorded in Book 62 of Resolutions, accepting the deed of A. Downs and Ione C. Downs, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70856, recorded in Book 62 of Resolutions, accepting the deed of J. N. Schwoerke, Sr. and Helen J. Schwoerke for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70857, recorded in Book 62 of Resolutions, accepting the deed of L. J. Patrick, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70858, recorded in Book 62 of Resolutions, accepting the deed of Joseph Jean Lewis and Hazel Margaret Lewis, executed in favor of The City of San Diego for drainage purposes, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70859, recorded in Book 62 of Resolutions, accepting the deed of Harold Von Briesen and Alice S. Von Briesen, executed in favor of The City of San Diego for drainage purposes, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70860, recorded in Book 62 of Resolutions, accepting the deed of Estella B. Kuhlmann, executed in favor of The City of San Diego for drainage purposes, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

ORDINANCE NO. 1771, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$600.00 out of the Unappropriated Balance Fund of the City of San Diego and transferring same to "Maintenance and Support" City Engineer's Fund, was on motion of Councilman Simpson, 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. 1772, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$7,500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of hiring labor and purchasing material for repair of streets, bridges and culverts, 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 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. Nays--None. Absent--None.

ORDINANCE NO. 1773, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block 14, Reed and Hubbell's Addition in the City of San Diego, between the east line of 27th Street and the west line of 28th Street, was on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

ORDINANCE NO. 1774, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block 28, La Jolla Park in the City of San Diego, between the northerly line of Kline Street and the southerly line of Silverado Street, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

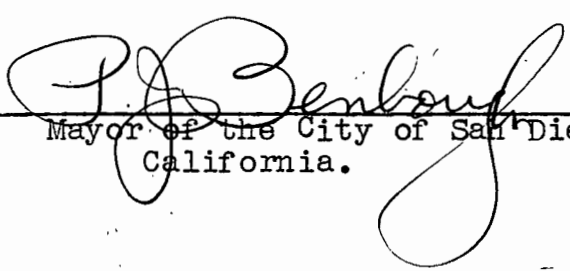
By unanimous consent, a proposed ordinance regulating Swimming, Surfboard Riding, Rowing and Motorboating in the City of San Diego, and providing a penalty for the violation of said ordinance, was presented.

On motion of Councilman Simpson, seconded by Councilman Housh, a hearing was set on this proposed ordinance for Tuesday, March 12th, 1940, at the hour of 10:00 o'clock A.M.

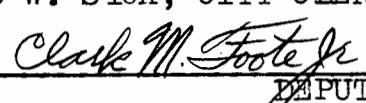
Documents relative to title insurance on property in the San Dieguito Water System were again considered at this time.

RESOLUTION NO. 70861, recorded in Book 62 of Resolutions, stating that it is the desire of the Council that the City Manager be requested to secure from the Union Title Insurance Company a title report, bringing the title of the San Dieguito property recently acquired from the San Diego Water Company down to date of acquisition on December 31, 1939, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Thereupon, on motion, the meeting was adjourned.


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, February 27th, 1940.

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

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

On motion, the minutes of the regular meeting of Tuesday, February 20th, 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 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, under Resolution of Intention No. 70713, the Clerk reported that no written protests had been received.

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

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Talmadge Park Lighting District No. 1, 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, RESOLUTION NO. 70862, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Talmadge Park 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 Talmadge Park Lighting District No. 2, 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, RESOLUTION NO. 70863, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Talmadge Park Lighting District No. 2, 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 appeals from the City Engineer's assessment for paving and otherwise improving Beardsley Street, between the northeasterly line of Logan Avenue and the southwesterly line of Kearny Avenue, under Resolution of Intention No. 70131, 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.

Mr. Charles P. Edwards protested orally against alleged holes in the street.

All interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Knox, the hearing was continued until Tuesday, March 5th, 1940, at the hour of 10:00 o'clock A.M.

Petition of Ray R. Farmer for setback suspension on West Point Loma Boulevard was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70864, recorded in Book 62 of Resolutions, granting permission to Raymond R. Farmer, Box 850, Yuma, Arizona, to erect a residence on Lots 44 and 45, Block 26, Ocean Beach Park, not closer to the property line on West Point Loma Boulevard than ten feet; and suspending the provisions of setback ordinance No. 12321 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of Brock-Brady Company for setback suspension at Hunter and Hawk Street was again presented; together with a recommendation from the City Planning Commission by a vote of 7 to 1 that a four-foot setback be allowed on Hawk Street, which recommendation was not satisfactory to either the property owners or owners of an adjacent lot.

On motion of Councilman Knox, seconded by Councilman Flowers, the matter was continued for one week; with the understanding that the Councilmen would go out and look at the property involved. Councilmen Weggenman, Housh and Fish voted "Nay" on the motion.

Petition of Lester Kling for zone variance at 47th Street and Federal Boulevard was presented; together with a recommendation from the City Planning Commission that the petition be denied.

RESOLUTION NO. 70865, recorded in Book 62 of Resolutions, denying the petition of Lester Kling, Fishermen's Wharf, foot of G Street, for variance to the provisions of Ordinance No. 35, New Series, to permit the erection and operation of a Butane Plant on Lot 18, Ex Mission Lands, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Fred J. Dudley for permission to construct two additional units to an auto court on Catocin Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70866, recorded in Book 62 of Resolutions, granting permission to Fred J. Dudley to construct two units in connection with the existing auto court on Lot 26, La Mesa Colony, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Marshall B. Sylvester for a special plumbing permit was presented; together with a report from the Director, Bureau of Sanitation, approved by the City Manager.

RESOLUTION NO. 70867, recorded in Book 62 of Resolutions, granting permission to Marshall B. Sylvester to retain vents as constructed and installed on the Gillon house at 3603 Lotus Drive, eighteen inches above the roof, making the top of the vent three feet above the top of the windows nearest adjacent, as petitioned for in Document No. 318560, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for sewer main and laterals in Elizabeth Street, between Ocean View Boulevard and T Street, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears signatures of owners of 91% of the frontage property.

RESOLUTION NO. 70868, recorded in Book 62 of Resolutions, granting the petition for installation of a sewer main in Elizabeth Street, between Ocean View Boulevard and T Street, as contained in Document No. 318320; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving the Alley in Block 164, Mission Beach, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears signatures of the owners of 75.5% of the frontage property.

RESOLUTION NO. 70869, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 164, Mission Beach, as contained in Document No. 318381; type of pavement to be six inches of 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 Weggenman, seconded by Councilman Housh, adopted.

Communication from Otto W. Hahn relative to the loss of one of his eyes while on duty for the City was again presented; together with a communication from the Park Director, approved by the City Manager, relative to the subject. On motion of Councilman Fish, seconded by Councilman Knox, the matter was continued for one week.

Communication from O. E. Mark thanking the Council for extension of time granted to the colored church organization at 38th and Thorn Streets for religious services was read, and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the Oceanview Improvement Club relative to traffic hazard on Churchward Street, Euclid Avenue and Imperial Avenue; also on Las Flores Avenue; was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the Traffic Commission.

Communication from the Mission Hills-Hillcrest Coordinating Council requesting a manually operated traffic signal at the intersection of Normal Street and Park Boulevard was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the Traffic Commission.

Communication from the Oceanview Improvement Club thanking the Council for the appointment of John Birkel as a member of the City Planning Commission was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from C. Leon de Aryan relative to the Police Department was read and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the Escondido Chamber of Commerce requesting permission for the Engle Aircraft Company to use a portion of Lake Hodges for a seaplane landing space was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from San Diego Heaven on Earth Club suggesting certain street name changes was presented and on motion of Councilman Flowers, seconded by Councilman Simpson, referred to the City Planning Commission.

Communication from the Administration Building and Grounds Control Committee relative to recreation space for women employees was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Attorney for preparation of a concurrent resolution..

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

Bond of John F. Kolb as assistant storekeeper.

Bond of Robert C. Klingenberg as Caddy Master.

Bond covering Samuel W. Dunaway as District Water Bill Collector and Albert E. Johnstone as City Electrical Inspector.

Bond of Imle L. Eno as District Water Bill Collector.

Communication from the United States Department of Agriculture relative to the Council's resolution regarding the Food Stamp Plan, and furnishing a questionnaire

to be used as an initial step toward inaugurating said plan locally, was read and on motion of Councilman Knox, seconded by Councilman Simpson, the City Clerk was authorized to send the questionnaire to the County Welfare Department. Councilmen Housh and Flowers voted "Nay" on the motion.

Communication from the City Planning Engineer recommending the closing of certain streets in La Binda Park was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Engineer, the City Planning Commission and the City Manager.

Communication from the City Planning Commission recommending disapproval of the tentative map submitted by A. A. Krienke of Lot 11, Caruther's Addition was presented and read.

RESOLUTION NO. 70870, recorded in Book 62 of Resolutions, denying the petition of A. A. Krienke for approval of the tentative map of proposed subdivision of Lot 11, Caruther's Addition, as recommended by the City Planning Commission in Document No. 318534, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Engineer recommending the purchase of certain land for the Narragansett Avenue-Macaulay Street-Lowell Street Extension Project was presented and read.

RESOLUTION NO. 70871, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers authorizing the purchase by the City of San Diego of portions of Lots 1, 2 and 3, Block 1, Glenartney, for Narragansett Avenue, Macaulay Street-Lowell Street Extension Project, for Twelve Hundred Fifty Dollars (\$1250.00) together with Twenty-five Dollars (\$25.00) for incidental expenses in connection with the escrow; subject to delinquent second installment of County and City taxes for the year 1939-40 and subject to the lien of such taxes for the year 1940-41; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Majority Report from the Committee investigating Housing Conditions and Minority Report from the Committee investigating Housing Conditions were again considered, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered tabled.

Communication from Captain F. R. Sessions relative to low cost housing was presented, and on motion of Councilman Fish, seconded by Councilman Flowers, ordered tabled for one week.

Communication from the Legal Department relative to leasing portions of the Police Headquarters Building for a Naval Reserve Armory was presented and read.

A motion was made by Councilman Knox, seconded by Councilman Housh to file the communication, and defer action for two weeks. No vote was taken on the motion.

A motion was made by Councilman Simpson, seconded by Councilman Flowers, to refer the matter to the City Attorney for a lease on a year-to-year basis. No vote was taken on the motion.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Fish, the communication was referred to the City Manager.

Communication from The Mayor submitting five names of persons to represent the City on the new Traffic Commission was presented and read.

RESOLUTION NO. 70872, recorded in Book 62 of Resolutions, confirming and approving as members of the Traffic Commission:

Captain E. S. Root, Chief of Staff of Rear Admiral J. R. Defrees, Commandant, Eleventh Naval District;

Norman O. Glover, Surveyor;

Ernest O. Hulick, representing Senior and Junior Chambers of Commerce;

Dr. Clarence E. Rees, representing San Diego County Medical Association; and

J. R. Kennedy, member of the faculty of San Diego Senior High School;

named by Mayor P. J. Benbough to serve on said Commission, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70873, recorded in Book 62 of Resolutions, determining that members of the Traffic Commission, appointed by Mayor P. J. Benbough and confirmed by resolution of the Council numbered 70872, shall serve for the terms shown below, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Captain E. S. Root, one year.

Norman O. Glover, one year.

Ernest O. Hulick, two years.

Dr. Clarence E. Rees, two years.

J. R. Kennedy, three years.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving the North and South Alley and the East and West Alley in Block 111, University Heights, was read and ordered filed.

RESOLUTION NO. 70874, recorded in Book 62 of Resolutions, awarding to Griffith Company the contract for paving and otherwise improving the North and South Alley in Block 111, University Heights, and the East and West Alley in said Block 111, University Heights, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70875, recorded in Book 62 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving Monroe Avenue, between Park Boulevard and Alabama Street, and Mission Avenue, between Florida Street and Louisiana Street; and approving that certain Plat No. 1755, showing the exterior boundaries of the district to be included in the assessment for the proposed work and improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70876, recorded in Book 62 of Resolutions, 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, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 70877, recorded in Book 62 of Resolutions, for paving and otherwise improving the north and south Alleys in Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70878, recorded in Book 62 of Resolutions, directing that the work of paving and otherwise improving the north and south Alleys in Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673, shall be done under the direction of the City Engineer, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70879, recorded in Book 62 of Resolutions, directing that the assessment for paving and otherwise improving the north and south Alleys in Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70880, recorded in Book 62 of Resolutions, directing notice inviting bids for furnishing electric current for University Avenue Lighting District No. 2 for the period ending March 15, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 70881, recorded in Book 62 of Resolutions, for closing a portion of SPRUCE STREET, between the southwesterly line of California Street and the Mean High Tide Line of the Bay of San Diego, and a portion of REDWOOD STREET, between the southwesterly line of California Street and the Mean High Tide Line of the Bay of San Diego, was on motion of Councilman Fish, seconded by Councilman Housh, adopted. Mayor Benbough voted "Nay" on the motion.

RESOLUTION NO. 70882, recorded in Book 62 of Resolutions, agreeing that the City of San Diego shall co-sponsor the Historical Records Survey, an agency of the Professional and Service Division of the Work Projects Administration, in making an inventory of the municipal records of The City of San Diego, according to Resolution No. 70706, adopted January 30, 1940, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70883, recorded in Book 62 of Resolutions, accepting the deed of Grace L. Northern, executed in favor of the City of San Diego, for a portion of Washington Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70884, recorded in Book 62 of Resolutions, accepting the deed of Lucy M. McDermott, as administratrix of the estate of Laura F. McDermott, deceased, G. A. McDermott and Lucy M. McDermott, executed in favor of the City of San Diego, for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70885, recorded in Book 62 of Resolutions, accepting the deed of Roy W. Howard, George B. Parker and W. W. Hawkins, executed in favor of the City of San Diego, for a portion of Pacific Highway, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70886, recorded in Book 62 of Resolutions, accepting the deed of E. A. Sutton and Helen E. Sutton, executed in favor of the City of San Diego, for portions of Merlin Drive, 59th Street, Brooklyn Avenue, Iona Drive and Kenwood Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70887, recorded in Book 62 of Resolutions, accepting the subordination agreement executed by the Union Title Insurance and Trust Company, subordinating its right, title and interest under a certain deed of trust executed by E. A. Sutton and Helen E. Sutton to the right of way and easement for street purposes heretofore conveyed by said E. A. Sutton and Helen E. Sutton to the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70888, recorded in Book 62 of Resolutions, accepting the deed of Lloyd B. Becker and Gertrude A. Becker, executed in favor of the City of San Diego, for a portion of Euclid Avenue, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70889, recorded in Book 62 of Resolutions, accepting the subordination agreement executed by Home Owners' Loan Corporation, Arthur C. Johnson and W. A. Hale, subordinating said parties right, title and interest under a certain deed of trust executed by Lloyd B. Becker and Gertrude A. Becker to the right of way and easement for street purposes heretofore conveyed by Lloyd B. Becker and Gertrude A. Becker to the City of San Diego, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70890, recorded in Book 62 of Resolutions, accepting the deed of J. N. Switzer, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70891, recorded in Book 62 of Resolutions, accepting the deed of Joel A. Page and Mildred G. Page, executed in favor of the City of San Diego for drainage purposes, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70892, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 34, of the Civic Center Administration Building and Grounds Department, totalling \$143.68, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70893, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 35, of the Civic Center Administration Building and Grounds Department, totalling \$824.02, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70894, recorded in Book 62 of Resolutions, releasing from future liability under a policy dated December 7, 1939, S. Chapman and the Pacific Employers Insurance Company, for any acts of said S. Chapman in the operation of his occupancy permit on and after February 6, 1940, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending that \$5,000 be transferred from "Outlay, Item 1, Water Mains, various portions of the City" to "Outlay, Water Department Fund, Division of Development and Conservation" was presented and ordered filed.

ORDINANCE NO. 1775, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$5,000.00 from "Outlay" (Water Mains, various parts of City), General Appropriations, and transferring the same to "Outlay", Water Department Fund, Division of Development and Conservation, for the purpose of providing funds for the purchase of lands, rights of way and options necessary and desirable in connection with the acquisition and construction of additional sources and facilities of water supply, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, 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 City Manager recommending an appropriation for Water Development Investigations was presented and ordered filed.

Communication from the Legal Department transmitting form of Ordinance appropriating \$10,000.00 from the Acquisition and Investigation Water Bond Fund was presented and ordered filed.

ORDINANCE NO. 1776, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$10,000.00 out of the Acquisition and Investigation Water Bond Fund of the City of San Diego, for the purpose of conducting Engineering Studies and investigations and legal investigations concerning lands and water rights in the San Pasqual Valley 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 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.

Communication from the City Auditor recommending various refunds was presented and ordered filed.

ORDINANCE NO. 1777, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$21.87 out of the Payments Refundable Account for the Relief and Benefit of certain persons, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Communication from the City Manager recommending an ordinance to regulate planting and care of trees, shrubs, etc. was presented and ordered filed.

ORDINANCE NO. 1778, New Series, recorded in Book 47 of Ordinances, Providing for the planting, protection, preservation, regulation, control and removal of trees, palms, shrubs and plants upon the streets within the City of San Diego, and for such purposes to provide for the direction, jurisdiction and control over said trees, plants, palms and shrubs; to provide penalties for the violation of said ordinance; and to repeal Ordinance No. 5218 of the Ordinances of the City of San Diego, approved August 9, 1913, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, 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. 1779, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Monroe Avenue, between the west line of Ohio Street and the east line of the Unnamed Road lying along the westerly line of Lot 3, Partition Map of the East One-Half of Pueblo Lot G, Fractional according to Map No. 796, on file in the office of the County Recorder of the County of San Diego, California, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

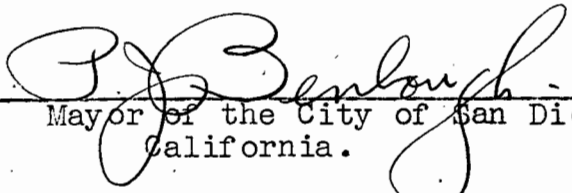
Thereupon, on motion of Councilman Knox, seconded by Councilman Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson,

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

ORDINANCE NO. 1780, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley in Block B, 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 Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, March 5th, 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 Flowers, seconded by Councilman Simpson, the minutes of the regular meeting of Tuesday, February 27th, 1940, were approved without reading.

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 Beardsley Street, between the northeasterly line of Logan Avenue and the southwesterly line of Kearny Avenue, under Resolution of Intention No. 70131; said hearing having been continued from February 27th, 1940; 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. 70895, recorded in Book 62 of Resolutions, overruling and denying the verbal appeal of Charles P. Edwards against the work of paving; and otherwise improving, Beardsley Street, under Resolution of Intention No. 70131, adopted October 10, 1939; overruling and denying all other appeals; and confirming and approving the City Engineer's Assessment No. 1688, covering said work and improvement; and authorizing and directing the City Engineer to attach his warrant to said assessment roll and record and issue the same in the manner and form provided by law; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

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 the Alley in Block 61, Resubdivision of Blocks 39 and 56, Normal Heights, between the north line of Madison Avenue and the south line of the east and west alley in said Block 61, the Clerk reported that written protests had been received from Sadie I. Hammond, Elizabeth Hoy and M. W. McConnell; which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Oral protests were made by W. W. Hettenbaugh, Walter M. Irwin, M. W. McConnell.

Thereupon, on motion of Councilman Fish, seconded by Councilman Weggenman, the hearing was continued until March 19th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block 6, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue, the Clerk reported that a written protest had been received from Helen I. W. Lovelace; which protest was presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Oral protests were made by Clara M. Griffin, Otto Geilenfeldt, Eliza Long, Ella B. Olson and Harvey Lewis.

Thereupon, on motion of Councilman Simpson, seconded by Councilman Flowers, the hearing was continued until March 19th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Talmadge Park Lighting District

No. 3, 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, RESOLUTION NO. 70896, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Talmadge Park Lighting District No. 3, 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 Talmadge Park Lighting District No. 4, 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, RESOLUTION NO. 70897, recorded in Book 62 of Resolutions, confirming the proposed assessment for furnishing electric current for lighting Talmadge Park Lighting District No. 4, 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 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 written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Seven persons, whose names were not given, protested orally against the proposed work and improvement.

Thereupon, RESOLUTION NO. 70898, recorded in Book 62 of Resolutions, overruling all protests against the proposed paving and otherwise improving of Nile Street, between the northerly line of Thorn Street and the southerly line of University Avenue, under Resolution of Intention No. 70748, was on motion of Councilman Fish, 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 a proposed Ordinance regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of said ordinance; the 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 until Tuesday, March 12th, 1940, at the hour of 10:00 o'clock A.M.

Petition of Brock-Brady Co. for setback suspension at Hunter and Hawk Streets was presented; together with reports from the City Planning Commission.

RESOLUTION NO. 70899, recorded in Book 62 of Resolutions, granting permission to Brock-Brady Co., 1717 University Avenue, by Nan W. Brady, to erect a single family residence on Lots 11 and 12, Block 6, Arnold and Choates Addition, not closer to the front property line on Hawk Street than four feet; providing the City Planning Commission passes on the exterior design of the building; 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 George E. Campbell for setback suspension on Voltaire Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70900, recorded in Book 62 of Resolutions, granting permission to George E. Campbell, 3022 Voltaire Street, to erect a residence and garage on Lots 1 and 2, Block 183, Roseville, to within three feet of the property line on Voltaire Street; and suspending the provisions of Setback ordinance No. 12321 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Wm. F. Rogers for zone variance at 4002 Rochester Road was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70901, recorded in Book 62 of Resolutions, granting permission to Wm. F. Rogers, 4002 Rochester Road, to erect a recreation room at the rear of the residence on Lot 6 and the rear 40 feet of Lot 5, Block 14, Kensington Manor, adjacent to an existing garage; and granting a variance to the restrictions of Ordinance No. 1038 N.S. on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Petition of Winifred Smith for Zone Variance at Coronado and Ebers Streets was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70902, recorded in Book 62 of Resolutions, granting permission to Winifred Smith, by Jean Murray, 4623 Coronado Avenue, Ocean Beach, to erect three single family residences on Lots 1 to 4, Block 20, Ocean Beach; on the conditions (1) The dwellings shall be only one-story high, and (2) the City Planning Commission shall pass upon the architecture of the buildings; and granting a variance to the restrictions of Ordinance No. 12793 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Petition of Laurence E. Rickard for Zone Variance on Central Avenue, south of El Cajon Boulevard, was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70903, recorded in Book 62 of Resolutions, granting permission to Laurence E. Rickard, 4919 Marlborough Drive, to erect and operate a store building and parking lot on Lots 5 and 6, Block 27, Resubdivision of Blocks K & L, Teralta; providing the parking lot at the rear of the building facing El Cajon Boulevard is enclosed with a fence satisfactory to the City Planning Commission; and granting a variance to the restrictions of Ordinance No. 12989 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of H. A. Hansen for Zone Variance at 3217 Herman Avenue was presented; together with recommendation for denial from the City Planning Commission.

RESOLUTION NO. 70904, recorded in Book 62 of Resolutions, denying the petition of H. A. Hansen for variance to the restrictions of Ordinance No. 12820, to permit the erection of a third residential unit on Lots 7 and 8, Block 5, Frary Heights, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Lester Kling for a permit to erect a Butane Plant on 47th Street, south of Federal Boulevard, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70905, recorded in Book 62 of Resolutions, granting permission to Lester Kling, Rockgas Service Co., P.O. Box 361, to erect and operate a Butane plant in Zone C on the south 100 feet of the east 100 feet of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the north 50 feet of the east 100 feet of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Lot 18, Ex Mission Lands; The City Planning Commission and City Council, in accordance with the provisions of subsection 35 of section 6 of Ordinance No. 8924, as amended, declaring that in their opinion a Butane plant is not more obnoxious or detrimental to the welfare of the particular community than the 34 uses expressly enumerated in section 6 of said Ordinance; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving Boston Avenue, between 28th and 30th Streets, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted, as it bears the signatures of 57.8% of the frontage property.

RESOLUTION NO. 70906, recorded in Book 62 of Resolutions, granting the petition for paving Boston Avenue, between 28th Street and 30th Street, as contained in Document No. 318624; 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 this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

By unanimous consent, petition of Property Owners for paving the Alley in Block 12, Teralta, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted, as it bears the signatures of 67.6% of the frontage property.

RESOLUTION NO. 70907, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 12, Subdivision of Lots 20 to 50, Block N, Teralta, as contained in Document No. 318319; 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 this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

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

Contract with San Diego Consolidated Gas and Electric Company for Pacific Highway Lighting District No. 1.

Contract with San Diego Consolidated Gas and Electric Company for La Jolla Lighting District No. 1.

Auctioneer's Bond of Richard C. Day.

Communication from E. V. Winnek relative to the Sutherland Dam Bond Fund was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney.

Communication from M. Trepte offering to purchase certain City-owned Land on 13th Street was presented; together with communication from the Legal Department transmitting an appraisal of said land, and a communication from the City Manager recommending the sale of this land.

RESOLUTION NO. 70908, recorded in Book 62 of Resolutions, authorizing the City Attorney to prepare and submit to the Council a resolution setting two thousand dollars, plus the cost of advertising, as the minimum figure for the sale at public auction of Lot J, Block 103, Horton's Addition, on which M. Trepte requested the Council to conduct a sale, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted. Councilman Housh voted "Nay" on the motion.

Communication from the Personnel Director relative to findings in the Otto Hahn injury case was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from Otto W. Hahn relative to the loss of one of his eyes while on duty for the City was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from Capt. F. R. Sessions relative to Low Cost Housing was presented, and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from League of Democratic Women of San Diego County, by Grace Vogt, Secretary, favoring the setting up of a "Better Housing Authority" in San Diego, under U.S.H.A., was presented and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from the San Diego New Deal Young Democrats, by Frances Flores, relative to a campaign for low-rent housing was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from Madge Blunt Waring; being a copy of letter to Frank G. Forward, president of the San Diego Chamber of Commerce relative to rights of way for

Aztec Drive, and other proposed roads near the State College; was read and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from the Veterans of Foreign Wars by Al McConnel, Chairman, announcing a Fun Carnival the organization is sponsoring at the Broadway Pier from March 6th to 9th, 1940, was read and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from the City Attorney reporting on decision in the case of Beula F. Childress and Violet M. Michels v. John T. Peterson, et al. was presented and read.

Communication from the City Manager submitting a form of ordinance creating and establishing certain positions in the service of the City of San Diego; and amending Section 15 of Ordinance No. 1611 (New Series) which refers to the Police Department; and recommending that the Council authorize the City Attorney to take an appeal from the judgment of the Superior Court in the case of Childress and Michels vs J. T. Peterson, et al.; was presented and read.

Thereupon, RESOLUTION NO. 70909, recorded in Book 62 of Resolutions, instructing the City Attorney to appeal from the decision of the court in the Superior Court of San Diego County case entitled, Beula F. Childress and Violet M. Michels v. John T. Peterson, et al., rendered on February 29th, 1940, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted. Councilman Housh voted "Nay" on the motion.

ORDINANCE NO. 1781, New Series, recorded in Book 47 of Ordinances, Amending Section 15 of Ordinance No. 1611 (New Series) of the ordinances of the City of San Diego, entitled, "An Ordinance Creating and Establishing certain postions in the service of the City of San Diego, and establishing titles therefor; and repealing Ordinance No. 1387 (New Series) adopted May 24, 1938," adopted June 13, 1939, relative to the Police Department, was on motion of Councilman Weggenman, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh, 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, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh. Absent--None.

At this time, communication from Workers Alliance of San Diego relative to giving relief back to the local agencies was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

A motion was made by Councilman Simpson that the Mayor be authorized to appoint a committee of three Councilmen to call on the Board of Supervisors for a report relative to the action taken for the benefit of relief clients. This motion was amended on motion of Councilman Flowers, seconded by Councilman Housh, to appoint Councilman Louis F. Weggenman as a committee of one.

Thereupon, RESOLUTION NO. 70910, recorded in Book 62 of Resolutions, requesting Councilman Louis F. Weggenman to call on the Board of Supervisors for the purpose of securing a report on action taken for the benefit of relief clients, and to report his findings to the Council, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

Thereupon, on motion of Councilman Weggenman, a recess was taken until the hour of 2:00 o'clock P.M.

Upon re-assembling, the roll call showed the following:

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

Clerk---Fred W. Sick.

Absent---Councilman Housh.

Communication from the La Jolla Booster Club requesting the same inspection service as the rest of the City was read; together with report from the Chief Inspector, and a communication from the City Manager stating that there is no discrepancy being shown; and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed, a copy of the Chief Inspector's report to be furnished the La Jolla Booster Club.

Communication from the Traffic Commission recommending installation of sidewalks and curbs on Upas Street east of 30th Street, and on El Cajon Boulevard in the vicinity of 60th Street, was read; together with recommendation from the City Manager that nothing be done at this time relative to the condition on Upas Street, and recommending that negotiations be entered into with property owners for rights-of-way for a sidewalk on El Cajon Avenue east of College Way; and on motion of Councilman Flowers, seconded by Councilman Simpson, the recommendation was adopted.

RESOLUTION NO. 70911, recorded in Book 62 of Resolutions, authorizing the City Manager to enter into negotiations to secure necessary rights of way for installation of sidewalks on the north side of El Cajon Avenue east of College Way was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the City Manager relative to posting traffic signs, as requested by Judge Clarence F. Terry, was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the Traffic Commission.

Communication from the San Diego Troupers Club, by Raymond Teal, urging the appointment of Francis E. Curran as supervisor of activities for Mission Beach Amusement Center, was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed; as recommended in a communication from the City Manager.

Communication from the City Manager submitting report of Traffic Citations from January 2nd, to January 31, 1940, was presented and on motion of Councilman Flowers,

seconded by Councilman Weggenman, ordered filed.

Communication from Will C. Crawford, Superintendent of Schools, relative to the need of traffic signals at El Cajon Boulevard and 37th Street, and at First Avenue and Washington Street, was presented; together with a recommendation from the City Manager that the signals at 37th Street and El Cajon Boulevard be installed, and the communication referred to the Traffic Commission for a study as to the need of a traffic signal at First Avenue and Washington Street. On motion of Councilman Fish, seconded by Councilman Weggenman, the communication was referred to the Traffic Commission.

Communication from San Diego Council of Parents and Teachers, by Mrs. William Short, recommending installation of traffic signals at 37th Street and El Cajon Boulevard was presented; together with a recommendation from the City Manager that the petition be granted. On motion of Councilman Fish, seconded by Councilman Weggenman, the communication was referred to the Traffic Commission.

Communication from the City Manager submitting a letter from consulting actuary George B. Buck relative to pension funds of the Police and Fire Department, was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from Mayor D. W. Bird of National City relative to a representative from San Diego attending a conference of Mayors and Councilmen to be held in Fresno on March 28th and 29th, 1940, was read and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to the Mayor.

Communication from the City Auditor reporting on the claim of Mrs. Harold Hawkins, filed on behalf of her son, Gene Brucker, was presented and read; amount involved \$4.95. RESOLUTION NO. 70912, recorded in Book 62 of Resolutions, denying the claim of Mrs. Harold Hawkins, 1126 Madison Avenue, filed with the City Auditor and Comptroller on February 26, 1940, on behalf of her son, Gene Brucker, in the sum of \$4.95; said amount alleged to be due on account of damage to his bicycle and clothing as a result of striking a hole in the pavement in front of 4330 Maryland Street on the evening of February 5, 1940; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Violet M. Michels for \$1,099.00 was presented and read.

RESOLUTION NO. 70913, recorded in Book 62 of Resolutions, denying the claim of Violet M. Michels, filed with the City Auditor and Comptroller on February 19, 1940, against the City of San Diego, in the amount of \$1,099.00; said amount alleged to be due for compensation as a Civil Service employee of the Police Department, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Auditor reporting on the claim of Beula F. Childress for \$1,099.00 was presented and read.

RESOLUTION NO. 70914, recorded in Book 62 of Resolutions, denying the claim of Beula F. Childress, filed with the City Auditor and Comptroller on February 19, 1940, against the City of San Diego, in the amount of \$1,099.00; said amount alleged to be due for compensation as a Civil Service employee of the Police Department, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Attorney relative to a conference of Colorado River Boards of Arizona, Nevada and California, called for March 7th to 9th, 1940, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 70915, recorded in Book 62 of Resolutions, authorizing and instructing the City Attorney to attend the conference of Colorado River Boards of Arizona, Nevada and California at Los Vegas on March 7, 8 and 9, 1940; and empowering the City Attorney to incur the necessary expenses incidental to his attendance at said conference; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from Mission Hills Business Association, by T. D. Perkins, Secretary, thanking the Council for action in approving construction of Tennis Courts near the Grant School in Mission Hills, was read and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

Communication from the Southeastern Chamber of Commerce, by M. Weinberger, Secretary, relative to the recent appointment of John Birkel as a member of the City Planning Commission, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending acceptance of the work of construction of the Upas Street Pipe Line, and the filing of a Notice of Completion in connection with this work, was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Thereupon, RESOLUTION NO. 70916, recorded in Book 62 of Resolutions, accepting the materials furnished and work performed on the Upas Street Pipe Line by B. G. Carroll and Harry L. Foster; and authorizing the City Clerk to file with the County Recorder of the County of San Diego a notice of the completion and acceptance of said contract work by the City of San Diego; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from Thomas H. Tulloch, Secretary of Board of Administration of the City Employees' Retirement System, advising the Council that the term of Al. J. Sutherland as the banker member of said Board will expire the third Thursday of March, 1940, was presented and read.

RESOLUTION NO. 70917, recorded in Book 62 of Resolutions, appointing Al. J. Sutherland as the banker member of the Board of Administration of the City Employees' Retirement System to succeed himself, for a five-year term beginning March 21, 1940, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Charter Revision Committee, by William E. Harper, Chairman, requesting funds for clerical help and at least \$50.00 for stationery, postage, etc., was presented and read.

Thereupon, RESOLUTION NO. 70918, recorded in Book 62 of Resolutions, authorizing and directing the City Manager and the City Attorney to prepare and present to the Council an ordinance appropriating funds for clerical help for the Charter Revision Committee; said ordinance to include an item of fifty dollars to cover stationery, postage, etc.; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from Dan Taylor, Educational Director, Communist Party of San Diego, regarding the use of some City-owned building for meetings of the Communist Party, was presented and read.

RESOLUTION NO. 70919, recorded in Book 62 of Resolutions, denying the petition of the Communist Party of San Diego, 635 E Street, for rental of a City-owned building for meeting purposes, as petitioned for in Document No. 318714, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

Communication from the City Attorney relative to the claim of H. S. Wolf for \$600.00 in connection with the use by the City of certain space in the Pacific Building, at the northeast corner of Fifth Avenue and F Street was presented, read, and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed; a copy of said communication to be furnished to H. S. Wolf.

At this time, the City Manager reported orally that individuals who cannot pay their water bills may report such fact to the City Manager, and that he will not shut off their water.

RESOLUTION NO. 70920, recorded in Book 62 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give notice of said Hearing, for furnishing electric current for Mission Beach Lighting District No. 1 for the period ending May 14, 1941, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING WORK NO. 70921, recorded in Book 62 of Resolutions, for paving and otherwise improving 47th Street, as described in Resolution of Intention No. 70713, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70922, recorded in Book 62 of Resolutions, directing that the assessment for paving and otherwise improving 47th Street, as described in Resolution of Intention No. 70713, shall be made and signed by the City Engineer was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70923, recorded in Book 62 of Resolutions, directing that the paving and otherwise improving 47th Street, as described in Resolution of Intention No. 70713, 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. 70924, recorded in Book 62 of Resolutions, directing the City Clerk to mail post card notices to property owners relative to the proposed sidewalk and otherwise improving of Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd Street, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70925, recorded in Book 62 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 1 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70926, recorded in Book 62 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 2 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70927, recorded in Book 62 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 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70928, recorded in Book 62 of Resolutions, determining and declaring that the public interest, convenience and necessity of the City of San Diego require the widening of that certain public street known as Euclid Avenue, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract; and that the public interest, convenience and necessity demand the acquisition of the land to be used by said City for the widening of said street known as Euclid Avenue, within the area aforesaid; and declaring the intention of the City of San Diego to acquire said lands and rights under eminent domain proceedings; and directing the City Attorney 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 land, was on motion of Councilman Fish, seconded by Councilman

Weggenman, adopted.

RESOLUTION NO. 70929, recorded in Book 62 of Resolutions, directing the City Attorney to file a petition with the Board of Supervisors of the County of San Diego, State of California, requesting that the taxes against an unnumbered triangular parcel of land located at the southeast corner of the intersection of Monroe Avenue and Florida Street, to be used for street purposes, be cancelled, together with all penalties and other expenses in connection therewith, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the Administration Building and Grounds Control Committee relative to recreation space for women employees was presented and ordered filed; together with a communication from the County Board of Supervisors reporting approval of the use of Room 447, Civic Center Building, for County women employees.

RESOLUTION NO. 70930, recorded in Book 62 of Resolutions, setting aside and allocating to The City of San Diego for the exclusive use of City women employees as recreation rooms those rooms numbered 456 and 457 in the south wing of the fourth floor of the San Diego City and County Administration Building; and setting aside and allocating to the County of San Diego for the exclusive use of County women employees as a recreation room that room numbered 447, located on the fourth floor in the central portion of said building; and providing that this resolution shall be null and void unless and until the Board of Supervisors of the County of San Diego shall have passed and adopted a resolution identical in substance and effect; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70931, recorded in Book 62 of Resolutions, authorizing the City Manager to purchase certain lands for the extension of Narragansett Street, from Macaulay Street to Chatsworth Boulevard, in accordance with the provisions of Project 6 of the Memorandum of Agreement contained in Document No. 318339, on file in the office of the City Clerk; and authorizing requisitions on the Rights of Way Trust and Revolving Fund for said purchase and for incidental expenses; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 70932, recorded in Book 62 of Resolutions, accepting the deed of Frank McCartney and Frances G. McCartney, executed in favor of The City of San Diego, for portions of Campo Drive, El Cajon Boulevard and Seminole Drive, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70933, recorded in Book 62 of Resolutions, approving certain claims, attached to Transmittal No. 36, of the Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1782, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$150.00 from the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Outlay," City Auditor and Comptroller's Fund, for the purpose of providing funds for the construction of shelves in Room 157, San Diego City and County Administration Building, for the storage of City Books of Records belonging to the office of the City Auditor and Comptroller, was on motion of Councilman Simpson, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

ORDINANCE NO. 1783, New Series, recorded in Book 47 of Ordinances, Authorizing the execution of a lease of certain lands owned by the City of San Diego in Pueblo Lots 1297, 1296 and 1299 to L. W. Brawner, 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, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

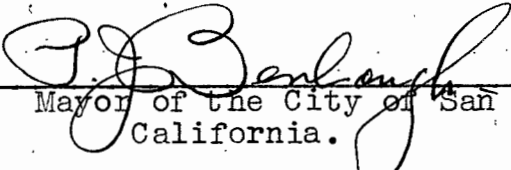
ORDINANCE NO. 1784, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Guy Street between the easterly line of Hortensia Street and the westerly line of Witherby Street, was on motion of Councilman Weggenman, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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


ORDINANCE NO. 1785, New Series, recorded in Book 47 of Ordinances, Establishing the grade of the Alley running northwesterly and southeasterly in Block 72, Ocean Beach, between the northwesterly line of Bacon Street and the southeasterly line of the Alley running northeasterly and southwesterly through said Block, 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, Fish, Knox, Flowers, and Mayor Benbough. Nays--None. Absent--Councilman Housh.

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

Thereupon, on motion of Councilman Flowers, 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, March 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 Knox, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, March 5th, 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 55, University Heights, under Resolution of Intention No. 70635, 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 certified check drawn on the Bank of America National Trust and Savings Association of San Diego for \$250.00; which bid was given Document No. 318893.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland for \$250.00; which bid was given Document No. 318894.

Griffith Company; accompanied by a bond from the National Surety Corporation for \$250.00; which bid was given Document No. 318895.

R. E. Hazard & Sons; accompanied by a bond from Pacific Indemnity Company for \$250.00; which bid was given Document No. 318896.

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

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

Bond of Maude Wiltse as District Water Bill Collector.

Sidewalk License Bond of Harry L. Foster.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of said ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

A Mr. Hammond, representing the Small Business Men's Association spoke relative to the proposed ordinance.

Mr. Arthur C. Krause of Young's Market spoke relative to the proposed ordinance.

All interested persons having been heard, on motion the hearing was continued until Tuesday, March 26th, 1940, at the hour of 10:00 o'clock A.M., and the ordinance draft 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 a proposed Ordinance regulating restaurants, lunch counters, cafes, cafeterias, soda fountains, fruit stands, groceries, vehicles, and other establishments in the City of San Diego, California, where food is prepared for sale, sold, distributed or displayed for sale, and providing for the regulations of all persons handling food or engaged in the preparation of food for sale or distribution and repealing Ordinance No. 200, New Series, approved April 3, 1933; the Mayor inquired if any interested persons were present who desired to be heard.

Communication from The Truck & Warehouse Association relative to the food handling ordinance was presented and read.

Communication from Bekins Van & Storage Company regarding the proposed food handling ordinance was presented and read.

Mr. B. W. Sinclair, representing the Retail Grocers Association, spoke relative to the proposed ordinance.

All interested persons having been heard, on motion the hearing was continued until Tuesday, March 26th, 1940, at the hour of 10:00 o'clock A.M., and the ordinance draft 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 a proposed Ordinance regulating bathing, swimming, surfboard riding and rowing in the City of San Diego, the Mayor inquired if any interested persons were present who desired to be heard.

Communication from the Pacific Beach Chamber of Commerce relative to an editorial on better beaches for San Diego was presented and read.

All interested persons having been heard, ORDINANCE NO. 1786, New Series, recorded in Book 47 of Ordinances, Regulating bathing, swimming, surfboard riding and rowing in the City of San Diego, and providing a penalty for the violation of said ordinance, 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 Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough.

Petition of H. I. Bailer for angle parking in the 2800 Block on University Avenue was presented; together with a letter from the Traffic Commission stating that the former Municipal Traffic and Safety Commission had approved the request.

On motion of Councilman Housh, seconded by Councilman Flowers, the petition was referred back to the Traffic Commission to consult the North Park Business Association to see if they want angle parking on one or both sides of the street, and how large an area should be included.

Petition of the Union Title Insurance & Trust Company for Zone Variance on 49th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70934, recorded in Book 62 of Resolutions, granting permission to Union Title Insurance & Trust Co., by Guy C. Lichty, to erect three residences on Lots 1009, 1010 and the north half of 1011, Talmadge Park Estates, in Zone R-1, so each residence will be constructed on a parcel with a 50-foot frontage; and granting a variance to the restrictions of Ordinance No. 1556, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of the Union Title Insurance & Trust Company for Zone Variance on 49th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70935, recorded in Book 62 of Resolutions, granting permission to Union Title Insurance and Trust Co., by Guy C. Lichty, to erect three residences on the north half of Lot 1058 and all of Lots 1059 and 1060, Talmadge Park Estates, in Zone R-1, so each residence will be constructed on a parcel with a 50-foot frontage; and granting a variance to the restrictions of Ordinance No. 1556, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of the Union Title Insurance & Trust Company for Zone Variance on 49th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70936, recorded in Book 62 of Resolutions, granting permission to Union Title Insurance & Trust Co., by Guy C. Lichty, to erect three residences on the south half of Lot 1011 and all of Lots 1012 and 1013, Talmadge Park Estates, in Zone R-1, so each residence will be constructed on a parcel with a 50-foot frontage; and granting a variance to the restrictions of Ordinance No. 1556, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Union Title Insurance & Trust Company for Zone Variance on 49th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70937, recorded in Book 62 of Resolutions, granting permission to Union Title Insurance & Trust Co., by Guy C. Lichty, to erect three residences on Lots 1056, 1057 and the south half of 1058 Talmadge Park Estates, in Zone R-1, so each residence will be constructed on a parcel with a 50-foot frontage; and granting a variance to the restrictions of Ordinance No. 1556, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Union Title Insurance & Trust Company for Zone Variance on 49th Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70938, recorded in Book 62 of Resolutions, granting permission to Union Title Insurance & Trust Co., by Guy C. Lichty, to erect three residences on Lots 1006, 1007 and 1008, Talmadge Park Estates, in Zone R-1, so two residences will be constructed on parcels with 50-foot frontages and to increase the size of the irregular lot; and granting a variance to the restrictions of Ordinance No. 1556, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of C. W. Rodecker for Zone Variance on Pueblo Lot 1774 was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70939, recorded in Book 62 of Resolutions, granting permission to C. W. Rodecker, 730 So. Gramercy Drive, Los Angeles, California, to erect a single family residence in Zone R-1 on the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of the East $\frac{1}{2}$ of the North $\frac{1}{2}$ of Pueblo Lot 1774 excepting therefrom the Sly 63 feet; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of C. W. Rodecker for Zone Variance on Pueblo Lot 1774 was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70940, recorded in Book 62 of Resolutions, granting permission to C. W. Rodecker, 730 So. Gramercy Drive, Los Angeles, California, to erect a single family residence in Zone R-1 on a portion of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of E $\frac{1}{2}$ of N $\frac{1}{2}$ of Pueblo Lot 1774, lying north and west of La Jolla Scenic Drive, and a parcel of the adjoining property on the west, 40' X 325'; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Howard Shaw, Jr. for Zone Variance at West California Street and Wright Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70941, recorded in Book 62 of Resolutions, granting permission to Howard I. Shaw, Jr., 3720 - 8th Avenue, to erect two single family residences on the north 30 feet of Lot 11 and all of Lot 12, Block 205, Middletown, and portions of California Street closed and Wright Street closed adjoining said property; each residence to be on a parcel 50 feet X 112 feet, with no setback on California Street; and granting a variance to the restrictions of Ordinance No. 12990, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Walter E. Carlile for Zone Variance on Copley Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70942, recorded in Book 62 of Resolutions, granting permission to Walter E. Carlile, 4466 Estrella Avenue, to erect a third single family residence in Zone R-2 on the east 40 feet of Lots 1 and 2, Block 13, Normal Heights; and granting a variance to the restrictions of Ordinance No. 13594 on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Emerson C. Tibbals for Zone Variance on Virginia Way was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70943, recorded in Book 62 of Resolutions, granting permission to Emerson C. Tibbals, 8552 El Cajon Boulevard, Box "C", La Mesa, California, to erect a residence on Lot 12 and the northerly 22 feet of Lot 13, Block 76, Villa Tract La Jolla, in Zone R-1; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Robert E. Hill for Setback Suspension on Kearsarge Road was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70944, recorded in Book 62 of Resolutions, granting permission to Robert E. Hill, by D. R. Challison, 6331 Muirlands Drive, La Jolla, to erect one residence and garage on each of Lots 8 to 12, inc., Block F, Villa Tract, La Jolla Park, not closer to the property line on Kearsarge Road than ten feet; and granting a suspension to the provisions of Setback Ordinance No. 12321, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of J. Barlow for Setback Suspension at 4366 Iowa Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70945, recorded in Book 62 of Resolutions, granting permission to J. Barlow, by Theo. H. Lohman, 4019 Menlo Avenue, to erect a 4-Unit Court on Lots 41 and 42, Block 113, University Heights, not closer to the property line on Iowa Street than fifteen feet; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of August Einhaus, et al. for changing the grades of the streets between Garrison Street and Lowell Street, from Rosecrans Street to the Bay, to provide a fall of two feet between Rosecrans Street and Shafter Street; and raising the streets and property by dredge fill or otherwise to conform to the elevation of the Government Property north of Lowell Street when that property is improved by dredge filling; was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager and to the City Engineer.

Petition of Property Owners for paving the Alley in Block 1, Carmel Heights, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; as it contains signatures of owners of 54% of the property fronting on the Alley.

RESOLUTION NO. 70946, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 1, Carmel Heights, as contained in Document No. 318728; type of pavement to be 6" cement concrete; and authorizing and directing the City Engineer to prepare a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving Dickens Street, between Evergreen Street and the Mean High Tide Line of San Diego Bay; and Emerson Street, between Rosecrans Street and Scott Street; was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; as it contained signatures of owners of 53% of the property fronting on said streets.

RESOLUTION NO. 70947, recorded in Book 62 of Resolutions, granting the petition for paving Dickens Street, between Evergreen Street and the Mean High Tide Line of San Diego Bay; and Emerson Street, between Rosecrans Street and Scott Street; as petitioned for in Document No. 318653; 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.

Petition of Property Owners for paving Ivy Street, between Bancroft Street and 33rd Street, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the petition be granted; as it contained signatures of owners of 87.4% of the property fronting on said street.

RESOLUTION NO. 70948, recorded in Book 62 of Resolutions, granting the petition for paving Ivy Street, between Bancroft Street and 33rd Street, as petitioned for in Document No. 318686; type of pavement to be 4" asphalt concrete; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 37, City Heights, was presented; together with communication from the City Engineer, approved by the City

Manager, recommending that the petition be granted; as it contained signatures of owners of 59.3% of the property fronting on said alley.

RESOLUTION NO. 70949, recorded in Book 62 of Resolutions, granting the petition for paving the Alley in Block 37, City Heights, as petitioned for in Document No. 318689; type of pavement to be 4" asphalt concrete; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Union Title Insurance and Trust Company that property described as the northerly 208.2 feet of the West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Pueblo Lot "C" be zoned R-4; and that property described as the West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Pueblo Lot "C" (except the northerly 208.2 feet thereof) be zoned R-2; as defined in Ordinance No. 8924 and amendments thereto, was presented; together with report and recommendation from the City Planning Commission.

RESOLUTION NO. 70950, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare the necessary ordinance to change the zoning of a portion of Pueblo Lot "C", located north of Lewis Street and West of Front Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Paul Quinci, 2441 Columbia Street, for special plumbing permit and sewer connection on property at the address mentioned was presented and read; together with communication from E. W. Palmer, 2429 Columbia Street, relative to the petition; and a report from the Director, Bureau of Sanitation, on said petition; and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Petition of property owners favoring Road Projects numbered 1 to 5, near the State College, was presented; together with communication from the City Planning Commission recommending that engineering surveys be made of these projects to determine what land will be needed for highway easements, and the probable cost of developing the roads; and a communication from the City Engineer recommending favorable consideration of the petition, the County Surveyor's office and the City Engineer's office to arrange for a division of the work of surveying and preparing cost estimates for the work.

RESOLUTION NO. 70951, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to arrange with the Board of Supervisors for engineering surveys for proposed road extensions in the northeast section of San Diego, as petitioned for under Document No. 31834; the City Engineer's office to study projects 2, 3 and 4, and projects 1 and 5 to be handled by the County Surveyor's office, for the purpose of determining what land will be needed for easements, and the probable cost of developing said roads, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the San Diego Junior Chamber of Commerce thanking the Council for its cooperation in helping to entertain the Junior officers of the Army, Navy, Marine Corps and Coast Guard stationed in San Diego was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from the Oceanview Improvement Club expressing appreciation for the appointment of John Birkel as a member of the City Planning Commission was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from Mrs. E. H. Dowell, Director, National World League for Dog Welfare, Inc., relative to recent dog poisoners in San Diego was presented and read.

RESOLUTION NO. 70952, recorded in Book 62 of Resolutions, urging His Excellency, Culbert Olson, Governor of California, to execute his official prerogative to make possible the introduction of a bill amending Section 596 of the Penal Code, to change the penalty for animal poisoning from six months in the county jail to not less than one year in the state prison, in view of the prevalence of dog poisoning in this area and accompanying dangers in the possibility of children securing distributed poisons, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

Communication from Councilman Louis F. Weggenman reporting on the S. R. A. situation in San Diego was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Walter Simons, Secretary of Local #1, Workers' Alliance of San Diego, relative to the recent 40% relief cut in S.R.A. budgets was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Communication from J. H. Rainwater, Director, Department of Public Welfare, County of San Diego, relative to the proposed use of the Surplus Commodities Food Stamp Plan locally was read and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from the San Diego Wholesale Grocers thanking the Council for endorsing the proposed use of the Food Stamp Plan in San Diego was presented, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from the Pacific Beach Chamber of Commerce relative to resumption of the extended telephone service to Mission Beach, Pacific Beach, La Jolla and other sections was presented and read.

A motion by Councilman Housh to refer the communication to the City Manager lost for want of a second.

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

By Unanimous Consent, RESOLUTION NO. 70953, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 37, of the

Civic Center Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70954, recorded in Book 62 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 38, of the Civic Center Administration Building and Grounds Department, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the Ocean Beach Chamber of Commerce relative to the need for a park for the Ocean Beach and Point Loma Section, and outlining the proposal of the Sefton Estate to deed to the City certain property at Catalina Boulevard and Narragansett Street for park purposes, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the San Diego County Badminton Association thanking the Council for assistance in connection with the Southern California Badminton Championships at the Municipal Gymnasium during February was read, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

Communication from Richard Graves, Executive Secretary of the League of California Cities relative to the City of San Diego sending a representation to the Fresno conference of Mayors and Councilmen on March 28th and 29th, 1940, was read and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to the Mayor.

Communication from Forrest Warren requesting the City to appropriate \$100.00 toward the expenses of entertaining a convention of shut-ins, known as Indoor Sports, to be held in San Diego next June, was read and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communications from the City Engineer and from the City Planning Commission recommending the closing of certain streets and courts in La Binda Park were presented.

RESOLUTION NO. 70955, recorded in Book 62 of Resolutions, authorizing and directing the City Engineer to furnish a description of portions of 29th Street, Hampton Court, Valley Court, Holly Court, Martin Court, Greeley Court, to be closed, in La Binda Park, as recommended in Document No. 318535; and authorizing said City Engineer to furnish a description of the lands to be assessed for the proposed closing; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from C. Borgerding relative to the use of an appropriation of \$10,000.00 for water development investigations was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from A. A. Nosler relative to the need for paving Ivy Street from the Santa Fe Railway tracks to Pacific Highway was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager.

Communication from the Legal Department relative to Sutherland Dam Bond Funds was read and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed; a copy of said communication to be sent to attorney E. V. Winnek.

Thereupon, on motion of Councilman Weggenman, a recess was taken until the hour of 2:00 o'clock P.M.

Upon re-assembling, the roll call showed the following:

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

Clerk----Fred W. Sick.

Absent---None.

Communication from the Legal Department relative to the operation of the Mission Beach Amusement Center was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to Conference.

Communication from the Legal Department relative to bill for electrical current used by the County at the Federal Building from July 23, 1938 to December 8, 1939, and the amount due the City of San Diego for said electrical current, was read and referred to the City Manager to confer with the County Board of Supervisors and work out a compromise and report back to the Council, on motion of Councilman Weggenman, seconded by Councilman Simpson.

Communication from the Harbor Commission requesting adoption of an Ordinance authorizing traffic control on the Tidelands was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

ORDINANCE NO. 1787, New Series, recorded in Book 47 of Ordinances, Authorizing and empowering the Harbor Commission of the City of San Diego to establish, maintain and enforce a system of Vehicular Traffic Control and Regulation upon the Tidelands, was on motion of Councilman Simpson, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

Communication from the Florence School P.T.A. requesting a traffic signal at the intersection of First Avenue and Washington Street, for safety of children attending the Florence School, was presented; together with a recommendation from the City Manager that the matter be referred to the Traffic Commission for study; and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the City Manager requesting confirmation of the appointment of Clifford E. Peterson as Chief of Police, effective March 21st, 1940, to fill the vacancy caused by resignation of Police Chief J. T. Peterson, was presented and read.
RESOLUTION NO. 70956, recorded in Book 62 of Resolutions, confirming the appointment of Clifford E. Peterson as Chief of Police, by City Manager F. A. Rhodes, as contained in Document No. 318879; the appointment to be effective as of March 21, 1940; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the City Manager recommending an application for a Work Projects Administration project for constructing San Vicente Dam was presented and read.
RESOLUTION NO. 70957, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to prepare an application for a Work Projects Administration project for the construction of San Vicente Dam was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Communication from the City Manager relative to the Hollywood Theatre was read and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed; together with communication from B. M. Nolan relative to the operation of said theatre.

Communication from the City Manager recommending granting the County of San Diego an easement for County Road purposes near Lower Otay Reservoir was presented; together with communication from the City Engineer submitting a description of the road, and blueprint drawings 5682-L, 5683-L and 5684-L showing the location of the proposed easement.
RESOLUTION NO. 70958, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare the necessary resolution requesting the County Board of Supervisors to accept an easement for county road between Upper Otay Dam and Savage Dam, as recommended by the City Manager under Document No. 318800, and in accordance with certain blue prints, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending a boulevard stop on the west side of Texas Street at Mission Avenue was presented and read.
RESOLUTION NO. 70959, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a boulevard stop on the west side of Texas Street at the termination of Mission Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

By unanimous consent, RESOLUTION NO. 70960, recorded in Book 62 of Resolutions, authorizing and directing the City Attorney to prepare a resolution in which the City of San Diego agrees to apply for a Work Projects Administration project for construction of a recreational gymnasium building on the Memorial Playgrounds, providing the Board of Education adopts a similar resolution, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70961, recorded in Book 62 of Resolutions, approving and adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving the Alley in Block 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane; and approving Plat No. 1762, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said alley; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 70962, recorded in Book 62 of Resolutions, for paving and otherwise improving the Alley in Block 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane; and determining that said work shall be done to the modified grades shown and indicated upon the plans for the work contained in Document No. 318555; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the Traffic Commission recommending the installation of traffic signals at 37th Street and El Cajon Boulevard was presented; together with a request from the San Diego Council of Parents and Teachers for such signals, recommended for approval by the City Manager.
RESOLUTION NO. 70963, recorded in Book 62 of Resolutions, granting the petition of San Diego Council of Parents and Teachers, 23 Community Welfare Building, by Mrs. William Short, for a traffic signal at 37th Street and El Cajon Boulevard; and authorizing and directing the City Manager to arrange for the installation of said signal; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending safety zones at 8th Avenue and Broadway was presented.
RESOLUTION NO. 70964, recorded in Book 62 of Resolutions, authorizing and directing the City Manager to install fifteen-foot safety zones in Broadway at Eighth Avenue, for east and west bound street car passengers, with curbs painted to a distance of twenty feet beyond the ends of the zones, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70965, recorded in Book 62 of Resolutions, approving and adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 1, City Heights Annex No. 1, between the north line of University Avenue and the south line of Polk Avenue; and approving plat No. 1776, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said alley; was on motion of Councilman Fish,

seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 70966, recorded in Book 62 of Resolutions, 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, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70967, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Talmadge Park Lighting District No. 1 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70968, recorded in Book 62 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Talmadge Park Lighting District No. 2 for the period ending March 31, 1941, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 70969, recorded in Book 62 of Resolutions, for paving and otherwise improving of Nile Street, as particularly described in Resolution of Intention No. 70748, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 70970, recorded in Book 62 of Resolutions, directing that the work of paving and otherwise improving Nile Street, under Resolution of Intention No. 70748, 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. 70971, recorded in Book 62 of Resolutions, directing that the assessment to be made for the paving and otherwise improving of Nile Street, under Resolution of Intention No. 70748, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70972, recorded in Book 62 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 3 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 70973, recorded in Book 62 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 4 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70974, recorded in Book 62 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 "C", Altadena, and a portion of Thorn Street, between the south line of Thorn Street and the south line of Upas Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70975, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages for work in connection with 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, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 70976, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages for work in connection with the paving and otherwise improving of 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, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70977, recorded in Book 62 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages for work in connection with the paving and otherwise improving of the Alley in Block 133, University Heights, between the north line of Tyler Avenue and the south line of Van Buren Avenue; and Tyler Avenue, between a line parallel to and distant 5 feet westerly from the southerly prolongation of the westerly line of the Alley in Block 133, University Heights, and a line parallel to and distant 30 feet easterly from said parallel line; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70978, recorded in Book 62 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relative to the proposed paving and otherwise improving of Bayside Lane, between the north line of Ventura Place and the southerly line of the Alley in Block 234, Mission Beach; and the Alley in Block 234, Mission Beach, between the easterly line of Mission Boulevard and a line drawn from the southeasterly corner of Lot A, Block 234, Mission Beach to the northeasterly corner of Lot H, in said Block 234, Mission Beach; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 70979, recorded in Book 62 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of Arthur Avenue, between the easterly line of North Mountain View Drive and the west line of 35th Street, did demand the making of the investigation provided in the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for 940 feet of 48" medium strength reinforced concrete pipe; and 104 feet of 24" medium strength reinforced concrete pipe; was presented and ordered filed.

RESOLUTION NO. 70980, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City of San Diego with 940 feet of 48" medium strength reinforced concrete pipe; and 104 feet of 24" medium strength reinforced concrete pipe; in accordance with specifications, bidding instructions and requirements on file in the office of the City Clerk bearing Document No. 318887; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent recommending advertising for bids for the rental of one trench excavator, bulldozer and backfiller was presented and ordered filed.

RESOLUTION NO. 70981, recorded in Book 62 of Resolutions, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for rental to the City of San Diego of one trench excavator, bulldozer and backfiller together with extra parts and accessories, in accordance with specifications, bidding instructions and requirements on file in the office of the City Clerk bearing Document No. 318890; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70982, recorded in Book 62 of Resolutions, accepting the delivery of deed and bill of sale from San Diego Electric Railway Company and granting permission to use all of the real and personal property described in said deed and bill of sale, free of charge, until substitutions of transportation service shall have been effected in accordance with Ordinances Nos. 1746 (New Series), 1747 (New Series) and 1748 (New Series), and Railroad Commission decision No. 32832, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

A proposed resolution was presented authorizing the Purchasing Agent of said City to publish a notice of intention to dispose of Lot J, Block 103, Horton's Addition, at public auction pursuant to the provisions of Sec. 9.03 of the Administrative Code of said City; and setting the minimum amount of \$2025.00 as the lowest amount the Council will consider for the sale of said parcel of land.

M. Trepte, the petitioner for the sale of this lot, advised the Council that he had planned to erect a garage building which the Bohemian Bakery was going to rent from him on this parcel of land; but the bakery had made other arrangements for another year at least; and consequently not having a prospective tenant he was no longer interested in securing the City-owned Lot.

Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, the proposed resolution was ordered filed.

Application of Mountain Empire Electric Cooperative, Inc. for permission to construct power lines, etc. at Morena Reservoir was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed; together with recommendation from the Hydraulic Engineer, approved by the City Manager, that a revocable permit be granted for said electric lines.

RESOLUTION NO. 70983, recorded in Book 62 of Resolutions, granting a permit to the Mountain Empire Electric Co-op., Inc. to construct, install and maintain power and/or transmission lines across and over City-owned property, in the vicinity of Morena Recreational area, under certain conditions, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 70984, recorded in Book 62 of Resolutions, approving for payment bills submitted by the San Diego Junior Chamber of Commerce, in the sum of \$331.94, for entertainment furnished in honor of Junior officers of the Army, Navy, Marine Corps and Coast Guard at the Plata Real, U. S. Grant Hotel, March 2nd, 1940; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70985, recorded in Book 62 of Resolutions, approving for payment bills submitted by the San Diego City and County Convention Bureau, in the sum of \$421.39, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

RESOLUTION NO. 70986, recorded in Book 62 of Resolutions, accepting the deed of G. Ranaglia, 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. 70987, recorded in Book 62 of Resolutions, accepting the deed of Ed Fletcher 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. 70988, recorded in Book 62 of Resolutions, accepting the deed of J. F. Ricketts and Adeline Ricketts, 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.

Communication from the Hydraulic Engineer recommending the appropriation of \$17,088.00 for water main in a portion of Rosecrans Street was presented, and on motion of Councilman Housh, seconded by Councilman Simpson, ordered filed.

Thereupon, ORDINANCE NO. 1788, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$17,088.00 out of "Outlay", General Appropriations Fund, for the purpose of providing supervision, purchasing material and renting equipment for constructing a 12-inch Water Main on a portion of Rosecrans Street, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers

and Mayor Benbough. Nays--None. Absent--None.

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

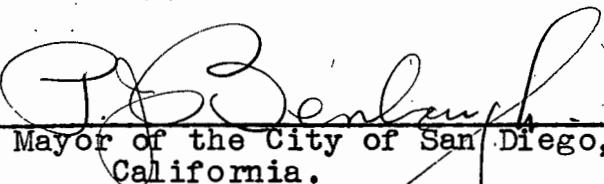
ORDINANCE NO. 1789, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Guy Street, between the northwesterly line of Crowell Street and a line parallel to and distant 190.00 feet northwesterly from the northwesterly line of Crowell Street, was on motion of Councilman Housh, seconded 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 Housh, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1790, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Rogers Street in the City of San Diego, California, between the northerly prolongation of the easterly line of San Elijo Street and a line parallel to and distant 230.00 feet easterly from the easterly line and the northerly prolongation of the easterly line of San Elijo 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 Housh, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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


Mayor of the City of San Diego,
California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, March 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 Fish, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, March 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 3, Hartley's North Park and the Alley in Block 4, Hartley's North Park, both alleys extending north and south between the north line of Wightman Street and the south lines of the east and west alleys in said blocks, under Resolution of Intention No. 70673, he had received six 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 for \$130.00; which bid was given Document No. 319045.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 319046. Amount of bond \$200.00.

Harry L. Foster; accompanied by a bond from the Massachusetts Bonding and Insurance Company; which bid was given Document No. 319047. Amount of bond \$150.00.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 319048. Amount of bond \$125.00.

National Construction Co., by R. F. Ragland; accompanied by a certified check drawn on the Bank of America National Trust & Savings Association, San Diego main office, for \$160.00; which bid was given Document No. 319049.

E. P. Watson; accompanied by a bond from the Fidelity and Casualty Company of New York for \$150.00; which bid was given Document No. 319050.

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

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for University Avenue Lighting District No. 2 he had received one bid, which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 319051.

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

At this time a majority of the members of the Council signed:
Sidewalk License Bond of Oren F. Cravens.

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 26, Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, under Resolution of Intention No. 70828, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion 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 Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, under Resolution of Intention No. 70830, the Clerk reported that no written protests had been received.

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

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 the Alley in Block 61, Resubdivision of Blocks 39 and 56, Normal Heights, between the north line of Madison Avenue and the south line of the east and west alley in said Block 61, the Clerk reported that written protests had been received from Sadie I. Hammond, Elizabeth Hoy, M. W. McConnell and from Walter M. Irwin et al.; 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. 70989, recorded in Book 63 of Resolutions, sustaining the protests of Sadie I. Hammond, filed in the office of the City Clerk on February 9, 1940 under Document No. 318254, the protest of M. McConnell, filed in the office of the City Clerk on March 5, 1940, under Document No. 318733, the protest of Elizabeth Hoy, filed in the office of the City Clerk on February 14, 1940 under Document No. 318340, and the protest of Walter M. Irwin, et al., filed in the office of the City Clerk on March 19, 1940, under Document No. 319044, against the City Engineer's estimate on the cost for the proposed work of improving the Alley in Block 61, Resubdivision of Blocks 39 and 56, Normal Heights, between the north line of Madison Avenue and the south line of the east and west alley in said Block 61; and abandoning the proceedings for said work; 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 the continued hearing on the City Engineer's report and estimate of the cost of 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, the Clerk reported that written protests had been received from Helen I. W. Lovelace, Eliza Long, Eleanore A. Luitjens, Clara M. Griffin and Otto Geilenfeldt; 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. 70990, recorded in Book 63 of Resolutions, denying and overruling the protests of Helen I. W. Lovelace, filed in the office of the City Clerk on February 26, 1940, under Document No. 318547, Eliza Long, filed in the office of the City Clerk on March 9, 1940, under Document No. 318827, Eleanore A. Luitjens, filed in the office of the City Clerk on March 11, 1940, under Document No. 318838, Clara M. Griffin, filed in the office of the City Clerk on March 11, 1940, under Document No. 318869, and Otto Geilenfeldt, filed in the office of the City Clerk on March 18, 1940, under Document No. 319001, against the City Engineer's estimate on the cost for the proposed work of 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; and denying and overruling all other protests; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Thereupon, RESOLUTION NO. 70991, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and submit to the Council a resolution declaring that the proposed improvement of the Alley in Block 6, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue, is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, was on motion of Councilman Weggenman, seconded by Councilman Flowers, 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 Kensington Manor Lighting District No. 1, 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, RESOLUTION NO. 70992, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Kensington Manor Lighting District No. 1, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Paolo Quinci for Variance to Restrictions at 2441 Columbia Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 70993, recorded in Book 63 of Resolutions, granting permission to Paolo Quinci, 2441 Columbia Street, to construct a bath room in connection with the existing residence on Lot 3, Block 73, Middletown, in Zone C, with a side yard of three feet, a rear yard of four feet and a lot coverage of sixty 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 Simpson, seconded by Councilman Housh, adopted.

Petition of H. E. Aston for Variance to Restrictions at 1716 Monroe Avenue was presented; together with a recommendation for denial by a vote of 5 to 2 from the City Planning Commission.

RESOLUTION NO. 70994, recorded in Book 63 of Resolutions, granting permission to H. E. Aston, 1716 Monroe Avenue, to erect an apartment over a garage on the east 70 feet of Lots 21 to 24, Block 45, University Heights, in Zone R-4, with a side yard of four feet, a rear yard of 0 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; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of Wm. H. Wilson for Setback Suspension at 3779 - 1st Avenue was presented; together with a recommendation for denial from the City Planning Commission.

RESOLUTION NO. 70995, recorded in Book 63 of Resolutions, denying the petition of Wm. H. Wilson, 4058 - 3rd Avenue, for suspension of Setback Ordinance No. 13163, to permit the construction of a duplex on Lot 5, Block 8, Nutt's Addition; not closer to the property line on First Avenue than nine feet six inches, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

Petition of the Hillcrest Women's Club for installation of a double-face illuminated sign over University Avenue, between Fourth and Fifth Avenues, was presented and read.

A motion was made by Councilman Simpson, seconded by Councilman Flowers, to grant the petition. This motion was withdrawn.

A motion was made by Councilman Fish to refer the petition to the City Manager and the City Attorney. This motion lost for want of a second.

Thereupon, RESOLUTION NO. 70996, recorded in Book 63 of Resolutions, granting permission to Hillcrest Women's Club, by Harriet Miller, president, to install a double-face sign with the word "Hillcrest" illuminated with Zeon tubing over University Avenue, between Fourth and Fifth Avenues; with the understanding that the installation will meet with the approval of the Building Department, and subject to approval of the City Attorney as to liability which might accrue through erection and maintenance of said sign; was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted. Councilman Housh and Mayor Benbough voted "Nay" on the motion.

At this time a majority of the members of the Council signed:
Bond of R. E. Hazard & Sons for laying sidewalks, curbs and gutters.
Bond of Ernest F. Leon for laying sidewalks, curbs and gutters.

By unanimous consent, Communication from the City Manager relative to the operation of the City Pound was presented and read. Documents accompanying this communication were ordered filed.

RESOLUTION NO. 70997, recorded in Book 63 of Resolutions, determining that the Pound shall continue to be operated by the San Diego Humane Society; with the stipulation that a program for sound proofing of the premises shall be carried into effect; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted. Councilmen Simpson, Weggenman and Knox voted "Nay" on the motion.

Protest of Residents against the operation of a dairy in the vicinity of 47th and Fisher Streets was presented and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Planning Commission.

Communication from the San Diego Junior Chamber of Commerce requesting \$200.00 toward the expense of sending the San Diego High School Symphony Orchestra to a Convention of Music Educators at Los Angeles from March 30th to April 5th, 1940, was presented; together with a recommendation from the City Manager that an ordinance appropriating \$200.00 for this purpose be adopted.

A motion was made by Councilman Flowers, seconded by Councilman Fish, to grant the request.

Councilman Weggenman made a substitute motion to deny the request; which motion lost for want of a second.

Thereupon, RESOLUTION NO. 70998, recorded in Book 63 of Resolutions, finding and declaring that the attendance of the San Diego High School Symphony Orchestra at the National Convention of Music Educators to be held in Los Angeles March 30th to April 5th, 1940, and the playing by the San Diego High School Orchestra over the Red network of the National Broadcasting Company in a coast to coast half hour program on the night of March 30, 1940, are activities which will be instrumental in bringing visitors and new residents to The City of San Diego, and will be of value in publicizing and advertising San Diego as a residence and business city; and allocating the sum of \$200.00 from the "Council's Entertainment" item of the Promotional Advertising Fund of The City of San Diego to aid in defraying expenses of sending said Orchestra to the National Convention of Music Educators; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

Communication from the Charter Revision Committee requesting an appropriation of \$2500.00 to conduct the committee work was presented.

RESOLUTION NO. 70999, recorded in Book 63 of Resolutions, authorizing and directing the City Manager and the City Attorney to prepare and submit an ordinance appropriating \$500.00 for the use of the Charter Revision Committee, up to the next Budget period, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Communication from Benjamin Polak, Mayor of the City of La Mesa, relative to proposed sewage disposal by dumping of effluent from the City of La Mesa into the San Diego Bay; and stating that approval to such procedure had been received from the State Board of Health and from the Navy Department; was presented and read.

RESOLUTION NO. 71000, recorded in Book 63 of Resolutions, instructing the City Manager and the City Engineer to expedite the report on the survey now being made in connection with sewage disposal, in which the City of La Mesa desires to join by connecting its sewer system with the sewer system of the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from the Workers Alliance of San Diego requesting the City to furnish rent money, funds for gas and light bills, City-sponsored projects, shoes, etc. for SRA clients in San Diego City was read and on motion of Councilman Flowers, seconded by Councilman Fish, ordered filed.

At this time the Council took a recess until the hour of 2:00 o'clock P.M.

Upon re-assembling the roll call showed the following:

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

Clerk----Fred W. Sick.

Absent---Councilman Knox.

Communication from Harold W. B. Baker relative to water rates for irrigation purposes was read and on motion of Councilman Housh, seconded by Councilman Simpson, referred to the City Manager and to the Water Department.

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

Communication from the Hydraulic Engineer, approved by the City Manager, recommending an extension of time to the Walter Ferem Company to complete the painting of the Chesterton water tank, was presented.

RESOLUTION NO. 71001, recorded in Book 63 of Resolutions, granting an extension of time until March 18, 1940, to The Walter Ferem Company, 112 West 9th Street, Los Angeles, California, in which to complete the contract for sandblasting, painting and enameling the Chesterton water tank, in accordance with the contract on file in the office of the City Clerk under Document No. 317796, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from Captain John Wesley Green Camp No. 7, United Indian War Veterans, by Schuyler C. Kelly, relative to representation on the Veterans' Advisory Commission, was presented and on motion of Councilman Fish, seconded by Councilman Housh, tabled for one week.

Communication from Mrs. J. B. Colton voicing disapproval of Ordinance No. 1781, New Series, relative to the Police Department, and favoring the employment of Police Women, was read and on motion of Councilman Housh, seconded by Councilman Flowers, ordered filed.

Communication from the Del Mar Water, Light and Power Company, by H. Kressmann, Vice-President, stating that said Company is willing to negotiate relative to its water system at Del Mar, and the main line from Lake Hodges, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager and the Water Department.

Communication from the City Auditor reporting on the claim of May Turner Riach for \$136.62 alleged damages to her automobile by reason of a mud hole in the street was presented and read; together with a copy of the City Attorney's opinion stating that the claim should be denied. On motion of Councilman Housh, seconded by Councilman Fish, the claim was ordered tabled for one week.

Communication from James L. Harlan relative to storm drainage under University Avenue at Florida Street, and near his property at 3533 Florida Street, was presented; together with a report from the City Manager stating that the Street Department will clean out existing drain thoroughly to take care of conditions complained of by Mr. Harlan; and on motion of Councilman Housh, seconded by Councilman Knox, the communication was ordered filed.

Communication from Franklin Insurance Service Corporation, by LeRoy E. Goodbody, Vice-President, suggesting that the City purchase the Spreckels Theatre Building for \$375,000.00 and use the ground floor to house the Public Library, was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Progress-Journal by Pierce Egan, editor, requesting that the City take advertising space in an early issue of the paper was presented; together with a communication from the City Manager recommending that a \$45.00 expenditure for this purpose be authorized.

RESOLUTION NO. 71002, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to arrange for an advertisement in the special edition of the San Diego Progress-Journal, and setting aside the sum of \$45.00 in the "newspaper" item of the Advertising and Publicity Fund of the City of San Diego to cover the cost of said advertisement, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Encanto Civic Club thanking the Council for appointing Mr. John Birkel on the City Planning Commission was presented and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from Senator Ed Fletcher relative to steamship freight rates to the Canal Zone from Atlantic and Pacific Coast ports was read and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the Harbor Commission.

Communication from Senator Ed Fletcher regarding Alvara De Bree', sculptor of the Cabrillo Statue, was read and on motion of Councilman Fish, seconded by Councilman Housh, referred to the City Manager.

Communication from the City Engineer reporting on bids for paving the Alley in Block 55, University Heights, under Resolution of Intention No. 70635, was presented and ordered filed.

RESOLUTION NO. 71003, recorded in Book 63 of Resolutions, awarding to the V. R. Dennis Construction Company the contract for paving and otherwise improving the Alley in Block 55, University Heights, under Resolution of Intention No. 70635, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71004, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving the Alley in Block 133, University Heights, between the north line of Tyler Avenue and the south line of Van Buren Avenue, and Tyler Avenue, between a line parallel to and distant 5.00 feet westerly from the southerly prolongation of the westerly line of the Alley in Block 133, University Heights, and a line parallel to and distant 30.00 feet easterly from said parallel line; and approving that certain Plat No. 1769, showing the boundaries of the district to be included in the assessment for said work and improvement; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

RESOLUTION OF INTENTION NO. 71005, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 133, University Heights, between the north line of Tyler Avenue and the south line of Van Buren Avenue; and a portion of Tyler Avenue, between a line parallel to and distant 5.00 feet westerly from the southerly prolongation of the westerly line of the Alley in Block 133, University Heights, and a line parallel to and distant 30.00 feet easterly from said parallel line; and determining that the work shall be done to the modified grades shown and indicated upon the plans, profiles and specifications contained in Document No. 318680; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71006, 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 25, Resubdivision of Blocks K and L, Teralta, between the north line of Orange Avenue and the south line of El Cajon Boulevard; and approving that certain Plat No. 1767, showing the boundaries of the district to be included in the assessment for said work and improvement; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION OF INTENTION NO. 71007, recorded in Book 63 of Resolutions, 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, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71008, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing of electric current for Talmadge Park Lighting District No. 3 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71009, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Talmadge Park Lighting District No. 4 for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71010, recorded in Book 63 of Resolutions, for closing the Alley in Block 33, Remondino's Subdivision of Block 33, Sherman's Addition, between the east line of 17th Street and the west line of 18th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71011, 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 northerly line of Ventura Place and the southerly line of San Jose Place, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71012, 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 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 Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71013, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block 6, 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. 71014, 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 the Alley in Block 152, University Heights, between the north line of Polk Avenue and the south line of Howard Avenue; and Polk Avenue, between the southerly prolongation of the west line of the alley in said Block 152, University Heights, and a line parallel to and distant 30 feet east of the southerly prolongation of said west line; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71015, 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 46, Park Villas, as described in Resolution of Intention No. 70294, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71016, 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 the Alley in Block 6, Frary Heights, and a portion of Thorn Street, as particularly described in Resolution of Intention No. 70508, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71017, recorded in Book 63 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego to Douglas McClain and George McClain; said lands being described as Lots 124 to 129, inclusive, Lakeside Farms; Lot 59, El Cajon Valley Company's Lands; portion of Lot 130, Lakeside Farms and portion of Lot 1, Riverview Farms; being 89 acres of land, more or less; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71018, recorded in Book 63 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego to Chas. L. Good; said lands being portions of Rancho El Cajon, and Fanita Rancho, containing 433 acres of land, more or less; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Manager transmitting copies of First Supplemental Memorandum of Agreement providing for the expenditure of 1/4 cent gas tax funds for streets of Major Importance, during the fiscal year ending June 30, 1940, was presented.

RESOLUTION NO. 71019, recorded in Book 63 of Resolutions, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the First Supplemental Memorandum of Agreement for Expenditure of 1/4 Cent Gas Tax funds on Streets of Major Importance, covering funds for the improvement of Mission Boulevard, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71020, recorded in Book 63 of Resolutions, authorizing the City Clerk to file for record in the Recorder's Office of the County of San Diego:

One copy of Certificate of Satisfaction and Discharge of Trust Indenture and Full Reconveyance, from Union Bank & Trust Co. to San Diego Water Supply Company; Grant Deed from San Diego Water Supply Co. to City of San Diego; Deed and Bill of Sale from San Diego Water Supply Company to City of San Diego; and

Assignment and Agreement from San Diego Water Supply Company to the City of San Diego; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71021, recorded in Book 63 of Resolutions, accepting the deed of Betty M. Perkins and Glen O. Perkins, executed in favor of The City of San Diego for a portion of Macaulay Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71022, recorded in Book 63 of Resolutions, accepting the subordination agreement from San Diego Trust and Savings Bank, wherein said Bank subordinates all its right, title and interest under a certain deed of trust executed by Bessie M. Perkins to the right of way and easement for street purposes from Betty M. Perkins and Glen O. Perkins to the City of San Diego, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71023, recorded in Book 63 of Resolutions, accepting the deed of Ella C. Beale, executed in favor of The City of San Diego for a portion of Narragansett Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71024, recorded in Book 63 of Resolutions, accepting the deed of Thomas O. Burger and Beatrice V. Burger for water pipe purposes, executed in favor of the City of San Diego, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71025, recorded in Book 63 of Resolutions, accepting the deed of Justin C. Evenson, executed in favor of The City of San Diego for drainage purposes, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71026, recorded in Book 63 of Resolutions, accepting the deed of J. Hartley Taylor and Nettie B. Taylor, executed in favor of The City of San Diego for drainage purposes, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71027, recorded in Book 63 of Resolutions, authorizing the Mayor and any members of the Council who so desire to attend the Spring Conference of Mayors and Councilmen to be held in the City of Fresno on March 28th and 29th, 1940; and to incur the necessary incidental expense in connection with said trip; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71028, recorded in Book 63 of Resolutions, authorizing and directing the City Auditor and Comptroller to transfer the sum of \$295.00 from Item J.C. 164 to Item J.C. 352, as provided for in Section 35, Series J.C., General Account, of Ordinance No. 1617, new series, for the purpose of providing sufficient funds for the payment of the City of San Diego's membership dues in the League of California Cities for the calendar year 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

ORDINANCE NO. 1791, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$56.00 from the Unappropriated Balance Fund of The City of San Diego in full settlement of the claim of W. T. Laird for damage to his property located at 2430 G Street, 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 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. 1792, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$300.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for the purchase of materials, rental of equipment and supervision for the construction of Shuffle Board Courts in La Jolla Park, in La Jolla, 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 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 form of Ordinance placing a portion of Pueblo Lot "C" in Zone R-4 was presented and ordered filed.

ORDINANCE NO. 1793, New Series, recorded in Book 47 of Ordinances, Incorporating a portion of Pueblo Lot "C" in the City of San Diego, California, into R-4 Zone, as defined by Ordinance No. 8924 of the Ordinances of said City and Amendments thereto, and repealing Ordinance No. 12988, approved October 20, 1930, in so far as same conflicts herewith, was on motion of Councilman Weggenman, seconded by Councilman Housh, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None. Thereupon, on motion of Councilman Weggenman, seconded by Councilman Housh, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Communication from Phil D. Swing presenting a bill for expenses in connection with preparation of contract regarding division of Colorado River Water was presented and ordered filed.

ORDINANCE NO. 1794, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$29.12 out of the Unappropriated Balance Fund of the City of San Diego in payment of fee and expenses of Phil D. Swing in connection with the preparation of a proposed contract between California, Arizona and Nevada for the division of the waters of the Colorado River, 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 Housh, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1795, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Mason Street in the City of San Diego, California, between the southwesterly line of Juan Street and the northeasterly line of San Diego Avenue, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

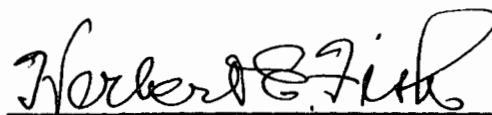
Thereupon, on motion of Councilman Housh, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1796, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Calhoun Street in the City of San Diego, California, between the northwesterly line of Twiggs Street and the southeasterly line of Taylor Street, 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.

RESOLUTION NO. 71029, recorded in Book 63 of Resolutions, authorizing the City Manager to make application to the Works Projects Administration for the construction of a recreational gymnasium building on the Memorial Playgrounds; and in conjunction with the Board of Education of the San Diego Unified School District to enter into a contract with the Works Project Administration for said construction, and to enter into a contract with H. Louis Bodmer, architect, for preparation of detailed plans and specifications for said construction, in accordance with the terms of the contract contained in Document No. 317414; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.


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



Vice-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, March 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 Vice-Mayor Fish at 10:00 o'clock A.M.

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

Clerk---Fred W. Sick.

Absent---Councilman Knox and Mayor Benbough.

On motion of Councilman Housh, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, March 19th, 1940, were approved without reading.

At this time Councilman Knox 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 47th Street, between the northerly line of El Cajon Boulevard and the northerly line of Granada Tract, under Resolution of Intention No. 70713, 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 signed by W. L. Burnside and Valeriano Ramos as sureties for \$800.00; which bid was given Document No. 319191.

V. R. Dennis Construction Company; accompanied by a bond from the Fidelity and Deposit Company of Maryland for \$800.00; which bid was given Document No. 319192.

Griffith Company; accompanied by a bond from National Surety Corporation for \$800.00; which bid was given Document No. 319193.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company for \$790.00; which bid was given Document No. 319194.

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 hearing of protests against the proposed paving and otherwise improving of Monroe Avenue, between the east line of Park Boulevard and the west line of Alabama Street; and Mission Avenue, between Florida Street and Louisiana Street; under Resolution of Intention No. 70876, the Clerk reported that a protest had been received from the United States Department of the Interior, Office of Indian Affairs, Field Service, Mission Indian Agency, Riverside, California, on behalf of Mrs. Eliza Paipa, 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. 71030, recorded in Book 63 of Resolutions, overruling the protest of United States Department of the Interior, Office of Indian Affairs, Field Service, Mission Indian Agency, Riverside, California, on behalf of Mrs. Eliza Paipa, filed in the office of the City Clerk on March 15, 1940, under Document No. 318967, against the proposed work of paving Monroe Avenue and Mission Avenue, under Resolution of Intention No. 70876; and overruling all other protests; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Thereupon, on motion, the proceedings were referred to the City Attorney.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the "Gas Appliances Ordinance" previously considered at the meeting of February 6th, 1940, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1797, New Series, recorded in Book 47 of Ordinances, for the purpose of safeguarding life and property by prohibiting the sale, rental or disposal of certain sub-standard materials, devices or appliances for the use of Natural or Artificial Gas; providing for the approval of materials, devices and appliances for the use of natural or artificial gas when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance and repealing all other ordinances and parts of ordinances in conflict with this ordinance, 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 and Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance for the purpose of safeguarding life and property by prohibiting the sale, rental or disposal of sub-standard and unsafe Electrical Materials, Devices and Appliances; providing for the approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Simpson, seconded by Councilman Weggenman, the matter was continued until April 2nd, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance; the Mayor inquired

if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Simpson, seconded by Councilman Weggenman, the hearing was continued until Tuesday, April 2nd, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on a proposed Ordinance regulating restaurants, lunch counters, cafes, cafeterias, soda fountains, fruit stands, groceries, vehicles, and other establishments in the City of San Diego, California, where food is prepared for sale, sold, distributed or displayed for sale, and providing for the regulations of all persons handling food or engaged in the preparation of food for sale or distribution and repealing Ordinance No. 200, New Series, approved April 3, 1933; the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, on motion of Councilman Simpson, seconded by Councilman Weggenman, the hearing was continued until Tuesday, April 2nd, 1940, at the hour of 10:00 o'clock A.M.

Petition of the San Diego Corporation for Zone Variance on Akron Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71031, recorded in Book 63 of Resolutions, granting permission to The San Diego Corporation, 530 Broadway, by D. N. Millan, Assistant Secretary, to construct three single-family residences in Zone R-1 on Lot 45, Block A, Cabrillo Terrace; provided that each house will be built on a plot of ground 50 feet wide or more, and containing over 5,000 square feet of area; 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 Housh, adopted.

Petition of Spencer Rogers for Zone Variance on Martinez Street was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71032, recorded in Book 63 of Resolutions, granting permission to Spencer L. Rogers and Helen D. Rogers, 6920 Mohawk Street, to erect a single-family residence and garage in Zone R-1 on the north 50 feet of the south 150 feet (except the west 15 feet) of Lot 9, and the north 50 feet of the south 150 feet of Lots 10 and 11, Block 5, Golden Park; 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 Housh, adopted.

Petition of Wesley B. Buttermore for variance to restrictions on Columbia Street, near Palm Street, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71033, recorded in Book 63 of Resolutions, granting permission to Wesley B. Buttermore, 3581 Park Villa Drive, to erect a rumpus room over a garage in a 22 foot bank in Zone R-4, with a side yard of 0 feet, a rear yard of 20 feet and a lot coverage of 50%, on Lot 3, Block 101, Middletown; 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 R. C. Levi for variance to restrictions on Pine Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71034, recorded in Book 63 of Resolutions, granting permission to Richard Carl Levi, 3542 - 6th Avenue, to erect a residence and garage in Zone R-1 on portions of Lots 8 and 9, Mission Hills #2, with a side yard of 5 feet, a rear yard of 10 feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924 as amended, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of David H. Ryan for a zone change on Reno Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71035, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present an ordinance changing the zoning on Lots 106 and 107, Block 2, Resubdivision of Blocks 1 to 12, Fairmount Addition, from Zone "C" to Zone "R-4" was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Herbert W. Sharman for variance to restrictions at Ullman and Bangor Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71036, recorded in Book 63 of Resolutions, granting permission to Herbert W. Sharman, 1902 - 31st Street, to construct a residence and garage on Lots 18 and 19, Block 1, Roseville Heights, in Zone R-1, with a side yard of 4 feet, a rear yard of 14 feet and a lot coverage of 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of San Diego Post #6, American Legion for free electrical permit in connection with the Crafts Shows at the foot of Market Street was presented; together with recommendation for approval from the City Electrical Inspector, and conditional approval from the Chief Inspector.

RESOLUTION NO. 71037, recorded in Book 63 of Resolutions, granting the petition of San Diego Post #6, American Legion, by John H. Briel, 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 March 28th to April 7th, 1940, inclusive; provided all amusement devices, seats, rides, etc., are safe, suitable for the purposes used, and subject to approval by the inspection department; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of San Diego Winter Sports, Inc., and other concerns, for additional lighting on Eighth Avenue from Market Street south to Harbor Drive was presented; together with communication from the City Engineer, approved by the City Manager, recommending certain lights on 8th Avenue, between Market Street and the Tidelands; and recommending that the petition be referred to the Harbor Department.

RESOLUTION NO. 71038, recorded in Book 63 of Resolutions, authorizing the San Diego Consolidated Gas & Electric Company to install 400 c.p. overhead street lamps at the intersections of 8th Avenue with J Street and L Street, and at the right of way line between the two railroad companies, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Thereupon, the petition of San Diego Winter Sports, Inc., et al. for additional lighting on 8th Avenue, south of Market Street, was referred to the Harbor Commission.

Application of Ambrose Ferrari for license to conduct public dance on premises where intoxicating liquor is sold at 2161 Logan Avenue was presented; together with recommendations the Social Welfare Director and from the Chief of Police that the application be granted.

RESOLUTION NO. 71039, recorded in Book 63 of Resolutions, granting the application of Ambrose Ferrari, 405 West University Avenue, for license to conduct public dance at "Ye Copper Kettle", 2161 Logan Avenue, on premises where intoxicating liquor is sold, subject to compliance with existing regulations, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of property owners for paving Ibsen Street, between Rosecrans and Evergreen Streets, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it contains signatures of owners of 53.9% of the frontage on said street.

RESOLUTION NO. 71040, recorded in Book 63 of Resolutions, granting the petition for paving Ibsen Street, between Rosecrans and Evergreen Streets, contained in Document No. 318623; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of property owners for paving Florence Street, between 37th and 38th Streets, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it contains signatures of owners of 54% of the frontage on said street.

RESOLUTION NO. 71041, recorded in Book 63 of Resolutions, granting the petition for paving Florence Street, between 37th and 38th Streets, contained in Document No. 318796; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Josephine H. Flood for a boulevard stop at the corner of Willow Street and Zola Street was presented; together with recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71042, recorded in Book 63 of Resolutions, denying the petition of Mrs. Josephine H. Flood, 3223 Quimby Street, for the installation of a boulevard stop at the corner of Willow Street and Zola Street, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from H. H. Horton suggesting the establishment of setback lines for Alleys was read; together with communication from the City Planning Commission recommending against such a regulation.

RESOLUTION NO. 71043, recorded in Book 63 of Resolutions, denying the request of H. H. Horton, 350 Douglass Street, for the adoption of an ordinance establishing a setback line in Alleys, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from Clinton Berry requesting the suspension of inspection fee on apartments in Block 264, Horton's Addition was read; together with a report on the request from the Director, Bureau of Sanitation, approved by the City Manager.

RESOLUTION NO. 71044, recorded in Book 63 of Resolutions, denying the petition of Clinton Berry, 2305½ - 3rd Avenue, requesting the suspension of the twelve dollar inspection fee by the Health Department for three apartment units on Lots K and L, Block 264, Horton's Addition, and granting an inspection fee of four dollars covering said three units, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted.

At this time a majority of the members of the Council signed the following:
 Bond of Clifford E. Peterson as Chief of Police.
 Bond of E. J. Parker as District Water Bill Collector.
 Bond of Robert Charles Klingenberg as Cady Master, Assistant and Relief
 Cashier, Golf Course.
 Bond of Frank Leo Chatfield as Checker, Golf Course.
 Bond of Frances Frazer as Swimming Pool Attendant and Ticket Seller, Swimming Pool.
 Bond of Florence C. Cooke as District Water Bill Collector.
 Bond of Robert C. Klingenberg as Caddy Master.
 Bond of Basil William Woods as Chief Deputy City Treasurer.
 Bond of William Alexander Kearns as Superintendent of Playgrounds and
 Recreation.
 Bond of Roderick Francis McLeod as Swimming Pool Supervisor.
 Bond of Allen B. Higdon as Cashier, Golf Course.

Petition of Ratliff Dancing Academy for loading zone at 1106 Broadway was presented; together with recommendation from the Traffic Commission that the request be denied.

On motion of Councilman Housh, seconded by Councilman Simpson, the petition was referred back to the Traffic Commission for reconsideration on the advisability of establishing a white passenger zone at 1106 Broadway.

Petition of Belle Saul for a license to operate a second hand clothing and furniture store at 3231 National Avenue was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager for investigation and report.

Councilman Knox voted "Nay" on the motion.

Communication from the Traffic Commission, recommending the installation of traffic signals at First Avenue and Washington Street as requested by Will C. Crawford, Superintendent of Schools, was presented and on motion of Councilman Fish, seconded by Councilman Simpson, referred to the Budget Box.

Communication from the Mission Hills-Hillcrest Coordinating Council requesting the installation of traffic signals at the intersection of Normal Street and Park Boulevard was presented; together with a recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71045, recorded in Book 63 of Resolutions, denying the request of Mission Hills-Hillcrest Coordinating Council, Horace Mann Junior High School, by George E. Easton, Secretary, for the installation of a manually operated traffic signal at the intersection of Normal Street and Park Boulevard, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from Schuyler C. Kelly, Past Commander and Adjutant for Captain John Wesley Green Camp No. 7, United Indian War Veterans, relative to representation on the Veterans' Advisory Commission, was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, tabled for one week.

Communication from Senator Ed Fletcher relative to steamship rates to the Canal Zone was presented; together with communication from the Harbor Commission recommending a resolution on the subject.

RESOLUTION NO. 71046, recorded in Book 63 of Resolutions, urging the United States Maritime Commission to provide to American shipping companies operating in the intercoastal trade, sufficient registered vessel tonnage, which may be available in the laid-up fleet, to replace registered vessel tonnage which has been, and may in the future be, withdrawn from the intercoastal trade route because of sale to foreign governments, transfer to foreign flags, or charter diversion to other services or trades, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from Roy E. Matheson offering a proposition for the operation of the Mission Beach Amusement Center was presented and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the City Manager to take up with the special committee.

Communication from Frank O'Farrell relative to the operation of the Mission Beach Amusement Center was presented and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the City Manager to take up with the special committee.

Communication from Ed Fletcher relative to the offer of landowners in Sutherland Dam Watershed relative to riparian rights was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the Water Commission.

Communication from F. L. Richardson relative to fixing water rates for the San Dieguito Water System was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the Water Commission.

Communication from the Ocean Beach Women's Club, by Mrs. A. Dumont, relative to an improvement plan over a term of years to develop the beaches was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Planning Engineer for developing such a plan.

RESOLUTION NO. 71047, recorded in Book 63 of Resolutions, referring to the City Planning Engineer for the preparation and submission to the Council of a plan for the development of the beaches within the City of San Diego, the communication from the Ocean Beach Women's Club bearing Document No. 319120; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the Governor's Office, State of California, relative to requested legislature making it a felony to poison dogs, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from Albertine O. Law protesting against a proposed change in the ordinance regulating dogs was presented, and on motion of Councilman Flowers, seconded by Councilman Weggenman, filed without reading.

Communication from the Traffic Commission recommending certain loading zones was presented.

RESOLUTION NO. 71048, recorded in Book 63 of Resolutions, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted; authorizing and directing the City Manager to paint loading and unloading zones at the following locations:

On the west side of 13th Street, about 50 feet south of Market Street, an 18-foot zone;

On the north side of G Street, starting at a point 100 feet east of 12th Avenue, an 18-foot zone;

In front of 755 State Street, to serve the U. S. Forestry and Customs Service offices, an 18-foot zone.

Communication from the Traffic Commission recommending a boulevard stop at the intersection of Newton Avenue and Sigsbee Street was presented and read.

RESOLUTION NO. 71049, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a boulevard stop on the southwest corner and a boulevard stop on the northeast corner of Newton Avenue and Sigsbee

Street, with the stops on Newton Avenue; and authorizing the City Park Department to take steps to have the shrubbery trimmed at the southwest corner of Newton Avenue and Sigsbee Street, as a safety measure; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending the adoption of an Ordinance to prohibit parking on Frontera Street, between Moorland Drive and Ingraham Street, was presented and read.

RESOLUTION NO. 71050, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance prohibiting the parking of automobiles on the west side of Frontera Street, between Moorland Drive and Ingraham Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Treasurer reporting on offers to purchase street bonds held in the Mount Hope Cemetery Fund was presented.

RESOLUTION NO. 71051, recorded in Book 63 of Resolutions, was on motion of Councilman Knox, seconded by Councilman Housh, adopted; authorizing and directing the interested City departments to accept the amounts shown below for delinquent street improvement bonds; as recommended by the City Funds Commission under Document No. 319121:

1. Block of six bonds in Blocks 224 and 225 Pacific Beach; amount offered by Herbert Kelly - \$275.00. (Series 814).
2. Bond 679, Series, 1257, E. 62.5 feet of Lot 48, Block 2, Wilshire Place; amount offered by Walter and Bertha Blauman - \$200.00.
3. Bond 7, Series 847, Lot 5, Block 11, F. T. Scripps Addition to La Jolla Park; amount offered by Armistead B. Carter - \$184.39.
4. Bonds 39 and 40, Series 799, Lots 7 & 8, Block 21, Fairmount; amount offered by The Essery Co. - Par and interest.

Communication from the City Auditor reporting on the claim of May Turner Riach for \$136.62 was presented and read.

RESOLUTION NO. 71052, recorded in Book 63 of Resolutions, denying the claim of May Turner Riach, M.D., Suite 334, Bank of America Building, San Diego, filed in the office of the City Auditor and Comptroller on January 15, 1940, against the City of San Diego, in the amount of \$93.72, with subsequent charges totaling \$136.62; said amount claimed to be due on account of property damage caused to her automobile by driving into a mudhole on "F" Street; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Caroline B. Perkins for \$65.00 was presented and read.

RESOLUTION NO. 71053, recorded in Book 63 of Resolutions, granting the claim of Caroline B. Perkins, 3535 Front Street, filed in the office of the City Auditor & Comptroller on March 5, 1940, against the City of San Diego, in the amount of \$65.00; said amount claimed to be due on account of personal injuries due to faulty construction and flagstones of the walk on the west side of Fifth Avenue near Ivy Lane; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Hydraulic Engineer relative to the Fishing Season for 1940 was presented.

RESOLUTION NO. 71054, recorded in Book 63 of Resolutions, ordering the fishing season at Barrett, Upper Otay and Lower Otay Reservoirs opened on April 27th, 1940, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71055, recorded in Book 63 of Resolutions, referring to the City Manager the verbal suggestion of Supervisor Walter Bellon that the City of San Diego join with the County of San Diego in creating a project to use C.C.C. labor for the purpose of irradicating the mosquito menace in Mission Valley, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, communication from Louis W. Bartel relative to the dog menace was presented and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Manager.

RESOLUTION NO. 71056, recorded in Book 63 of Resolutions, authorizing and directing the City Manager and the City Attorney to prepare and present to the Council an ordinance providing for the licensing of all dogs within the city limits of San Diego, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

By unanimous consent, communication from the City Manager recommending the employment of George W. Thompson as boxing instructor was presented and read.

RESOLUTION NO. 71057, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into a contract for the employment of George W. Thompson as boxing instructor, fulltime, in the Playground Department, for a period of two months at \$154.00 per month, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Hydraulic Engineer recommending acceptance of the work of sandblasting and painting of the Chesterton water tank under contract to Walter Ferem Company was presented by unanimous consent, and on motion of Councilman Knox, seconded by Councilman Housh, ordered filed.

RESOLUTION NO. 71058, recorded in Book 63 of Resolutions, accepting the materials furnished and the work performed in sandblasting, painting and enameling the Chesterton Water Tank by Walter Ferem Company; and authorizing the City Clerk to file a notice of completion and acceptance of said contract work by the City; was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

Communication from the City Manager relative to uncollectable water bills and recommending that bills totalling \$5,087.79 be cancelled was presented.

RESOLUTION NO. 71059, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and present the proper resolution to cancel water accounts which are uncollectable by reason of bankruptcy, change of owner, vacant property, houses burned or torn down, consumers moved out of the city, and indigents who are not covered by any welfare agency, as recommended by the City Manager, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Legal Department relative to electrical current bill owing the City by the County in connection with County-sponsored W.P.A. projects was presented; together with a communication from the City Manager suggesting a basis for settlement of the bill in question.

RESOLUTION NO. 71060, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare a resolution requesting the Board of Supervisors to make settlement with the City of San Diego for current used by the County of San Diego at the Federal Building during occupancy of the building for W.P.A. projects use, on a basis of fifty per cent of the disputed bill plus the full amount of the metered service since December 8, 1939, as recommended by the City Manager, was on motion of Councilman Flowers, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71061, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for paving and otherwise improving the Alley in Block 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; and approving Plat No. 1768, showing the exterior boundaries of the district to be included in the assessment for the work; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 71062, recorded in Book 63 of Resolutions, 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, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the City Engineer reporting on bids for paving the Alleys in Blocks 3 and 4, Hartley's North Park was presented and ordered filed; approved by the City Manager. RESOLUTION NO. 71063, recorded in Book 63 of Resolutions, awarding to Harry L. Foster the contract for paving and otherwise improving the North and South Alleys in Blocks 3 and 4, Hartley's North Park, under Resolution of Intention No. 70673, was on motion of Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid for furnishing electric current for University Avenue Lighting District No. 2 was presented and ordered filed.

RESOLUTION NO. 71064, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for University Avenue Lighting District No. 2 for the period ending March 15, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71065, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 26, Ocean Beach, under Resolution of Intention No. 70828, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71066, recorded in Book 63 of Resolutions, for paving and otherwise improving Hawthorn Street, under Resolution of Intention No. 70830, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71067, recorded in Book 63 of Resolutions, for furnishing electric current for the lighting of the Kensington Manor Lighting District No. 1, for the period ending April 30, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71068, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for the proposed paving and otherwise improving of Garrison Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; and Evergreen Street, between the northeasterly line of Garrison Street and the south westerly line of Hugo Street; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71069, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for the proposed paving and otherwise improving of the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71070, recorded in Book 63 of Resolutions, directing the work of paving and otherwise improving the Alley in Block 26, Ocean Beach, shall be done under the direction of the City Engineer, as described in Resolution of Intention No. 70828, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71071, recorded in Book 63 of Resolutions, directing the assessment for paving and otherwise improving the Alley in Block 26, Ocean Beach, under Resolution of Intention No. 70828, shall be made and signed by the City Engineer, was on motion

of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71072, recorded in Book 63 of Resolutions, directing the work of paving and otherwise improving Hawthorn Street shall be done under the direction of the City Engineer, as described in Resolution of Intention No. 70830, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71073, recorded in Book 63 of Resolutions, directing the assessment for paving and otherwise improving Hawthorn Street, under Resolution of Intention No. 70830, shall be made and signed by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71074, recorded in Book 63 of Resolutions, for closing the west 30 feet of 22nd Street, between the north line of A Street as it now exists, and the south line of Russ Boulevard; also, the east 30 feet of 22nd Street, between the said north line of A Street and the south line of Russ Boulevard; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

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

RESOLUTION OF INTENTION NO. 71075, recorded in Book 63 of Resolutions, for furnishing of electric current for Loma Portal Lighting District Number One for the period ending June 27, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71076, recorded in Book 63 of Resolutions, ascertaining and declaring the rate of per diem wages to be paid in connection with the paving and otherwise improving of the East and West Alley in Block 43, W. P. Herbert's Subdivision, between the east line of 36th Street and the west line of Cherokee Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71077, recorded in Book 63 of Resolutions, directing the Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block 35, City Heights, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71078, recorded in Book 63 of Resolutions, directing the Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block 1, Carmel Heights, between the north line of Palm Street and the south line of Redwood Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71079, recorded in Book 63 of Resolutions, directing the Clerk to mail post card notices to property owners relating to the proposed assessment for paving and otherwise improving the Alley in Block A, Altadena, between the north line of Thorn Street and the south line of Upas Street, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71080, recorded in Book 63 of Resolutions, directing the Clerk to mail post card notices to property owners relating to the proposed assessment 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 Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71081, recorded in Book 63 of Resolutions, determining the proposed paving and otherwise improving of the Alley in Block 6, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue, to be 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 and specifications for said work and improvement; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71082, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, by their return post cards did demand the making of an investigation under the provisions of 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 Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71083, 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 the North and South Alley and the East and West Alley in Block 111, University Heights, under Resolution of Intention No. 70526, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71084, recorded in Book 63 of Resolutions, accepting the deed of Byrl Dean Phelps and Maria Devereux Phelps, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71085, recorded in Book 63 of Resolutions, accepting the deed of Byrl Dean Phelps and Maria Devereux Phelps, executed in favor of The City of San Diego, for a portion of Nutmeg Place, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

ORDINANCE NO. 1798, New Series, recorded in Book 47 of Ordinances, Amending Section 2 of Ordinance No. 9102, of the Ordinances of the City of San Diego, entitled, "An Ordinance safeguarding the waters of the water impounding system of the City of San Diego, and regulating the granting of permits for camping, shooting and fishing on the properties of the water impounding system", approved July 6, 1923, as amended by Ordinance No. 1758 (New Series), adopted February 6, 1940, relative to rates charged for boat rentals, etc., 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, 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. 1799, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1800.00 from "Outlay" (Water Mains, Various parts of City), General Appropriations, and transferring the same to "Outlay", Water Department Fund, Division of Development and Conservation, for the purpose of providing funds for the purchase and installation of equipment in boats on the City Reservoirs, 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, and Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent-- Mayor Benbough.

ORDINANCE NO. 1800, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$500.00 from the Unappropriated Balance Fund of the City of San Diego, for the purpose of providing funds for clerical help and office supplies for the Charter Revision Committee, 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 and Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1801, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$65.00 from the Unappropriated Balance Fund of the City of San Diego in full payment and settlement of the claim of Caroline B. Perkins, 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 Weggenman, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox and Flowers. Nays-- None. Absent--Mayor Benbough.

At this time Councilman Flowers was excused.

By unanimous consent, RESOLUTION NO. 71086, recorded in Book 63 of Resolutions, requesting the City Planning Commission to make a recommendation on the matter of a proposed closing of Newton Avenue between 26th Street and the San Diego Unified School District property; and further requesting the Commission to hold a hearing on said proposed closing on April 3, 1940, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

By unanimous consent, a request of the San Diego Surfboard Club for permission to store surfboards on City property was presented.

RESOLUTION NO. 71087, recorded in Book 63 of Resolutions, approving the action of the City Manager in granting the request of the San Diego Surf Board Club, Lloyd Baker, president, c/o Asher's Service Station, Mission Beach, for permission to erect a structure on top of the City's sewage ocean front pump structure at Loring Street, Pacific Beach, for use in storing surf boards, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

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

Herbert E. Fish
Vice-Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr
Deputy.

REGULAR MEETING

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

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice-Mayor Fish at 10:00 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 Fish acted as chairman.

On motion of Councilman Knox, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, March 26th, 1940, were approved without reading.

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

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 319364.

Thereupon, on motion of Councilman Knox, seconded by Councilman Flowers, 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 Talmadge Park Lighting District No. 2, he had received one bid, which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas and Electric Company, and was given Document No. 319365.

Thereupon, on motion of Councilman Flowers, 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 Clerk reported that in response to notice inviting bids 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, he had received three bids; which bids were on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bids were from the following, to-wit:

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 319366.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 319367.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 319368.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the furnishing of electric current for Mission Beach Lighting District No. 1, 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, RESOLUTION NO. 71088, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Mission Beach Lighting District No. 1, was on motion of Councilman Weggenman, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the "Electrical Appliances Ordinance" previously considered at the meeting of March 26th, 1940, the Vice-Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1802, New Series, recorded in Book 47 of Ordinances, for the purpose of safeguarding life and property by Prohibiting the sale, rental or disposal of sub-standard and unsafe Electrical Materials, Devices and Appliances; providing for the Approval of Electrical Materials, Devices and Appliances when found to be in conformity with the safety measures and the provisions of this ordinance; providing penalties for the violation of this ordinance; and repealing Ordinance No. 448 (New Series), adopted May 21, 1934, and all other ordinances and parts of ordinances in conflict with this ordinance, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance; 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 Flowers, seconded by Councilman Weggenman, the hearing was continued until Tuesday, April 9th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance regulating restaurants, lunch counters, cafes, cafeterias, soda fountains, fruit stands, groceries, vehicles, and other establishments in the City of San Diego, California, where food is prepared for sale, sold, distributed or displayed for sale, and providing for the regulations of all persons handling food or engaged in the preparation of food for sale or distribution and repealing Ordinance No. 200, New Series, approved April 3, 1933; the Vice-Mayor inquired if any interested persons were present who desired to be heard.

Communication from the Small Business Men's Organization of San Diego County approving the new food handling ordinance was presented and ordered filed.

All interested persons having been heard, on motion of Councilman Flowers, seconded by Councilman Weggenman, the hearing was continued until Tuesday, April 9th, 1940, at the hour of 10:00 o'clock A.M.

Petition of Adrian A. Spurlock for permission to conduct an auto trailer camp at 3150 Main Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71089, recorded in Book 63 of Resolutions, granting permission to Adrian A. Spurlock, 3150 Main Street, to conduct an auto trailer camp of twelve trailer sites on Lots 38, 39 and 40, Block 36, H. P. Whitney's Addition; provided a suitable hedge be planted and maintained around the property; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of S. L. Barlow for setback suspension at Columbia and Chalmers Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71090, recorded in Book 63 of Resolutions, granting permission to S. L. Barlow and Grace Barlow to construct a residence and garage on Lot 1, Block 162, Middletown, not closer to the property line on Columbia Street than nine 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 Frank Mateka for zone variance on Canon Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71091, recorded in Book 63 of Resolutions, granting permission to Frank Mateka, 3017 Canon Street, to construct an addition to the existing store building on Lot 7, Block 5, New Roseville, in Zone R-4, with no side yard; 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 Housh, adopted.

Petition of E. A. Sutton for zone variance at 65th Street and Skyline Drive was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71092, recorded in Book 63 of Resolutions, granting permission to E. A. Sutton, 2690 Dove Street, to construct four single-family residences on Lot 11, Encanto, in an R-1 Zone; provided he grant an easement to widen Skyline Drive to 80 feet, as shown on the Major Street Plan of the City of San Diego, and that each parcel of ground will contain over 5,000 square feet; and granting a variance to the restrictions of Ordinance No. 116, New Series, on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Emma Wegeforth Tyler for zone variance at 3525 Union Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71093, recorded in Book 63 of Resolutions, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted; granting permission to Emma Wegeforth Tyler, 3529 Union Street, to convert an existing garage on Lots 3 and 10, Block 150, Middletown, in an R-1 Zone, into a guest room; and granting a variance to the restrictions of Ordinance No. 802, New Series, on the property mentioned; with the following provisions:

That it be one story high,

That no cooking facilities be installed,

That the building not exceed 356 square feet in area, and that it be kept at least 10 feet from the rear lot line; and

That at no time shall any additions of any kind be attached or built onto the building.

Petition from the East San Diego Coordinating Council for recreational improvements in East San Diego was presented and read, and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

Communication from Captain John Wesley Green Camp No. 7, United Indian War Veterans, by Schuyler C. Kelly, Past Commander and Adjutant, relative to representation on the Veterans Advisory Committee was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, tabled for one week.

Communication from the Communist Party, U.S.A., San Diego Section, by E. L. Richardson, executive secretary, regarding the use of City-owned buildings for meetings by this Party, was read and on motion of Councilman Flowers, seconded by Councilman Simpson, ordered filed.

Communication from the Business and Professional Women's Club of La Jolla, California, opposing commercial activities at the La Jolla Cove, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the Highway Development Association by Arnold Klaus, secretary, suggesting that the State Highway Commission, State Director of Public Works,

and other interested officials, be urged to re-locate that section of State Highway #198 which must be removed before San Vicente Dam is constructed, was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager to carry out the suggestion.

RESOLUTION NO. 71094, recorded in Book 63 of Resolutions, referring to the City Manager the suggestion of the San Diego Highway Development Association by Arnold Klaus, Secretary, that the City of San Diego officially call attention of the State Highway Commission, State Director of Public Works and other interested officials to the fact that highways will be flooded by the construction of San Vicente dam, and urging the re-location of that section of State Highway #198 which will be affected by said construction, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the Normal Heights Woman's Christian Temperance Union relative to the use of Police Women by the City was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

At this time a majority of the members of the Council signed bonds for the following City employees:

Edwin W. Beale as City Plumbing and Housing Inspector and Acting Assistant Director of Public Health.

J. E. Daly as Keeper Bernardo Bridge (Water Department).

G. J. Kenline as Assistant Superintendent (Cemetery Division).

Alex M. Lesem, Director of Public Health.

Allene E. McLeod as Assistant Cashier (Water Bills Collection).

Cornelia D. Plaister as City Librarian.

W. L. Preston as Keeper, Barrett Dam (Water Department).

Fred Quaid as Keeper, Hodges Grove (Water Department).

Charles J. Rauner as Assistant Cashier Water Bills Collection.

Carson B. Rodman as Permit Clerk, La Jolla (Water Department).

Joseph H. Shaw as Assistant Purchasing Agent (Purchasing Department).

Matthew Niven Bruce as Assessment Clerk.

Maurice Sloper as Buyer.

Frank M. Stanley as Chief Clerk Accountant (Water Department).

Seth Swenson as Keeper, Morena Dam (Water Department).

Communication from the San Diego Chamber of Commerce, by D. W. Campbell, Manager Public Events Department, relative to a meeting of the Shoreline Planning Association of California, Inc. to be held on April 10, 1940, was presented and read.

RESOLUTION NO. 71095, recorded in Book 63 of Resolutions, authorizing Councilman Fred W. Simpson, City Manager Fred A. Rhodes and City Planning Engineer Glen Rick to attend the meeting of the Shoreline Planning Association of California, Inc., to be held at Long Beach on Wednesday, April 10th, for the purpose of representing the City of San Diego in studies being made on the problem of beach erosion and developing a master plan for the Southern California shore line; and authorizing the officials mentioned to incur the necessary expenses in connection with the trip; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from H. V. Keefer relative to the purchase of new boats and equipment for City-owned Lakes was read and on motion of Councilman Knox, seconded by Councilman Simpson, ordered filed.

Communication from the San Diego Junior Chamber of Commerce by Irving E. Friedman, President, thanking the Council for the assistance rendered in connection with the San Diego High School Symphony Orchestra Benefit Concert, was read and on motion of Councilman Knox ordered filed.

Communication from the San Diego Junior Chamber of Commerce by Irving E. Friedman, President, thanking the Council for the assistance rendered in connection with the baseball parade held the preceding Saturday, was read and on motion of Councilman Knox ordered filed.

Communication from the San Diego County Fish and Game Association by Curtis Zahn, Secretary-Treasurer, relative to the construction of a fishing Pier at Ocean Beach, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Del Mar Water, Light and Power Company, by H. Kressmann, Vice President, offering to negotiate with the City of San Diego relative to transferring to the City certain properties and water system at Del Mar was presented; together with a recommendation from the Hydraulic Engineer, approved by the City Manager, that the Del Mar Water, Light and Power Company be advised that the City of San Diego is not interested in acquiring the Company's water system.

RESOLUTION NO. 71096, recorded in Book 63 of Resolutions, authorizing and directing the City Clerk to notify the Del Mar Water, Light and Power Company, 8th floor Garland Building, 740 South Broadway, Los Angeles, that the City of San Diego is not interested in acquiring the Company's water system, as offered in communication under date of March 13, 1940, signed by H. Kressmann, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from the Escondido Chamber of Commerce relative to a desired permit to use Lake Hodges for the landing of seaplanes was read; together with a recommendation from the Hydraulic Engineer, approved by the City Manager, that the request of the Escondido Chamber of Commerce be denied.

RESOLUTION NO. 71097, recorded in Book 63 of Resolutions, denying the request of the Escondido Chamber of Commerce, by Pansy P. Claggett, secretary, for permission to use a portion of the northern end of Lake Hodges, above the bridge, for the purpose of landing seaplanes in connection with the Engle Aircraft Company activities, as recommended by the City Manager and Hydraulic Engineer, was on motion of Councilman Weggenman, adopted.

Communication from the Harbor Department relative to loss of intercoastal vessel tonnage recently, and stating that the American-Hawaiian Steamship Line proposes to discontinue calling at San Diego in the near future, was presented.

RESOLUTION NO. 71098, recorded in Book 63 of Resolutions, urging Senator Hiram Johnson, Senator Sheridan Downey and Representative Ed. V. Izac to request the U. S. Maritime Commission to provide to American shipping companies operating in the intercoastal trade sufficient registered vessel tonnage, which may be available in the laid-up fleet, to replace registered vessel tonnage which has been and may in the future be, withdrawn from the U. S. intercoastal trade route because of sale to foreign governments, transfer to foreign flags, or charter diversion to other services or trades, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids received for rental of one trench excavator, one bulldozer and one backfiller was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed; as approved by the City Manager.

RESOLUTION NO. 71099, recorded in Book 63 of Resolutions, accepting the bid of Frank Doran to furnish The City of San Diego with the rental of one trench excavator, one bulldozer, and one backfiller together with extra parts and accessories, for the price of \$950.00 each month until the sum of \$9500.00 has been paid, when all rentals shall cease and the bidder shall execute and deliver to The City of San Diego a bill of sale for this equipment; and authorizing the City Manager to enter into a contract with said Frank Doran for furnishing said machinery and equipment; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids for 940 feet of 48" pipe and 104 feet of 24" pipe was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed; as approved by the City Manager.

RESOLUTION NO. 71100, recorded in Book 63 of Resolutions, accepting the bid of the American Concrete & Steel Pipe Company to furnish The City of San Diego with 940 feet of 48" reinforced concrete pipe, centrifugally cast, and 104 feet of 24" concrete pipe, centrifugally cast, for the sum of \$5383.20; and authorizing the City Manager to enter into a contract with said American Concrete & Steel Pipe Company for furnishing said pipe; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of Morris Pomeranz for \$4.64 was presented and read.

RESOLUTION NO. 71101, recorded in Book 63 of Resolutions, denying the claim of Morris Pomeranz, c/o the Palace Jewelry Co., 818 Fifth Avenue, filed on February 28th, 1940, against the City of San Diego, in the amount of \$4.64; alleged to be due on account of property damage caused when claimant drove his automobile into a chuck hole on Pershing Drive, causing one tire to blow out; was on motion of Councilman Flowers adopted.

Communication from the Legal Department reporting on the case of Charles Quayle, et al. v. The City of San Diego was presented and read.

RESOLUTION NO. 71102, recorded in Book 63 of Resolutions, adopting the recommendation of the City Attorney that no appeal be taken from the judgment in the case of Charles Quayle, et al. v. The City of San Diego for recovery of additional compensation claimed to be due to them for extra architectural work and additional expense incurred by them under instructions from the City, involved in preparing plans of the Police Headquarters, and Jail, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the City Manager authorizing and recommending a resolution accepting three murals executed by Charles Reiffel and George Rhone, installed in the Council Chamber, Civic Center Building, was presented and read.

RESOLUTION NO. 71103, recorded in Book 63 of Resolutions, accepting the first two murals undertaken by Charles Reiffel and George Rhone, under their agreement with the City, dated the 15th day of December, 1939, to execute and install three murals in the City Council Chamber; and authorizing the City Manager, with the consent of the artists, to amend said agreement to provide payment of two thirds of the contract price at this time, and payment for the third mural at the time of its acceptance; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending that the item of \$30,000 in the 1939-40 budget for sewer pumping plant to be located at the foot of Market Street be used for other improvements which are urgently needed and for which no appropriation in this year's budget has been provided was presented and ordered filed.

ORDINANCE NO. 1803, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$10,000.00 out of "Outlay," General Appropriations, for the purpose of Hiring Labor, Purchase of Material, and rental of equipment for the improvement of the buildings and grounds at the Mission Beach Amusement Center, 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 and Flowers, Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1804, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$2000.00 out of "Outlay," General Appropriations, for the purpose of providing funds for the hiring of labor and purchase of material for the construction of new boats for use on the City's Reservoirs, was on motion of Councilman Simpson, 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 Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1805, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$350.00 out of "Outlay", General Appropriations, for the purpose of providing funds for the hiring of labor, purchase of material and supplies, and rental of equipment in connection with beach erosion study to be made in conjunction with U. S. Army Engineers, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1806, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$4500.00 out of "Outlay," General Appropriations, for the purpose of providing funds for the purchase of material, rental of equipment, supervision and architects' fees, for improving the Memorial Playground, and for plans and specifications for buildings to be constructed thereon, under WPA Project No. 175, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1807, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1350.00 out of "Outlay", General Appropriations, for the purpose of providing funds for labor, material, equipment rental and supervision, for the construction of improvements to city buildings under WPA Project No. 170, 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 Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1808, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1500.00 out of "Outlay," General Appropriations, for the purpose of providing funds for labor, material, equipment rental and supervision, for the improvement of City Streets under WPA Project No. 169, 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1809, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5400.00 out of "Outlay," General Appropriations, for the purpose of providing funds for the purchase of sewer pipe to improve the sanitary system of the City of San Diego under WPA Project (Sponsor No. 162), 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1810, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1500.00 out of "Outlay," General Appropriations, for the purpose of providing funds for labor, material, equipment rental and supervision, for the construction of shuffle boards, walks and concrete work on Recreational WPA Project (Sponsor No. 152-B), 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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

By unanimous consent, RESOLUTION NO. 71104, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted, reading as follows:

"RESOLUTION 71104

The City of San Diego has fortunately been endowed with many worthy citizens who have contributed in a marked degree to the advancement and progress of our city, and

WHEREAS, San Diego has recently suffered the loss of a most worthy citizen in the passing of Kate Sessions who contributed most in establishing the horticultural beauty of our city. One who gave graciously of her time and professional knowledge so that today, San Diego is known as the "beauty spot" of California, therefore, be it

RESOLVED, That the Honorable Mayor and the members of the City Council of San Diego desire to pay fitting homage to the memory of the late Kate Sessions, and that due notice is hereby taken, officially, of the demise of this worthy woman, and that this resolution be spread upon the minutes of this meeting so that same may become a part of the official record and placed in the archives for official documents."

Communication from the City Engineer reporting on bids for paving 47th Street, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71105, 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 47th Street, as described in Resolution of Intention No. 70713, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

By unanimous consent, communication from the Lakeside Rodeo Association relative to use of the City Stadium each year to present a rodeo was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

Communication from Mission Beach Chamber of Commerce relative to leasing the Amusement Center was read, and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the "Mission Beach Committee".

By unanimous consent, communication from the Pacific Beach Coordinating Council relative to a recreation center at Pacific Beach was read and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Manager.

By unanimous consent, report from the committee on the Mission Beach Amusement Center, recommending a lease on all concessions except the plunge to Messrs. Wayne W. Daillard, Warren Worcester and Curtis Coleman under certain specified conditions was presented and read.

RESOLUTION NO. 71106, recorded in Book 63 of Resolutions, adopting the report from the committee on the Mission Beach Amusement Center recommending a lease with Messrs Wayne W. Daillard, Warren Worcester and Curtis Coleman on the Mission Beach Amusement Center, to cover all concessions except the plunge; and authorizing and directing the City Attorney to prepare a lease for presentation to the Council, based on said recommendation, except that burglary and hold-up insurance shall be \$10,000.00 instead of \$5,000; was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

RESOLUTION ORDERING WORK NO. 71107, recorded in Book 63 of Resolutions, for paving and otherwise improving Monroe Avenue and Mission Avenue, within the limits and as particularly described in Resolution of Intention No. 70876, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71108, 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 152, University Heights, between the north line of Polk Avenue and the south line of Howard Avenue; and 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; and approving Plat No. 1773, 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 Knox, adopted.

RESOLUTION OF INTENTION NO. 71109, recorded in Book 63 of Resolutions, 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 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; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71110, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing of electric current for Kensington Manor Lighting District No. 1 for the period ending April 30, 1941, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71111, recorded in Book 63 of Resolutions, ordering the closing of the Alley lying westerly of and contiguous to the west line of C. H. Tingey Subdivision, according to the map thereof No. 1941, on file in the office of the County Recorder of San Diego County, California, and between the south line of Monroe Avenue and the north line of Meade Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71112, recorded in Book 63 of Resolutions, ordering the closing of that portion of Spruce Street lying between the southwesterly line of California Street and the Mean High Tide Line of the Bay of San Diego; also, the closing of all that portion of Redwood Street lying between the southwesterly line of said California Street and said Mean High Tide Line; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71113, recorded in Book 63 of Resolutions, directing the assessment to be made and signed by the City Engineer for the paving and otherwise improving of Monroe Avenue and Mission Avenue, under Resolution of Intention No. 70876, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71114, recorded in Book 63 of Resolutions, directing the work of paving and otherwise improving of Monroe Avenue and Mission Avenue, under Resolution of Intention No. 70876, 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. 71115, 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 "B", Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between a line parallel to and distant 5 feet westerly from the southerly prolongation of the west line of said Alley in Block B, and a line parallel to and distant 5 feet easterly from the southerly prolongation of the east line of said Alley in Block B; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71116, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the paving and otherwise improving of Orange Avenue, between the northerly prolongation of the east line of 37th Street and the west line of 40th Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71117, 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 164, Mission Beach, between the easterly line of Strandway and the westerly line of Mission Boulevard, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71118, 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 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.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for San Diego Lighting District No. 1, was presented.

RESOLUTION OF INTENTION NO. 71119, recorded in Book 63 of Resolutions, for furnishing of electric current for San Diego Lighting District Number One, for the period ending June 30th, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71120, recorded in Book 63 of Resolutions, authorizing the Mayor and the City Clerk of San Diego to execute on behalf of the City of San Diego a deed conveying an easement for a right of way for a public highway through, over and across a portion of Rancho Janal, between the Upper Otay Dam and the Savage Dam, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71121, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a lease with the Otay Agricultural Corporation, successor to the Aleutian Development Company, for a portion of Rancho Janal containing 362.0 acres, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, recommending that the City secure an option from San Diego County for the purchase of the northwest quarter of Lot 39 of Horton's Purchase, for installing electrical grounds for the protection of the City's Bonita Pipe Line, was presented.

RESOLUTION NO. 71122, recorded in Book 63 of Resolutions, authorizing the City Manager to make application to the Board of Supervisors of the County of San Diego, State of California, for the granting by said Board of Supervisors of an option to purchase the northwest quarter of Lot 39 of Horton's Purchase, according to Map No. 283 of a portion of the Ex-Mission Lands of San Diego; the purchase price of said lands not to exceed \$250.00: was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71123, recorded in Book 63 of Resolutions, accepting the deed of Adelaide N. Peterman, executed in favor of The City of San Diego for a portion of Broadway, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71124, recorded in Book 63 of Resolutions, accepting the quitclaim deed of Duncan D. McArthur and Minnie Louise McArthur, executed in favor of the City of San Diego for street purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71125, recorded in Book 63 of Resolutions, accepting the deed of Eugene J. Baehr, Jr. and Leona Baehr, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71126, recorded in Book 63 of Resolutions, accepting the subordination agreement signed by the Bank of America National Trust and Savings Association and the Corporation of America, subordinating all right, title and interest under a certain deed of trust to the right of way and easement for sewer purposes heretofore conveyed by Eugene J. Baehr, Jr. and Leona Baehr to The City of San Diego, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71127, recorded in Book 63 of Resolutions, accepting the deed of Edwin A. Benjamin, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71128, recorded in Book 63 of Resolutions, accepting the deed of Robert H. Lawson and Alta O. Lawson, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71129, recorded in Book 63 of Resolutions, accepting the deed of Frances L. Cooper, Alice V. Basake, Linnie Cooper and Nelson B. Cooper, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71130, recorded in Book 63 of Resolutions, accepting the deed of Leonard Whitehouse and Minnie Whitehouse, executed in favor of the City of San

Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71131, recorded in Book 63 of Resolutions, accepting the deed of Ralph W. Evans, as Building and Loan Commissioner for the State of California, in the liquidation of the Seaboard Building & Loan Association, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71132, recorded in Book 63 of Resolutions, accepting the deed of Investment Securities Corporation, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71133, recorded in Book 63 of Resolutions, accepting the deed of O. B. Frevert, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71134, recorded in Book 63 of Resolutions, accepting the deed of Walter S. Broderick and Annie E. Broderick, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71135, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 39 of the Administration Building and Grounds Department, Civic Center Building, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71136, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 40 of the Administration Building and Grounds Department, Civic Center Building, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending a boulevard stop on the west side of Texas Street, at Mission Avenue, was presented; together with a request for said boulevard stop from the San Diego Public Safety Commission.

Communication from the Legal Department transmitting form of Ordinance establishing a boulevard stop at Texas Street and Mission Avenue was presented.

ORDINANCE NO. 1811, New Series, recorded in Book 47 of Ordinances, declaring that portion of Texas Street between the northwest and southeast lines of Mission Avenue in the City of San Diego, California, a boulevard, and providing a penalty for the violation of said ordinance, 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 Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1812, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 18, Subdivision of Lots 20 to 50, Block N, Teralta, in the City of San Diego, California, between the south line of Orange Avenue and the north line of Polk Avenue, 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 Flowers. Nays--None. Absent--Mayor Benbough.

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 Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1813, New Series, recorded in Book 47 of Ordinances, establishing the grade of Twiggs Street in the City of San Diego, California, between the southwesterly line of Juan Street and the northeasterly line of Congress 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 and Flowers. Nays--None. Absent--Mayor Benbough.

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 Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1814, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block "A", Teralta 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 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 Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

ORDINANCE NO. 1815, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 12 $\frac{1}{2}$, subdivision of Blocks 3, 6, 9 and 12, City Heights Annex No. 1 and Block 4, City Heights Annex No. 2, 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 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 Flowers. Nays--None. Absent--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, Fish, Knox and Flowers. Nays--None. Absent--Mayor Benbough.

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

(ATTEST) FRED W. SICK, CITY CLERK,

By Clark M. Foote Jr.
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,
Tuesday, April 9th, 1940.

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

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

Clerk-----Fred W. Sick.

Absent-----None.

On motion of Councilman Flowers, seconded by Councilman Housh, the minutes of the regular meeting of Tuesday, April 2nd, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for furnishing electric current for Talmadge Park Lighting District No. 3 he had received one bid, which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 319519.

Thereupon, on motion of Councilman Flowers, 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 Talmadge Park Lighting District No. 4 he had received one bid, which bid was on motion, duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas & Electric Company, and was given Document No. 319520.

Thereupon, on motion of Councilman Flowers, 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 time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, under Resolution of Intention No. 70962, the Clerk reported that no written protests had been received.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 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 no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman 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 the continued hearing on the ordinance regulating the slaughtering of animals, providing for the inspection of establishments where meats are processed or sold for human consumption, etc., the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, ORDINANCE NO. 1816, New Series, recorded in Book 47 of Ordinances, regulating the slaughtering of animals and providing inspection of animals slaughtered for meat or meat food products; providing for the inspection of establishments where meats and meat products are manufactured, processed or sold for human consumption; providing for the forfeiture of meats that are unfit for human food; and providing a penalty for the violations of the provisions of this ordinance, 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 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 hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed Ordinance regulating restaurants, lunch counters, cafes, cafeterias, soda fountains, fruit stands, groceries, meat markets, vehicles, and other establishments in the City of San Diego, California, where food is prepared for sale, sold, distributed or displayed for sale, and providing for the regulation of all persons handling food or engaged in the preparation of food for sale or distribution; providing a penalty for the violation hereof, and repealing Ordinance No. 200 (New Series), adopted April 3, 1933, and Ordinance No. 787 (New Series), adopted December 3, 1935, the Mayor inquired if any interested persons were present who desired to be heard.

Petition of the San Diego Soda Bottlers Association, by Frank Alessio, President, for an amendment to the license ordinance relative to the sale of bottled soft drinks or foods sold in the original package, was read and referred to the City Manager.

All interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Weggenman, the hearing was continued until Tuesday, April 16th, 1940, at the hour of 10:00 o'clock A.M., and the draft of the proposed ordinance referred to the City Manager.

Petition of Belle Saul for a license to operate a second hand clothing and furniture store at 3231 National Avenue was presented; together with a report on the application from the Chief of Police, approved by the City Manager; and various protests against the granting of said petition, and one petition of residents favoring the granting of the petition.

RESOLUTION NO. 71137, recorded in Book 63 of Resolutions, denying the application of Mrs. Belle Saul, 3231 National Avenue, for a license to operate a second hand clothing and furniture store at this same address, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted. Councilmen Weggenman and Knox voted "Nay" on the motion.

Petition of Olin W. Gillespie, et al. for closing a portion of Locust Street, between Zenophon Street and Voltaire Street, was presented; together with a recommendation from the City Planning Commission and a conditional recommendation from the City Engineer.

RESOLUTION NO. 71138, recorded in Book 63 of Resolutions, adopting the recommendation of the City Engineer on the petition for narrowing Locust Street, between Xenophon Street and Voltaire Street, to the effect that the center 40 feet be left open, and that no proceedings be started for the closing until the owners of all lots abutting on the street have signed the petition; and that if and when the closing is made the costs and expenses shall be borne by the petitioners; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Petition of the San Diego Unified School District for closing Newton Avenue between 35th Street and 36th Street was presented; together with endorsement from the P.T.A. Committee, letter opposing the closing from John Zweck, recommendation against the closing from the City Engineer and recommendation opposing the closing by a vote of 6 to 1 from the City Planning Commission.

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

By unanimous consent, on motion of Councilman Weggenman, seconded by Councilman Simpson, the matter was reconsidered.

On motion of Councilman Fish, seconded by Councilman Knox, the petition was continued for one week. Councilman Weggenman voted "Nay" on this motion.

Petition of Chas. Decker, 1740 - 47th Street, to allow the general public to dump dirt, trash, old building material, etc. on the north half of the southeast quarter of Lot 13, Horton's Purchase, was presented; together with a report from the City Planning Commission stating that such use of this property is contrary to the zoning ordinance.

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

By unanimous consent, on motion of Councilman Fish, seconded by Councilman Simpson, the matter was reconsidered.

On motion of Councilman Simpson, seconded by Councilman Knox, the petition was continued for one week, and referred to the City Manager for investigation.

Petition of Russell C. King 4213 - 36th Street for a variance to side yard requirements was presented, together with a report from the City Planning Commission on the matter, and on motion of Councilman Weggenman ordered filed.

Petition of Harold L. Caulkins for zone variance at Madison Avenue and Golden Gate Drive was presented; together with recommendation from the City Planning Commission by a vote of 6 to 1, that approval be granted.

RESOLUTION NO. 71139, recorded in Book 63 of Resolutions, granting permission to Harold L. Caulkins and Myrtle C. Caulkins, 1265 Lincoln Avenue, to construct a single-family residence in Zone R-1 on Block 34, University Heights (except the east 50 feet thereof); and granting a variance to the restrictions of Ordinance No. 12889 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Harvey Williams for zone variance at Froude Street and Del Mar Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71140, recorded in Book 63 of Resolutions, granting permission to Harvey Williams, 1665 Froude Street, to construct three single-family residences in Zone R-1 on Lots 1 to 6, Block 10, Ocean Beach; two to be on parcels 70 feet by 88 feet each and one on a parcel 62 feet by 140 feet; and granting a variance to the restrictions of Ordinance No. 12793 on the property mentioned; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of O. W. Cotton for zone variance at Qualtrough and San Fernando Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71141, recorded in Book 63 of Resolutions, granting permission to O. W. Cotton, 524 B Street, to construct two single-family residences in Zone R-1 on Lot 2 and the west 50 feet of Lot 3, Block 161, La Playa; each residence to be on a parcel 100 feet by 150 feet in size; and granting a variance to the restrictions of Ordinance No. 32, New Series, on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Clarence P. Lee for zone variance at Pearl Street and Cabrillo Avenue was presented; together with a recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71142, recorded in Book 63 of Resolutions, granting permission to Clarence P. Lee, 7435 Cuvier Street, La Jolla, to construct two single-family residences in an R-1 Zone on Lots 20, 21 and 22, Block 3, Center Addition to La Jolla; each residence to be on a parcel 63 feet by 90 feet in size; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Pearl May Gregorie for refund on payment made in connection with a zone variance petition was presented; together with a report on the matter from the City Planning Commission; and on motion of Councilman Housh, seconded by Councilman Weggenman, the petition was referred to the City Attorney.

By unanimous consent, RESOLUTION NO. 71143, recorded in Book 63 of Resolutions, requesting the City Manager to investigate and make a recommendation to the Council on the matter of investigation fees now imposed by the City for applications on zone variances, setback suspensions and zone changes, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

Petition of J. H. Lucas for approval of tentative map of Dorcas Knoll was presented; together with reports on the request from the Director, Bureau of Sanitation, the City Engineer and the City Planning Commission.

RESOLUTION NO. 71144, recorded in Book 63 of Resolutions, granting suspension of the provisions of Subdivision Ordinance No. 1025, New Series, on a proposed subdivision to be known as Dorcas Knoll to permit (a) a 40-foot wide road, (b) a smaller center line radius, (c) the scale of the map to be different from the usual scale, (d) a private easement to serve two lots, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71145, recorded in Book 63 of Resolutions, approving the tentative map of a proposed subdivision to be known as Dorcas Knoll, was on motion of Councilman Flowers, seconded by Councilman Fish, adopted; subject to the following conditions:

1. That Dorcas Street be graded to a grade approved by the City Engineer's office.
2. That a 4-inch water main be installed as shown on the plat.
3. That a drainage structure be constructed to carry the surface water off the street on the easement shown on the plat.
4. That individual septic tanks and cesspools be permitted on each lot under the approval of the Health Department.

Petition of Edward G. Stockton for special sewer permit was presented; bearing the approval of the Inspector of Plumbing and the City Manager.

RESOLUTION NO. 71146, recorded in Book 63 of Resolutions, granting permission to Edward G. Stockton, 6823 Draper Street, La Jolla, to connect a new house to an existing sewer line on the southerly 50 feet of the northerly 105 feet of Lots 9 and 10, Block D, Starkey's Prospect Park; which sewer line now serves the southerly 100 feet of Lot 9 in said block; the City of San Diego to be relieved from all responsibility for any damages resulting from this connection; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of the San Diego County Golf Professional's Association for reduction of license for the sale of used golf clubs and equipment was read and on motion of Councilman Fish referred to the City Manager.

Petition of August Einhaus, et al. for change of grades of streets between Garrison and Lowell Streets, from Rosecrans Street to the Bay, and for dredge filling of said streets and property within the limits mentioned to conform to the property north of Lowell Street, was presented; together with recommendation from the City Manager; and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the Harbor Commission.

Communication from Frank O'Farrell relative to the Mission Beach Amusement Center was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from American Taxpayers and Business Mens Organization relative to the Mission Beach Amusement Center was presented; together with recommendation from the City Manager that it be filed; and on motion of Councilman Weggenman, seconded by Councilman Housh, said communication was filed.

Communication from Captain John Wesley Green Camp No. 7, United Indian War Veterans, by Schuyler C. Kelly, past commander and Adjutant, relative to representation on the Veterans Advisory Committee, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, the matter was continued for one week.

Communication from Minnie Speir, 723 - 8th Avenue, relative to conditions in front of her place of business at the address mentioned, was presented.

Communication from the Arnold Realty Company relative to conditions on 8th Avenue, between F and G Streets, was presented; together with report from the Chief of

Police, approved by the City Manager, stating that the conditions complained of will be abated.

On motion of Councilman Housh, seconded by Councilman Weggenman, the matter was ordered filed; a copy of the report from the Chief of Police to be furnished interested parties.

Communication from E. A. Sutton offering to deed certain land for street purposes was presented and read; together with recommendations from the City Engineer and the City Planning Commission.

RESOLUTION NO. 71147, recorded in Book 63 of Resolutions, adopting the recommendation of the City Engineer that the City of San Diego accept the offer of E. A. Sutton to grant an easement for street purposes, sixty feet in width, through Lot 11, Encanto, for 66th Street; and the further recommendation of the City Engineer that Mr. Sutton deed a strip of land 10 feet in width on each side of Skyline Drive through said lot; and authorizing the City Attorney to prepare the necessary resolution to accept said easements; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from V. M. Hatfield requesting waiver of fee for zone variance permit on Pueblo Lot 256 was presented.

RESOLUTION NO. 71148, recorded in Book 63 of Resolutions, requesting the City Planning Commission to investigate the advisability of rezoning of property lying westerly of the Santa Fe Railway right of way in Pueblo Lot 256, described in communication from V. M. Hatfield, Hotel Kingston, under date of April 3, 1940, and make a recommendation thereon to the Council, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71149, recorded in Book 63 of Resolutions, denying the petition of V. M. Hatfield, Hotel Kingston, requesting waiving of the fee for rezoning the following described property was on motion of Councilman Knox; seconded by Councilman Weggenman, adopted: Nely 1320 feet Swly of A. T. & S. F. Ry. right of way except street, in Pueblo Lot 256.

Communication from San Diego Parlor No. 108, Native Sons of the Golden West, requesting funds for the expense of conducting the Admission Day parade was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the Budget Box.

Communication from the San Diego Women's Civic Center Club, by Mrs. F. A. Rhodes, Corresponding Secretary, regarding the need for legible and well placed street signs was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager.

Communication from the Park Director, approved by the City Manager, recommending the dedication of an area bounded by the southerly line of Ocean View Boulevard, the westerly line of 30th Street, the westerly production of the center line of Valle Avenue and the center line of 29th Street, as closed; by the City of San Diego for park purposes, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Planning Commission.

Communication from the Pacific Beach Coordinating Council protesting against the curtailment of the Federal Recreation Project was read and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from J. H. Rainwater, Director, Department of Public Welfare, relative to preparation of ordinances covering the licensing of nursing homes, sanatoria and the like; and requesting the Council to appoint a representative interested in this subject to assist a committee preparing such ordinances; was read.

RESOLUTION NO. 71150, recorded in Book 63 of Resolutions, appointing Councilman Addison E. Housh on the committee making a survey for recommendation to the Council on the matter of regulating homes for the aged, nursing homes, sanatoria, etc., was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from C. Borgerding relative to appropriation of \$10,000 for water investigations, and suggesting a study of water available from sands of the river just below the entrance of San Vicente Creek into the San Diego River, was read; together with a report from the Hydraulic Engineer, approved by the City Manager, on the water available from sands and underground basins of the San Diego River valley; and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from the City Auditor reporting on the claim of Theodore E. Sorenson for \$36.84 was presented and read.

RESOLUTION NO. 71151, recorded in Book 63 of Resolutions, granting the claim of Theodore E. Sorenson filed in the office of the City Auditor and Comptroller on March 18, 1940, against the City of San Diego, in the amount of \$36.84; alleged to be due on account of property damage caused to claimant's automobile by a police motorcycle at Market Street and 12th Avenue; and authorizing the payment of said claim from the "Small Claims Payment Fund"; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Purchasing Agent, approved by the City Manager, recommending advertising for bids for 5004 feet standard B. & S. cast iron pipe was presented and ordered filed.

RESOLUTION NO. 71152, 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 288 feet of 6" and 4716 feet of 12" B. & S. cast iron pipe, Class 250, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 319468, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted. Councilman Knox voted "Nay" on the motion.

Communication from the Hydraulic Engineer, approved by the City Manager, inviting the Mayor, Council, Water Commission, City Manager, City Attorney, Supervisor Impounding System to make a trip over the San Dieguito and San Diego water supply systems, was presented and read.

On motion of Councilman Knox, seconded by Councilman Flowers, the invitation was accepted for Friday, April 12th, 1940; to include the City Clerk.

Communication from the City Manager relative to the offer of Ed Fletcher Company to sell certain water rights in the San Pasqual Valley, and recommending that no action be taken on the offer until contemplated investigations have been completed and report of findings made, was read and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed.

Communication from the City Manager recommending that proceedings be started for paving and otherwise improving Euclid Avenue, between El Cajon Boulevard and Monroe Avenue, was presented and read.

RESOLUTION NO. 71153, recorded in Book 63 of Resolutions, adopting the recommendation of the City Manager that proceedings be started for paving and otherwise improving Euclid Avenue, between El Cajon Boulevard and Monroe Avenue; and authorizing and directing the City Engineer to prepare and submit a plat of the district to be assessed for said improvement; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Manager relative to posts holding the "Hillcrest" sign on University Avenue was presented and read.

RESOLUTION NO. 71154, recorded in Book 63 of Resolutions, requesting the City Manager to attempt to have the poles which support the new illuminated "Hillcrest" sign on University Avenue replaced by smaller ornamental poles, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Legal Department transmitting General Liability Policy covering the "Hillcrest" sign on University Avenue was presented.

RESOLUTION NO. 71155, recorded in Book 63 of Resolutions, accepting the General Liability Policy of the Hartford Accident and Indemnity Company on behalf of Hillcrest Women's Club, which has attached thereto an endorsement making the City of San Diego one of the insured, protecting against damages and liability arising from the erection of a Zeon sign "Hillcrest", suspended across University Avenue between Fourth and Fifth Avenues, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of John E. Loftus for permission to occupy premises at 4894 Newport Avenue for a period of six months without installing plumbing facilities was presented; together with a report from the Director, Bureau of Sanitation, and a recommendation from the City Manager that the request be granted.

RESOLUTION NO. 71156, recorded in Book 63 of Resolutions granting permission to John E. Loftus, 4975 Newport Avenue, to occupy premises at 4894 Newport Avenue for a period of six months without the installation of toilet facilities, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Mission Beach Chamber of Commerce relative to leasing amusements at Mission Beach was presented; together with recommendation from the City Manager that said communication be filed; and on motion of Councilman Weggenman, seconded by Councilman Fish, the matter was ordered filed.

Communication from the City Manager relative to communication from the San Diego Highway Development Association regarding highways which bisect the San Vicente Reservoir basin, and the necessity for relocating said highways, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed; together with a map showing the proposed location of the new road.

Petition of Residents requesting the City to pave 16th Street north of Russ Boulevard in Balboa Park was presented; together with a communication from the City Manager stating that the street has been surfaced with a bituminous mixture which will eliminate the trouble of which the petitioners complained; and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

Communication from Harold W. B. Baker relative to water rates for irrigation purposes was presented; together with a letter from the City Manager stating that the Water Commission and the Hydraulic Engineer are studying the irrigation rates within the City and will present their recommendation at a later date; and on motion of Councilman Fish ordered filed.

RESOLUTION NO. 71157, recorded in Book 63 of Resolutions, requesting the City Manager to communicate with the owners of the building located at the southeast corner of Pacific Highway and Broadway, in an attempt to have said building removed, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Manager submitting a request of the Pacific Highway Committee for funds to beautify the Coast Highway was presented.

RESOLUTION NO. 71158, recorded in Book 63 of Resolutions, requesting the State Highway Commission to allocate from the City of San Diego's 1/4 cent Gas Tax Funds the sum of \$2500.00 for the beautification of Pacific Highway, in said City, was on motion of Councilman Weggenman adopted.

Communication from the City Manager relative to the request of the City of La Mesa to join in the use of San Diego's sewer system was presented, and on motion of Councilman Fish ordered filed; together with other documents on the same subject.

Communication from Councilman Louis F. Weggenman reporting on the S.R.A. situation in San Diego was presented and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

Communication from the City Manager relative to an S.R.A. project for cleaning the beaches was read and on motion of Councilman Housh, seconded by Councilman Fish, ordered filed.

RESOLUTION NO. 71159, recorded in Book 63 of Resolutions, authorizing and empowering the City Manager to enter into an agreement between The City of San Diego and the State Relief Administration for the assignment of relief workers on a project for the cleaning of kelp from the beaches and for general maintenance of parks, in The City of San Diego, in accordance with the terms contained in said agreement, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Walter Bellon Jr. and M. E. Sloper for a 3-foot sidewalk on Golden Gate Drive, south of Madison Avenue, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted.

RESOLUTION NO. 71160, recorded in Book 63 of Resolutions, granting permission to Walter Bellon Jr. and M. E. Sloper to construct three foot sidewalk, instead of the standard five foot walk, on the east side of Golden Gate Drive south of Madison Avenue, west of Villa Lot 81, University Heights, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71161, recorded in Book 63 of Resolutions, referring to the City Manager for recommendation a proposed W.P.A. project for the cleaning of weeds from parking areas and lots, was on motion of Councilman Housh adopted.

RESOLUTION NO. 71162, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Orange Avenue, between the northerly prolongation of the east line of 37th Street and the westerly line of 40th Street; and approving Plat No. 1774, 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. 71163, recorded in Book 63 of Resolutions, for the paving and otherwise improving of Orange Avenue, between the northerly prolongation of the east line of 37th Street and the westerly line of 40th Street; and determining that the work shall be done to the modified grades indicated upon the plans, profiles and specifications for said work; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71164, recorded in Book 63 of Resolutions, adopting the plans, drawings, typical cross-sections, profiles and specifications for the paving of the East and West Alley in Block 43, W. P. Herbert's Subdivision, between the east line of 36th Street and the west line of Cherokee Avenue; and approving Plat No. 1786, 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. 71165, recorded in Book 63 of Resolutions, for the paving and otherwise improving the East and West Alley in Block 43, W. P. Herbert's Subdivision, between the east line of 36th Street and the west line of Cherokee Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 71166, recorded in Book 63 of Resolutions, for the furnishing of electric current for Mission Beach Lighting District No. 1 for the period ending May 14, 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 for Talmadge Park Lighting District No. 1, was presented and ordered filed.

RESOLUTION OF AWARD NO. 71167, recorded in Book 63 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 1 for the period ending March 31, 1941, awarding said contract to the San Diego Consolidated Gas & Electric Company, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid for Talmadge Park Lighting District No. 2, was presented and ordered filed.

RESOLUTION OF AWARD NO. 71168, recorded in Book 63 of Resolutions, for furnishing electric current for Talmadge Park Lighting District No. 2, for the period ending March 31, 1941, awarding said contract to the San Diego Consolidated Gas & Electric Company, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71169, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon, for grading and otherwise improving Estudillo Street, between the northeasterly line of Pacific Highway and the south-westerly line of Moore Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71170, recorded in Book 63 of Resolutions, authorizing the City Clerk to mail post card notices to property owners relative to the proposed assessment for 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 Fish, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71171, recorded in Book 63 of Resolutions, authorizing the City Clerk to mail post card notices to Property Owners relative to the proposed assessment 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 Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71172, recorded in Book 63 of Resolutions, authorizing the City Clerk to mail post card notices to Property Owners relative to the proposed assessment for water mains, fire hydrants 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 Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71173, recorded in Book 63 of Resolutions, authorizing the execution of a lease of certain lands owned by the City of San Diego to Cleto Vedova for stock grazing and agricultural purposes, in Township 12 south, Range 2 east, S.B.B.M., was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Manager recommending the acceptance of three murals executed by Charles Reiffel and George Rhone was presented.

RESOLUTION NO. 71174, recorded in Book 63 of Resolutions, accepting the three murals executed and installed by Charles Reiffel and George Rhone in the Council Chamber of the San Diego City and County Administration Building; and authorizing the payment of the sum of \$625.00 to said Charles Reiffel and George Rhone for said three murals; was on motion of Councilman Housh, seconded by Councilman Simpson, adopted. Councilmen Weggenman and Fish voted "Nay" on the motion.

RESOLUTION NO. 71175, recorded in Book 63 of Resolutions, repealing Resolution No. 71003, relative to the murals executed by Charles Reiffel and George Rhone and installed in the Council Chamber, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

By unanimous consent, Copy of proposed resolution requesting additional Coast Guard planes for the San Diego Station for aiding distressed fishermen and others was on motion of Councilman Simpson, seconded by Councilman Flowers, referred to the Harbor Commission with the recommendation of the Council that said Commission adopt a similar resolution.

RESOLUTION NO. 71176, 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 \$69.86, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City for said amount; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71177, recorded in Book 63 of Resolutions, accepting the deed of Tom J. Allen and Annie S. Allen, executed in favor of The City of San Diego for a portion of Scott Street, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71178, recorded in Book 63 of Resolutions, releasing from future liability Robert C. Klingenberg and the National Automobile Insurance Company, under a bond dated March 28, 1938, for any acts of said Robert C. Klingenberg in the performance of his duties as Starter and Caddy Master, Assistant and Relief Cashier, Golf Course, on and after March 29, 1939, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1817, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$1200.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of paying costs in the appeal from the judgment rendered in Superior Court Case No. 98200, entitled "Childress, et al. v. J. T. Peterson, et al.", was on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh. 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, Fish, Knox, Flowers and Mayor Benbough. Nays--Councilman Housh. Absent--None.

ORDINANCE NO. 1818, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$1543.55 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of paying the judgment in favor of plaintiffs, plus costs, in Superior Court Case No. 97663 entitled, "Charles Quayle, et al. v The City of San Diego", 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 Simpson, 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. 1819, New Series, recorded in Book 47 of Ordinances, Appropriating the sum of \$7500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of hiring labor and purchasing material for the repair of Streets, Bridges and Culverts in said City, 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 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.

ORDINANCE NO. 1820, New Series, recorded in Book 47 of Ordinances, Authorizing execution of a lease of certain Pueblo Lands of The City of San Diego to L. W. Brawner for stock grazing purposes, was on motion of Councilman Simpson, seconded by Councilman Fish, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, 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. 1821, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Ibis Street, between the south line of Walnut Avenue and the north line of Upas Street, was on motion of Councilman Simpson, seconded by Councilman Flowers, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

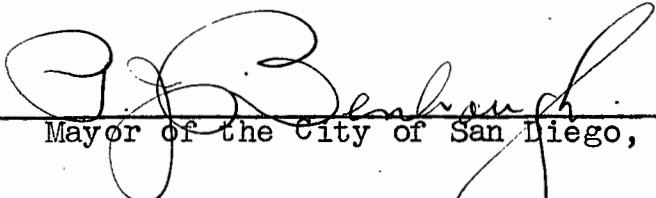
ORDINANCE NO. 1822, New Series, recorded in Book 47 of Ordinances, Establishing the grade of Horton Avenue, in the City of San Diego, California, between the northerly line of Laurel Street and the west line of Curlew Street, was on motion of Councilman Housh, seconded by Councilman Fish, placed on its 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 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.

Councilman Simpson called attention to a recent drowning in the hazardous channel at the entrance to Mission Bay, and urged a regulation to bar all types of small boats, including canoes, sailboats and motorboats, from using the channel.

RESOLUTION NO. 71179, recorded in Book 63 of Resolutions, referring to the City Manager for recommendation the matter of including in Ordinance No. 1786, entitled "An ordinance regulating bathing, swimming, surf board riding and rowing in the City of San Diego, and providing a penalty for the violation hereof", the regulation of canoes, small sail boats and small power boats, and to make a recommendation on the size of the boats to be regulated, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

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



Mayor of the City of San Diego, California.

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

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, April 16th, 1940.

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

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

On motion of Councilman Housh, seconded by Councilman Fish, the minutes of the regular meeting of Tuesday, April 9th, 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 26, Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, under Resolution of Intention No. 70828, 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. 319668.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 319669.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 319670.

E. P. Watson; accompanied by a bond from the Fidelity and Casualty Company of New York; which bid was given Document No. 319671.

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

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving Hawthorn Street, between the east line of 29th Street and the west line of Dale Street, under Resolution of Intention No. 70830, 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 Maryland Casualty Company; which bid was given Document No. 319672.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 319673.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 319674.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 319675.

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

At this time Councilman Weggenman 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 the Alley in Block "C", Altadena, between the north line of Thorn Street and the south line of Upas Street; and the northerly 30 feet of Thorn Street, between the southerly prolongation of the west line of the Alley in said Block C, Altadena, and a line parallel to and distant 25 feet easterly of the southerly prolongation of said west line of said alley, the Clerk reported that a written protest had been received from Harry W. Horton; which protest was presented and read.

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

Verbal protests were made by Clarence A. Parr, representing Lot 6; Wm. J. Medusky representing Lot 12; and Amelia Salazar representing Lot 21; against the proposed work, and the City Engineer's estimate of the cost.

All interested persons having been heard, RESOLUTION NO. 71180, recorded in Book 63 of Resolutions, denying and overruling the protest of Harry W. Horton, filed in the office of the City Clerk March 27, 1940, under Document No. 319264, and the verbal protests of Clarence A. Parr, William J. Medusky, and Amelia Salazar, against the Engineer's estimate on the cost for the proposed work of improving by paving and otherwise the Alley in Block "C", Altadena, between the north line of Thorn Street and the south line of Upas Street; and the northerly 30 feet of Thorn Street between the southerly prolongation of the west line of the Alley in said Block "C", Altadena, and a line parallel to and distant 25 feet easterly of the southerly prolongation of said west line of said alley, was on motion of Councilman Simpson, 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 of protests against the proposed paving and otherwise improving of the Alley in Block 133, University Heights, between the north line of Tyler Avenue and the south line of Van Buren Avenue; and Tyler Avenue, between a line parallel to and distant 5 feet westerly from the southerly prolongation of the westerly line of the Alley in Block 133, University Heights, and a line parallel to and distant 30.00 feet easterly from said parallel line; under Resolution of Intention No. 71005, the Clerk reported that no written protests had been received.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving the Alley in Block 25, Resub-division 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 protests had been received.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on a proposed food handling ordinance regulating restaurants, lunch counters, cafes, etc., the Mayor inquired if any interested persons were present who desired to be heard.

Communication from the Small Business Men's Organization of San Diego County approving the proposed ordinance was ordered filed.

Communication from The Truck & Warehouse Association relative to the proposed ordinance was ordered filed.

Communication from Bekins Van & Storage Co. relative to the proposed ordinance was ordered filed.

Protest of the San Diego Soda Bottlers' Association; accompanied by a report from the Director of Health, approved by the City Manager; was presented; and on motion of Councilman Simpson, seconded by Councilman Flowers, the protest was denied. Councilman Knox voted "Nay" on the motion.

Thereupon, RESOLUTION NO. 71181, recorded in Book 63 of Resolutions, denying protests against certain sections of the proposed food handling ordinance was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted. Councilman Knox voted "Nay" on the motion.

ORDINANCE NO. 1823, New Series, recorded in Book 47 of Ordinances, Regulating Restaurants, Lunch Counters, Cafes, Cafeterias, Soda Fountains, Fruit Stands, Groceries, Meat Markets, Vehicles, and other establishments in the City of San Diego, California, where food is prepared for sale, sold, distributed or displayed for sale, and providing for the regulation of all persons handling food or engaged in the preparation of food for sale or distribution; providing a penalty for the violation hereof, and repealing Ordinance No. 200 (New Series), adopted April 3, 1933, and Ordinance No. 787 (New Series), adopted December 3, 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, Flowers and Mayor Benbough. Nays--Councilman Knox. Absent--None.

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

Communication from the Traffic Commission relative to applications for Taxicab Operating Permits and Communication from the Traffic Commission submitting petitions from La Jolla Citizens for three taxicab operating permits at La Jolla were presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, continued for one week.

Petition of San Diego Unified School District for closing Newton Avenue, between 35th and 36th Streets, was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager; together with reports from the City Engineer and the City Planning Commission on the petition.

Petition of Florence B. King for variance to restrictions at 4213 - 36th Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71182, recorded in Book 63 of Resolutions, granting permission to Florence B. King, 4213 - 36th Street, to construct an addition to a bedroom on Lot 21 and the north 5 feet of Lot 22, Block 34, Teralta, with a side yard of 2 feet, a rear yard of 15 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 Weggenman, adopted.

Petition of Kenneth L. Mark for an extension of time on zone variance granted to J. W. Anderson was presented; together with recommendation of approval from the City Planning Commission.

RESOLUTION NO. 71183, recorded in Book 63 of Resolutions, granting an extension of sixty days' time to J. W. Anderson, 3281 Wightman Street, from April 9th, 1940, to erect three single-family residences on Lots 27 and 28, Tract 1353, Normal Heights, as petitioned for by Kenneth L. Mark; and granting a variance to the restrictions of Ordinance No. 12989, as granted by Resolution No. 70574, for sixty days time subsequent to April 9th, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of A. M. Houston for an auto court at Menlo Street and El Cajon Boulevard was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71184, recorded in Book 63 of Resolutions, granting permission to A. M. Houston, 3511 Bancroft Street, to conduct an auto court consisting of sixteen units on Lot 13 (except the north fifty feet) Granada Tract, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of the M. Hall Company for zone variance on Juan Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71185, recorded in Book 63 of Resolutions, granting permission to The M. Hall Company, 953 - 8th Avenue, by L. H. Fish, to construct three single-family residences on Lot 2, Block 508, Old San Diego, in Zone R-1; each residence to be on a parcel of ground 58-1/3 feet wide by 225 feet deep; on the conditions that the owner grant the City an easement of five feet to widen Juan Street, and that a fifteen-foot setback be maintained from the new street line; and granting a variance to the provisions of Ordinance No. 12990 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of Clara C. Considine, et al. for variance to restrictions at 632 West Maple Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71186, recorded in Book 63 of Resolutions, granting permission to James A. Considine and Clara C. Considine, 4021 Dove Street, to erect a private garage sixty feet from the front property line on Lot 6, Reynard Hills, in an R-4 zone, with a side yard of one foot, 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 Weggenman, seconded by Councilman Fish, adopted.

Protest of Residents against the operation of a dairy in the vicinity of 47th and Fisher Streets was presented; together with a recommendation from the City Planning Commission that the protest be filed, and suggesting that the affected parties pursue their rights in Court.

On motion of Councilman Fish, seconded by Councilman Weggenman, the City Planning Commission's recommendation was adopted, and the protest ordered filed.

Petition of Residents for abatement of conditions at a refuse dump near 47th Street and Federal Boulevard was presented; and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the City Manager.

Petition of Chas. Decker for permit to conduct a dump on a portion of Lot 13, Horton's Purchase was presented; together with a recommendation from the City Manager that he be granted a temporary permit for a period of one year.

On motion of Councilman Fish, seconded by Councilman Simpson, the matter was continued for one week.

RESOLUTION NO. 71187, recorded in Book 63 of Resolutions, requesting the City Manager to invite Mr. Winston Updegraf, Managing Editor of Western City, 458 South Spring Street, Los Angeles, to come to San Diego for the purpose of giving the City information on disposal plants, and to arrange a date for a meeting, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Petition of Max Saul for a license to deal in second hand clothing and furniture at 3231 National Avenue was presented, and on motion of Councilman Fish, seconded by Councilman Housh, referred to the City Manager and to the Police Department.

Petition of H. I. Bailar for angle parking in the 2800 block on University Avenue was presented; together with recommendation from the Traffic Commission that the request be denied.

RESOLUTION NO. 71188, recorded in Book 63 of Resolutions, denying the petition of H. I. Bailar, 2801 University Avenue, for the establishment of angle parking in the 2800 block on University Avenue, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the Traffic Commission submitting request from Glacier Gardens for bus service from the Grant Hotel to the ice rink at 175 South 8th Avenue was presented and on motion of Councilman Simpson, seconded by Councilman Weggenman, referred to the City Attorney.

Petition of Ratliff Dancing Academy for a loading zone at 1106 Broadway was presented; together with recommendation for denial from the Traffic Commission.

RESOLUTION NO. 71189, recorded in Book 63 of Resolutions, denying the petition of Ratliff Dancing Academy and Associated Arts, 1106 Broadway, by Victor H. Ratliff, for a loading and unloading zone at the address mentioned, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted. Councilmen Simpson, Knox and Flowers voted "Nay" on the motion.

Communication from John B. Kelso, relative to conditions at Ravina Street and La Jolla Boulevard was presented; together with report on the matter from the Traffic Commission.

On motion of Councilman Housh, seconded by Councilman Weggenman, the communication was ordered filed.

Petition of J. Sweet for a boulevard stop at Presidio Drive, Marilouise Way and Arista Drive was presented; together with a report from the Traffic Commission to the effect that stop signs at this point would not be practical.

RESOLUTION NO. 71190, recorded in Book 63 of Resolutions, denying the petition of J. Sweet, 903 West "G" Street, for the installation of boulevard stop signs at Presidio Drive, Marilouise Way and Arista Drive in Presidio Hills, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Rev. Shirley R. Shaw for traffic devices at Cleveland Avenue and Richmond Street was presented; together with recommendation of the Traffic Commission for installation of sodium lights at this point; and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Traffic Commission recommending the installation of a loading zone at 802 B Street, to serve the needs of the Mission Bell Market, was presented.

RESOLUTION NO. 71191, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to cause to be painted a loading and unloading zone at 802 B Street, to serve the Mission Bell Market, was on motion of Councilman Housh adopted. Councilmen Simpson, Knox and Flowers voted "Nay" on the motion.

Petition of C. P. Sweetser for loading zone on the east side of 4th Avenue, north of Island Avenue, was presented; together with recommendation from the Traffic Commission that the petition be denied.

RESOLUTION NO. 71192, recorded in Book 63 of Resolutions, denying the request of C. P. Sweetser, 2541 C Street, for a loading zone of twenty feet on the east side of Fourth Avenue north of Island Avenue, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of the Pacific Greyhound Lines for a passenger zone at 7909 Herschel Avenue was presented; together with recommendation for approval from the Traffic Commission.

RESOLUTION NO. 71193, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to cause to be painted a fifty foot passenger zone at 7909 Herschel Avenue, La Jolla, as a passenger loading and unloading zone for use of Pacific Greyhound Lines, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Bucknam Distributing Company, et al., for restoration of a loading zone at 941 - 7th Avenue, and discontinuance of loading zone at 915 - 7th Avenue, was presented; together with recommendation for approval from the City Traffic Commission.

RESOLUTION NO. 71194, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to cause to be painted a twenty-seven foot loading and unloading zone at 941 Seventh Avenue and to paint out the existing zone at 915 Seventh Avenue, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

Communication from D. M. Denton offering to deed the City the south 25 feet of Pueblo Lot 264, adjoining Dorcas Street, if the grade is established, was presented; together with a communication from the City Planning Commission recommending that a hearing be set relative to said offer.

On motion of Councilman Housh, seconded by Councilman Weggenman, a hearing was set on this matter for Tuesday, April 30th, 1940, at the hour of 10:00 o'clock A.M.

Communication from H. H. Fawcett urging that funds be provided for in the coming budget for advertising in the Pictorial Life Magazine was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from the San Diego Chamber of Commerce requesting the allocation of funds in the 1940-41 budget was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from the San Diego Junior Chamber of Commerce submitting budget estimates covering their activities during the coming fiscal year was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from the San Diego Junior Chamber of Commerce suggesting the placing of an item of \$1000.00 in the 1940-41 budget toward the expense of entering a float in the Tournament of Roses Parade at Pasadena was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from the San Diego County Council of the American Legion requesting the designation of Sunday, May 5th, 1940 as Employment Sunday was presented; and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the Mayor.

Communication from the San Diego Symphony Orchestra Association thanking the Council for cooperation in connection with benefit card party at the Mission Beach Ballroom, on March 25th, 1940, was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Communication from Pacific Beach Post No. 552, American Legion, suggesting changing the name of Lamont Street to Mt. Soledad Drive, was presented and on motion of Councilman Flowers, seconded by Councilman Housh, referred to the City Planning Commission.

Communication from the South of Broadway Association relative to funds for new library construction was presented, and on motion of Councilman Housh, seconded by Councilman Flowers, referred to the Budget Box.

Communication from the Loma Portal Civic Club requesting appropriate lighting for Rosecrans Street was presented and on motion of Councilman Knox, seconded by Councilman Housh, referred to the City Manager.

Communication from the San Diego Women's Civic Center Club regarding the need of adequate road and street signs was presented; together with communication from the City Manager stating that \$5000.00 has been placed in the budget for the purpose of erecting street signs; and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the City Planning Commission recommending certain changes in the present ordinance regulating subdivisions was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney.

Communication from the Harbor Commission submitting copy of resolution passed by said Commission relative to the need of additional Coast Guard planes to be based at San Diego was presented, and on motion ordered filed.

Communication from the Traffic Commission recommending the abolishing of all loading and unloading zones in the Central Traffic District and installing 50-foot loading zones in the center of each block in said Central Traffic District was presented and on motion of Councilman Weggenman, seconded by Councilman Simpson, referred to the Mayor to arrange a conference with the Traffic Commission.

Thereupon, RESOLUTION NO. 71195, recorded in Book 63 of Resolutions, requesting the Mayor to arrange a conference with the Council and the Traffic Commission regarding the Commission's recommendation to abolish loading zones in the Central Traffic District and the installation of new zones, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Communication from the United States Maritime Commission, Washington, D.C., relative to steps being taken to remedy the conditions existing in the intercoastal trade, was presented and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from Congressman Ed V. Izac relative to intercoastal shipping needs was presented and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

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

RESOLUTION NO. 71196, 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 Nile Street, as described in Resolution of Intention No. 70748, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer reporting on bid received for furnishing electric current for Talmadge Park Lighting District No. 3, was presented and ordered filed.

RESOLUTION NO. 71197, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Talmadge Park Lighting District No. 3, for the period ending March 31, 1941, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bid received for furnishing electric current for Talmadge Park Lighting District No. 4, was presented and ordered filed.

RESOLUTION NO. 71198, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Talmadge Park Lighting District No. 4, for the period ending March 31, 1941, was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION ORDERING WORK NO. 71199, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 152, Mission Beach, as described in Resolution of Intention No. 70962, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71200, recorded in Book 63 of Resolutions, directing notice inviting sealed proposals for furnishing electric current for Mission Beach Lighting District No. 1 for the period ending May 14, 1941, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71201, 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 Loma Portal Lighting District No. 1 for the period ending June 27, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71202, 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 12, Subdivision of Lots 20 to 50, Block N, Teralta, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71203, 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 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. 71204, 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 Boston Avenue, between the east line of 28th Street and the west line of 30th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71205, recorded in Book 63 of Resolutions, directing the assessment for paving and otherwise improving the Alley in Block 152, Mission Beach, as described in Resolution of Intention No. 70962, to be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71206, recorded in Book 63 of Resolutions, directing the work of paving and otherwise improving the Alley in Block 152, Mission Beach, as described in Resolution of Intention No. 70962, to 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. 71207, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid in connection with the paving and otherwise improving of the Alley in Block 6, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71208, 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 Alleys in Blocks 3 and 4, Hartley's North Park, as particularly described in Resolution of Intention No. 70673, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71209, recorded in Book 63 of Resolutions, authorizing the City Manager to execute a lease with the Mission Beach Roller Coaster Company for a term of five years, for a portion of the Mission Beach Amusement Center, for the purpose of operating a roller coaster and miniature steam railroad thereon, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71210, 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 868 feet of 36" vitrified, salt-glazed, clay, B. and S. pipe, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 319654, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71211, recorded in Book 63 of Resolutions, authorizing the Purchasing Agent to sell or otherwise dispose of the parts of a dismantled $\frac{1}{2}$ -yard Byer's shovel, now stored at Public Works Department Yards, 20th and B Streets, in accordance with the provisions of Section 5.07 of Ordinance No. 258, commonly known as the Administrative Code, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71212, recorded in Book 63 of Resolutions, approving for payment the bills submitted by the San Diego Chamber of Commerce, in the sum of \$1,686.03, as recommended by the City Manager; and authorizing a requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Planning Commission recommending the approval of the final map of the west half of the southeast quarter of the northwest quarter of Pueblo Lot "C", to be known as Gilbert's Hillcrest Addition, was presented and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

Communication from the City Engineer transmitting final map of subdivision to be known as Gillbert's Hillcrest Addition was presented and ordered filed.

RESOLUTION NO. 71213, recorded in Book 63 of Resolutions, adopting the Map of Gilbert's Hillcrest Addition, and accepting portions of Front Street, Lewis Street, Albatross Drive, and easements shown on said map for public purposes, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the City Engineer submitting an easement for street purposes on a portion of Pueblo Lot "C" was presented and ordered filed.

RESOLUTION NO. 71214, 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 on a portion of Pueblo Lot "C", was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71215, recorded in Book 63 of Resolutions, accepting the partial reconveyance executed by the Union Title Insurance and Trust Company, trustee under deed of trust executed by John M. Kendrick and Gertrude B. Kendrick, quit-claiming and reconveying to the persons legally entitled thereto certain property in Pueblo Lot "C", was on motion of Councilman Knox adopted.

RESOLUTION NO. 71216, recorded in Book 63 of Resolutions, accepting the deed of Emil Mehl and Elsa Mehl, executed in favor of The City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Knox, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71217, recorded in Book 63 of Resolutions, accepting the deed of N. McDonald and Mabel A. McDonald, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Traffic Commission recommending the adoption of an ordinance to prohibit parking on the west side of Frontera Street, from Moorland Drive to Ingraham Street, was presented and ordered filed; together with communication from the Legal Department transmitting form of Ordinance prohibiting such parking on Frontera Street.

ORDINANCE NO. 1824, New Series, recorded in Book 47 of Ordinances, Regulating traffic upon the west side of Frontera Street, between Moorland Drive and Ingraham Street, in the City of San Diego, and providing a penalty for the violation thereof, 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 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 Legal Department transmitting form of Ordinance Establishing Boulevard Stops at Sigsbee Street and Newton Avenue was presented and ordered filed.

ORDINANCE NO. 1825, New Series, recorded in Book 47 of Ordinances, declaring that portion of Sigsbee Street between the northeast and southwest lines of Newton Avenue in the City of San Diego, a Boulevard, and providing a penalty for the violation thereof, 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 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.

A proposed Ordinance Incorporating Lots 106 and 107, Block 2, Resubdivision of Blocks 1 to 12, inclusive, in Fairmount Addition, in the City of San Diego, California, into R-4 Zone, as defined by Ordinance No. 8924 of the Ordinances of said City and amendments thereto, and repealing Ordinance No. 184 (New Series), adopted March 20, 1933, in so far as same conflicts therewith, and on motion a hearing on the proposed Ordinance was set for Tuesday, April 23rd, 1940, at the hour of 10:00 o'clock A.M.

ORDINANCE NO. 1826, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$400.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to "Maintenance and Support", City Attorney's Fund, 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.

A proposed Ordinance appropriating the sum of \$2000.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to Account 333 (State Compensation Insurance), General Appropriations, was presented.

A motion was made by Councilman Knox to table the proposed Ordinance for one week; which motion did not receive a second.

Thereupon, on motion of Councilman Fish, seconded by Councilman Knox, the proposed Ordinance was referred to the City Manager.

ORDINANCE NO. 1827, New Series, recorded in Book 47 of Ordinances, establishing the grade of Strandway in the City of San Diego, California, between the northerly line of Santa Barbara Place and the southerly line of Santa Rita Place, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman 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. 1828, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 147, Mission Beach, in the City of San Diego, California, between the easterly line of Mission Boulevard and the westerly line of Bay-side Lane, was on motion of Councilman Housh, seconded by Councilman Simpson, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman 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.

Petition of George Denny Jr. for extension of time on tent meetings at 38th & Thorn Streets was presented.

RESOLUTION NO. 71218, recorded in Book 63 of Resolutions, granting permission to George Denny Jr., 3051 - 38th Street, to continue the operation of religious services in a tent erected by the Pentecostal Church on the southeast corner of 38th and Thorn Streets, for a period of two weeks from April 16th, 1940, on the same conditions as contained in Resolution No. 70137, adopted October 17, 1939; and setting a hearing for April 30th, 1940, at 10:00 o'clock A.M. in the Council Chamber relative to the further extension of time for religious services in said tent; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71219, recorded in Book 63 of Resolutions, approving the proposed relocation of Route 198 from Shady Dell to Foster, around San Vicente Reservoir; and further designating the Mayor, City Manager, Hydraulic Engineer and the president of the San Diego Highway Development Association as a committee to present this resolution to members of the State Chamber of Commerce visiting that area, and to urge that group to recommend to the State Highway Commission the inclusion of said project in its program of road development; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

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

(ATTEST) FRED W. SICK, CITY CLERK,

Mayor of the City of San Diego, California.

By Clark M. Stortz Jr. Deputy.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, April 23rd, 1940.

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

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

On motion of Councilman Flowers, seconded by Councilman Weggenman, the minutes of the regular meeting of Tuesday, April 16th, 1940, were approved without reading.

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 Clerk reported that in response to notice inviting bids 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, 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. 319781.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 319782.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 319783.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 319784.

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 Kensington Manor Lighting District No. 1 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas & Electric Company and was given Document No. 319785.

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

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

At this time a majority of the members of the Council signed:
Bond of Joseph Boyd Mock as Supervisor of Activities.
Bond of H. B. Giles as Auctioneer.

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 northerly line of Ventura Place and the southerly line of San Jose Place, the Clerk reported that letters favoring the work had been received from H. D. Stalnaker, Florence M. Stephens and Emma Faber Geske; and written protests had been received from George W. Clause, Burr H. Prentice, and Dr. Sydney A. Smith; which letters and protests were presented and read.

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

Verbal protests were made by Bessie E. Bing, representing Lot D, Block 158, Mission Beach; John Chambers, representing Lot D, Block 157, Mission Beach; John A. Flint, representing Lot B, Block 140, Mission Beach; George Newmann, representing Lot A, Block 109, Mission Beach; and Luther B. Powell, representing Lots E and F, Block 196, Mission Beach.

All interested persons having been heard, on motion of Councilman Housh, seconded by Councilman Weggenman, the hearing was continued until Wednesday, May 8th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 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 protests had been received.

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

RESOLUTION NO. 71220, recorded in Book 63 of Resolutions, requesting the Mayor to call a conference with the Council, the City Manager and the City Engineer relative to the types of pavement to be installed in the City, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the matter, a Communication from the City Attorney submitting draft of an ordinance changing the zoning on Lots 106 and 107, Block 2, Resubdivision of Blocks 1 to 12, inclusive, Fairmount Addition, from a "C" to an "R-4" Zone was presented and ordered filed; together

with a communication from the City Planning Commission recommending said zoning change.

ORDINANCE NO. 1829, New Series, recorded in Book 47 of Ordinances, incorporating Lots 106 and 107, Block 2, Resubdivision of Blocks 1 to 12, inclusive, in Fairmount Addition, in the City of San Diego, California, into R-4 Zone, as defined by Ordinance No. 8924 of the Ordinances of said City and Amendments thereto, and repealing Ordinance No. 184 (New Series), adopted March 20, 1933, in so far as said ordinance conflicts therewith, 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 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.

A continued hearing relative to various applications for taxicab operating permits was taken up at this time.

Report from the Traffic Commission dated April 15th, 1940, to the effect that aside from the possible desirability of altering the present arrangements of the taxicab operators in the La Jolla district, it is the opinion of the Commission that no new permits are necessary at the present time to handle adequately the taxicab traffic in San Diego, was presented and read.

RESOLUTION NO. 71221, recorded in Book 63 of Resolutions, granting permission to Steele Tomlinson, 7821 Fay Avenue, La Jolla, to operate two taxicabs in La Jolla; color scheme and rates to be in accordance with application on file in the office of the City Clerk; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71226, recorded in Book 63 of Resolutions, granting permission to Harry Saville, 375 San Elijo Street, to operate one taxicab in La Jolla; color scheme and rates to be in accordance with application on file in the office of the City Clerk; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

On motion of Councilman Flowers, seconded by Councilman Weggenman, requests of residents for three taxicabs to be used exclusively in La Jolla and applications from Charles A. Pratt, E. J. Hornung, Joseph L. Green and R. F. Blair for additional taxicab operating permits were ordered filed.

Petition of Mrs. E. T. Rider and Robert T. Officer for zone variance in Mission Valley was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71222, recorded in Book 63 of Resolutions, granting permission to Mrs. E. T. Rider, Rt. 2, Box 189A, and Robert T. Officer, 3577 Grim Street, to construct two residences on portions of Pueblo Lot 1110, with each dwelling to be on a plot containing at least one acre in area and 100 feet in width on a portion of Pueblo Lot 1110 south of Camino Del Rio; and granting a variance to the provisions of Ordinance No. 148, New Series, on the property mentioned; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Petition of J. E. Taylor and Nell Taylor, 1211 - 31st Street, for a zone variance at this address was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71223, recorded in Book 63 of Resolutions, granting permission to J. E. Taylor and Nell Taylor, owners, and Mrs. Anna Crawford, lessor, to operate a rest home at 1211 - 31st Street, on Lot 105, Block 1, W. B. Gross Subdivision, for a period of three years from the date of this resolution; providing that no bed-ridden patients are taken, no signs are displayed, and no mental or alcoholic patients are accepted; and granting a variance to the provisions of Ordinance No. 12795, on the property mentioned for a period of three years; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of W. A. Snell for zone variance on Electric Avenue was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71224, recorded in Book 63 of Resolutions, granting permission to W. A. Snell, 5540 Electric Avenue, to construct a second residence on Lots 24 and 25, Block 15, Bird Rock Addition, with a side yard of four feet on the north side; and granting a variance to the restrictions of Ordinance No. 13294 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of K. F. Vaughn for zone variance on Seaside Street was presented; together with recommendation for approval from the City Planning Commission by a vote of 7 to 1.

RESOLUTION NO. 71225, recorded in Book 63 of Resolutions, granting permission to K. F. Vaughn, 4606 Castellar Street, to construct three single-family residences on Lots 20 and 21, Block 27, Ocean Beach Park, not closer than ten feet from Seaside Street; and granting a variance to the restrictions of Ordinance No. 12793 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Frank Pomeranz for variance to restrictions on West Talmadge Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71227, recorded in Book 63 of Resolutions, granting permission to Frank Pomeranz, 833 Bank of America Building, to construct a single-residence on Lot 254, Talmadge Park, with a side yard of five feet, a rear yard of twelve 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 Knox, adopted.

Petition of Frank C. Russell for setback suspension on Arista Court was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71228, recorded in Book 63 of Resolutions, granting permission to Frank C. Russell, 1004 Montecito Way, to construct a garage in connection with a single-family residence, on Lot 22, Presidio Ridge, not closer to the property line on Arista Court than four 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 J. M. McLeese for an auto court permit on Pacific Highway was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71229, recorded in Book 63 of Resolutions, granting permission to J. M. McLeese, 3960 Park Boulevard, to construct a 22-unit auto court on portions of Lot 2 in Block 430 and on Lots 3 and 4 in Block 404, Old San Diego, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Income Properties Corporation for an auto trailer camp permit on Midway Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71230, recorded in Book 63 of Resolutions, granting permission to Income Properties Corporation, by John H. Williams, 3440 Midway Drive, to conduct a 60-unit auto trailer camp on the northeast 500 feet of the northwest 300 feet of Pueblo Lot 240; provided it is constructed and landscaped in accordance with plans submitted to the City Planning Commission; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Property Owners for closing portions of Columbia Street, between Thorn and Upas Streets, was presented; together with report from the City Engineer; and a recommendation from the City Planning Commission that the petition be denied.

RESOLUTION NO. 71231, recorded in Book 63 of Resolutions, denying the petition of Harry C. Clark, A. L. Sulis and Marcus M. Cory for closing the east twelve and one half feet of Columbia Street, between Thorn and Upas Streets, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Heller Investment Company for permission to pave the Alley in Block 20, Montemar Ridge Unit No. 1, at private contract was presented; together with recommendation from the City Engineer, approved by the City Manager, that the request be granted.

RESOLUTION NO. 71232, recorded in Book 63 of Resolutions, granting permission to Heller Investment Company, 908 San Diego Trust & Savings Building, to improve at their expense the Alley adjacent to Lots 1, 2, 3, 4, 5 and 6, Block 20, Montemar Ridge Unit No. 1, in accordance with plans attached to petition bearing Document No. 319707, at private contract, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Petition of Property Owners for lighting of certain standards on Ingraham Street was presented; together with recommendation from the City Engineer, approved by the City Manager, that signatures of at least 51% of the frontage be required before the request is granted.

RESOLUTION NO. 71233, recorded in Book 63 of Resolutions, adopting the recommendation of the City Engineer contained in Document No. 319572, that before a lighting district is created for lighting ornamental street lights on Ingraham Street, between the northwesterly line of Rosecrans Street and the northwesterly line of Pueblo Lot 240, signatures of at least 51% of the frontage shall be required, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Charles Decker for permission to conduct a public dump on the north half of the southeast quarter of Lot 13, Horton's Purchase, was presented; together with a recommendation from the City Manager that the permit be granted for a period of one year; and on motion of Councilman Fish, seconded by Councilman Weggenman, a zone variance for one year was granted Mr. Charles Decker to operate a dump on the property mentioned. Mayor Benbough voted "Nay" on the motion.

Petition of Property Owners for paving Fenelon Street, between Willow and Rosecrans Streets, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it contains signatures of 52.7% of the owners of frontage property.

RESOLUTION NO. 71234, recorded in Book 63 of Resolutions, granting the petition for paving Fenelon Street, between Willow and Rosecrans Streets, contained in Document No. 317301; type of paving to be 4" asphalt concrete; and directing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

The following requests for changes in street names were presented:

Petition of the South of Broadway Property Owners and Business Men's Association for changing the name of "F" Street to "Federal Boulevard".

Petition of the San Diego Heaven on Earth Club for changing the name of "A" Street to American Way; "B" Street to Banner Way; "C" Street to Commodore Way or Cabrillo Way; "E" Street to Eldorado Way; "F" Street to Fillmore Way or Federal Way and "G" Street to Garfield Way.

Petition of E. A. Sutton for changing the name of Iona Drive to Sutton Place.

These petitions were accompanied by a communication from the City Planning Commission recommending that the papers be filed and no changes made at the present time in the street names referred to. On motion of Councilman Weggenman, seconded by Councilman Housh, the recommendation of the City Planning Commission was adopted and all papers in connection with these proposed street name changes ordered filed.

Petition of Assembly of God Church, Inc., by James O. Dowell, pastor, for a tent permit for religious services at La Jolla was presented; bearing the approval of the Chief Building Inspector, the Planning Commission Engineer and the Social Welfare Director.

RESOLUTION NO. 71235, recorded in Book 63 of Resolutions, granting permission to Assembly of God Church, Inc., La Jolla, by James O. Dowell, pastor, 4342 Ingraham Street, Pacific Beach, to erect a tent 30 feet by 50 feet in size on Lot 17, Block 23, La Jolla Park, to be maintained for a period of eight weeks, for the purpose of conducting religious services; permission being granted on the conditions that the seats and lighting system are arranged and constructed in a safe, legitimate manner and that the services close not later than 10:00 o'clock P.M., and that the holding of said meetings shall not be regarded as a right to solicit public funds for church building or other cause; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of the Fox West Coast Agency Corp. for a change in the present ordinance regulating the construction of Theatre Marquees, to meet the design of a proposed marquee at the State Theatre, 47th Street and El Cajon Boulevard, was presented and on motion of Councilman Housh, seconded by Councilman Fish, referred to the Board of Examiners and Appeals.

Petition of Fox West Coast Agency Corp. for a change in the present ordinance regulating the construction of Theatre Marquees, to meet the design of a proposed marquee at the Balboa Theatre, 4th Avenue and E Street, was presented and on motion of Councilman Housh, seconded by Councilman Fish, referred to the Board of Examiners and Appeals.

Communication from P. F. O'Rourke relative to the operation of the Zoo in Balboa Park was read by unanimous consent, and on motion of Councilman Knox, seconded by Councilman Fish, referred to the City Attorney for a report.

Communication from M. M. Page protesting against the appropriation of funds for appealing the case of Childress et al. v. J. T. Peterson et al. was read and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed.

Communication from the Merchants Association of San Diego, Inc. relative to the appearance of streets during the Christmas season, and requesting the appointment of two Councilmen on a committee to consider the matter of street decorations and Christmas programs, was presented and read.

RESOLUTION NO. 71236, recorded in Book 63 of Resolutions, authorizing Mayor P. J. Benbough to comply with the request of the Merchants Association of San Diego, Inc. and appoint two members of the Council to attend a meeting for the purpose of considering the possibility of decorating streets during the Christmas holiday season, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

Communication from the San Diego Symphony Orchestra Association, by Donald B. Smith, President, requesting appropriation of funds for the Association in the 1940-41 Budget, was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, referred to the Budget Box.

Communication from the Navy News soliciting a page advertisement in the special "Home Coming" edition was presented and read.

RESOLUTION NO. 71237, recorded in Book 63 of Resolutions, denying the request of Navy News, California Theatre Building, by Frederick Fish, publisher, for an advertisement of the City in the special "Home Coming" edition of this publication, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Communication from the East San Diego Coordinating Council thanking the City Council for recreational facilities in the Northeast section of the City was presented, and on motion of Councilman Weggenman, seconded by Councilman Fish, ordered filed.

Communication from the Ramona Chamber of Commerce favoring the relocation of a new road to be built west of the San Vicente Reservoir site was read and on motion of Councilman Weggenman, seconded by Councilman Fish, referred to the City Manager to take a copy to the Highway Commission meeting to be held in Riverside on April 26th, 1940.

Communication from the Southeastern Chamber of Commerce favoring the present site of the main library for use in constructing additional space for future library needs was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from E. S. Selby and Frank Turnbull offering to deed certain land for street purposes in Pueblo Lots 1773 and 1257 was presented; together with recommendation for acceptance of such a deed from the City Engineer and from the City Planning Commission. On motion of Councilman Weggenman, seconded by Councilman Knox, the communication was referred to the City Attorney for preparation of a resolution accepting a deed to the property offered.

Communication from the Park Director, approved by the City Manager, recommending the dedication of a certain area south of Ocean View Boulevard and west of 30th Street for park purposes was presented; together with recommendation from the City Planning Commission that the westerly boundary of the proposed park shall be the easterly line of 29th Street; and on motion of Councilman Fish, seconded by Councilman Weggenman, the papers were referred to the City Attorney for preparation of an Ordinance dedicating the area as a public park.

Communications from the City Planning Commission, the City Engineer and the Director, Bureau of Sanitation, reporting on a tentative map of a proposed resubdivision of Block 378, Old San Diego, were presented.

RESOLUTION NO. 71238, recorded in Book 63 of Resolutions, approving the tentative Map of Juan Street Addition; a re-subdivision of part of Block 378, Old San Diego; was on motion of Councilman Flowers, seconded by Councilman Fish, adopted. Mayor Benbough voted "Nay" on the motion.

Communication from the Legal Department relative to the proposed cancelling of certain delinquent water bills was read and on motion of Councilman Fish, seconded by Councilman Weggenman, referred to the City Manager.

Communication from the Legal Department relative to the regulation of free bus service proposed to the Glacier Gardens; stating that the City has no ordinance at present that can effectively regulate a situation of this kind, and suggesting that if it is deemed advisable to regulate this type of service, the Taxicab Ordinance should be amended for the purpose; was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the City Attorney and the District Attorney relative to the adjustment of the claim of the City of San Diego against the County of San Diego for electric current consumed by County sponsored W.P.A. projects in Balboa Park was presented.

RESOLUTION NO. 71239, recorded in Book 63 of Resolutions, accepting the recommendation of the City Attorney and the District Attorney that the claims of the City of San Diego against the County of San Diego for electric current consumed by County sponsored W.P.A. projects housed in the Federal Building, Balboa Park, be adjusted on the following basis, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted:

Services in full to Jan. 1st, 1940	\$1287.12
" " " from Jan. 1st, 1940 to Jan. 8, 1940	63.87
" " " " Jan. 8th, 1940 to Feb. 8, 1940	323.54
" " " " Feb. 8th, 1940 to Mch. 1, 1940	226.34
Total amount	\$1900.87.

Councilman Housh voted "Nay" on the motion to adopt this resolution.

Communication from the City Manager relative to the possibility of securing project workers for cleaning weeds from parking areas and lots was presented.

RESOLUTION NO. 71240, recorded in Book 63 of Resolutions, instructing the City Manager to make an investigation and file a report on the possibility of creating a project for the cleaning of weeds from parking areas and lots as a State Relief project, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Manager relative to filing documents with the Secretary of the Navy relative to sewage disposal was presented.

RESOLUTION NO. 71241, recorded in Book 63 of Resolutions, authorizing the City Manager to file with the Secretary of the Navy a letter outlining the desirability of elimination of San Diego bay pollution, together with brochure illustrating and outlining the difficulties and nuisances to which the Navy Department is subjected in consequence of the existing sewer outfalls into San Diego Bay, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Manager relative to a proposed meeting with Winston Updegraf, Managing Editor of Western City, to discuss rubbish disposal methods, was presented.

RESOLUTION NO. 71242, recorded in Book 63 of Resolutions, setting Thursday, April 25th, 1940, at 10:00 o'clock A.M. as the time for a conference with Mr. Winston Updegraf, Managing Editor of Western City Magazine; at which time Mr. Updegraf will talk to the Mayor and Councilman upon rubbish disposal methods; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

At this time the petition of Charles Decker for permission to conduct a public dump on the north half of the southeast quarter of Lot 13, Horton's Purchase, was reconsidered on motion of Councilman Fish. On motion of Councilman Housh, seconded by Councilman Fish, the petition was referred to the City Planning Commission.

Communication from the City Manager relative to a meeting of the California Highway Commission to be held in Riverside on Friday, April 26th, 1940, was presented.

RESOLUTION NO. 71243, recorded in Book 63 of Resolutions, authorizing members of the Council, the City Manager and the Hydraulic Engineer to attend a meeting of the California Highway Commission in Riverside, Friday, April 26th, 1940, for the purpose of placing before the commission a request of the City of San Diego for re-routing the State highway around San Vicente Reservoir Basin and re-alignment of U. S. Highway 395; and further authorizing the incurring of necessary expense in connection with said trip to Riverside; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71244, recorded in Book 63 of Resolutions, determining that it is the sense of the Council that the relocation of Route 198 from Shady Dell to Foster, around San Vicente Reservoir site be approved; stating that the Council goes on record as endorsing the re-alignment of U. S. Highway 395; and authorizing the City Manager to present this resolution to members of the State Highway Commission, at a meeting in Riverside, on Friday, April 26th, 1940; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the Purchasing Agent submitting form of resolution authorizing the Purchasing Agent to advertise for bids for pipe was presented and ordered filed.

RESOLUTION NO. 71246, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with 3600 feet of 6" standard bell and spigot cast iron pipe Class 250; and/or 3600 feet 6" asbestos-cement pipe of 250 pounds per square inch working pressure, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk bearing Document No. 319820, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent submitting form of resolution authorizing the Purchasing Agent to advertise for bids for 11,000 feet of 2" black pipe was presented and ordered filed.

RESOLUTION NO. 71245, recorded in Book 63 of Resolutions, authorizing and directing the Purchasing Agent of the City of San Diego to advertise for sealed proposals or bids for furnishing the City of San Diego with 11,000 feet of 2" standard weight black pipe, in accordance with Notice to Bidders, Specifications, Bidding Instructions and

Requirements, on file in the office of the City Clerk bearing Document No. 319823, was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Invitation to attend the Municipal Finance Officers Association of Southern California's meeting in the Sun Room of the San Diego Hotel on Saturday, April 27th, 1940, at 1:00 o'clock P.M., with Hollis Thompson, former City Manager of Berkeley as the speaker, was presented and read.

At this time the Council took a recess until the hour of 2:00 o'clock P.M.

Upon reassembling, the roll call showed as follows:

Present--Councilmen Simpson, Weggenman, Housh, Fish, Flowers and Mayor

Benbough.

Clerk----Fred W. Sick.

Absent---Councilman Knox.

Communication from the City Engineer, approved by the City Manager, reporting on bids for paving and otherwise improving Hawthorn Street, between 29th and Dale Streets, was presented and ordered filed.

RESOLUTION NO. 71247, recorded in Book 63 of Resolutions, awarding to R. E. Hazard & Sons, a corporation, the contract for paving and otherwise improving Hawthorn Street, as described in Resolution of Intention No. 70830, was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids for paving and otherwise improving the Alley in Block 26, Ocean Beach, was presented and ordered filed.

RESOLUTION NO. 71248, recorded in Book 63 of Resolutions, awarding to Griffith Company, a corporation, the contract for paving and otherwise improving the Alley in Block 26, Ocean Beach, as described in Resolution of Intention No. 70828, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71249, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, as described in Resolution of Intention No. 70966, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71250, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71007, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71251, 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 6, Wilshire Place, between the north line of El Cajon Boulevard and the south line of Meade Avenue; and approving Plat No. 1759, showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon the said alley; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION OF INTENTION NO. 71252, recorded in Book 63 of Resolutions, 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, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71253, 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 Menlo Avenue, between the northerly line of El Cajon Boulevard and the north line of Granada Tract, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71254, 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 Monroe Avenue, between the east line of 30th Street and the west line of Ohio Street; and Ohio Street, between the south line of Madison Avenue and the westerly prolongation of the south line of Tract 3, Partition Map of the East Half of Pueblo Lot G; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71255, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for sidewalk and otherwise improving Main Street, between the southeasterly boundary line of the City of San Diego and the east line of 32nd 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 as provided for in said Act; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

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

RESOLUTION NO. 71256, recorded in Book 63 of Resolutions, determining that the proposed assessment for the improvement of the Alley in Block "C", Altadena, and Thorn Street, as particularly described in Resolution No. 70257, by paving and otherwise, will not exceed the limitations of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for said work; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71257, 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 of Ibsen Street, between the southeasterly line of Evergreen Street and the northwesterly line of Rosecrans Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71258, 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 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; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71259, recorded in Book 63 of Resolutions, directing the work to be done under the direction of the City Engineer for paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, as described in Resolution of Intention No. 71007, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71260, recorded in Book 63 of Resolutions, directing the assessment for paving and otherwise improving the Alley in Block 25, Resubdivision of Blocks K and L, Teralta, to be made and signed by the City Engineer; said work to be as described in Resolution of Intention No. 71007; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71261, recorded in Book 63 of Resolutions, directing the work be done under the direction of the City Engineer for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, as described in Resolution of Intention No. 70966, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71262, recorded in Book 63 of Resolutions, directing the assessment for paving and otherwise improving the Alley in Block 1, City Heights Annex No. 1, to be made and signed by the City Engineer; said work to be as described in Resolution of Intention No. 70966, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71263, recorded in Book 63 of Resolutions, ascertaining and declaring the prevailing rate of per diem wages to be paid for the work of 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, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71264, recorded in Book 63 of Resolutions, Directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work of paving and otherwise improving the Alley in Block 55, University Heights, as particularly described in Resolution of Intention No. 70635, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71265, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to execute a pipe line license with C. F. Wupper, wherein said C. F. Wupper licenses the City of San Diego to construct and maintain a pipe line to be used for carrying water across his property for a period of five years; as per copy of said Pipe Line License filed in the office of the City Clerk under Document No. 319720, was on motion of Councilman Simpson, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71266, recorded in Book 63 of Resolutions, accepting the deed of J. D. Wier and Esther L. Wier, executed in favor of The City of San Diego for a portion of Scott Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71267, recorded in Book 63 of Resolutions, accepting the deed of The Federal Land Bank of Berkeley, Carl H. Impink and Irene D. Impink, 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. 71268, recorded in Book 63 of Resolutions, accepting the deed of J. Hartley Taylor and Nettie B. Taylor, executed in favor of The City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from Wilfred G. Treais relative to the need of a swimming pool at Herbert Hoover High School, and other recreational facilities, was read and on motion of Councilman Fish, seconded by Councilman Knox, referred to the City Manager for consideration and report at the budget making time.

ORDINANCE NO. 1830, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$7500.00 out of the Street Improvement Fund of the City of San Diego for the purpose of hiring labor and purchasing material for the repair of streets, bridges and culverts in said City, 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 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. 1831, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$5,000.00 out of Series JC, General Account Fund, and transferring same to Outlay, Division of Distribution, Series FA, Water Department 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 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. 1832, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of Outlay, Series JC, General Account Fund, and transferring same to Outlay, Department of Public Health Fund, for the purpose of providing funds for purchase of Office Equipment, Supplies and Furnishings, for the Health Department, was on motion of Councilman Weggenman, seconded by Councilman Fish, placed on its final passage, at its first reading, by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Fish, seconded by Councilman 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 Legal Department transmitting form of Ordinance Amending Section 8 of Ordinance No. 292 (New Series), (City Pound Ordinance), adopted September 5, 1933, and Repealing Ordinance No. 1394 (New Series), adopted June 14, 1938, was presented.

On a motion by Councilman Simpson, seconded by Councilman Knox, to continue the matter for two weeks, the roll call showed the following vote, to-wit: Yeas--Councilmen Housh, Simpson and Knox. Nays--Councilmen Weggenman, Fish, Flowers and Mayor Benbough.

On a motion by Councilman Fish, seconded by Councilman Flowers, to place the ordinance on its final passage, at its first reading, the roll call showed the following, to-wit: Yeas--Councilmen Weggenman, Fish and Flowers. Nays--Councilmen Simpson, Housh, Knox and Mayor Benbough.

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, the proposed ordinance was continued for two weeks, until Wednesday, May 8th, 1940, at the hour of 10:00 o'clock A.M. Councilman Housh voted "Nay" on the motion.

ORDINANCE NO. 1833, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 5, Chester Park Addition, in the City of San Diego, California, between the north line of Orange Avenue and the southerly line of El Cajon Boulevard, 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 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. 1834, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 40, Resubdivision of portion of Block 40, Normal Heights, in the City of San Diego, California, between the east line of Hawley Boulevard and the west line of Mansfield 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 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.

Petition of Residents contained in Document No. 319762, favoring additional taxicab licenses for E. J. Hornung, was on motion of Councilman Flowers, seconded by Councilman Housh, brought up at this time. Mayor Benbough voted "Nay" on the motion, to file the petition/was read, but no further action taken on the matter.
which/

ORDINANCE NO. 1835, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$2000.00 out of the Unappropriated Balance Fund of the City of San Diego, and transferring the same to Account 333 (State Compensation Insurance), General Appropriations, 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 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.

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

Herbert E. Fish

Vice-Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK

By

Clark M. Foote Jr.
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, April 30th, 1940.

A regular meeting of the Council of the City of San Diego, California, was held this date, and was called to order by Vice Mayor Fish at 10:00 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 Fish acted as chairman pro tempore.

On motion of Councilman Knox the minutes of the regular meeting of Tuesday, April 23rd, 1940, were approved without reading.

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 Garrison Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; and Evergreen Street, between the northeasterly line of Garrison Street and the southwesterly line of Hugo Street; the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard on motion of Councilman Flowers, seconded by Councilman Weggenman, the proceedings were referred to the City Attorney for a resolution finding that the proposed work is feasible and the property in the assessment district can stand the proposed levy to cover the costs of said work.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block 169, University Heights, between the north line of Lincoln Avenue and the south line of Polk Avenue, the Clerk reported that written protests had been received from Eugene H. Stevens, representing Lots 31 and 32, in said Block, and from Austa F. Mathison, representing Lots 33 and 34, in said Block; which protests were presented and read.

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

A verbal protest was made by Arthur A. Schultz, representing the east 37.5 feet of Lots 1, 2, 3 and 4, in said Block.

All interested persons having been heard, RESOLUTION NO. 71269, recorded in Book 63 of Resolutions, overruling the written protests of Eugene H. Stevens and Austa F. Mathison; and overruling the verbal protest of Arthur A. Schultz and all other protests; was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

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

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley in Block 152, University Heights; 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 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 protests having been made, 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 relative to the proposed establishment of a grade on Dorcas Street, the Mayor inquired if any interested persons were present who desired to be heard.

Mr. Joseph Hollander and Mr. D. M. Denton appeared and orally presented their views on the subject.

All interested persons having been heard, on motion of Councilman Housh, seconded by Councilman Weggenman, all papers on the subject were referred to the City Manager and to the City Planning Commission to negotiate for a compromise between Mr. Joseph Hollander and Mr. D. M. Denton.

Communication from the Mayor of the City of La Mesa relative to sewage disposal was presented and ordered filed.

Communications from G. Gillespie, Rear Admiral J. R. DeFrees and Edward Beale relative to City of La Mesa Sewage Disposal was presented and ordered filed; together with copy of proposed agreement for disposal of sewage from the City of La Mesa.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing relative to the proposed La Mesa sewer line matter, the Mayor inquired if any interested persons were present who desired to be heard.

All interested persons having been heard, RESOLUTION NO. 71270, recorded in Book 63 of Resolutions, authorizing a majority of the members of the City Council to execute an agreement between the City of La Mesa and The City of San Diego for the disposal of sewage from the City of La Mesa, as per the terms of an agreement filed with the City Clerk as Document No. 319912; subject to said agreement having first been adopted by a majority in excess of two-thirds of the electors of said City of La Mesa at a regular or special election; and subject further to plans and specifications by the City Engineer's office of The City of San Diego for the construction of a main line sewer; 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 relative to the petition of George Denny Jr. for an extension of time for tent meetings at 38th and Thorn Streets, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons were heard.

A motion was made by Councilman Knox, and seconded by Councilman Weggenman, to allow morning services for a period of sixty days. The motion was amended to allow services for a sixty-day period from 9:00 A.M. to 4:00 P.M. Councilmen Simpson, Weggenman and Knox voted "Nay" on the amended motion.

A motion was made by Councilman Flowers and seconded by Councilman Housh to reconsider the matter; which motion carried unanimously.

Thereupon, RESOLUTION NO. 71271, recorded in Book 63 of Resolutions, granting permission to George Denny, 3051 - 38th Street, to continue the operation of religious services in a tent erected by the Pentecostal Church on the southeast corner of 38th and Thorn Streets, for a period of sixty days from April 30, 1940, from 8:00 A.M. to 7:00 P.M. only, was on motion of Councilman Flowers, seconded by Councilman Housh, adopted. Councilmen Simpson and Knox voted "Nay" on the motion.

Petition of Rev. Shirley R. Shaw for traffic devices at Cleveland Avenue and Richmond Street was presented; together with communication from the Traffic Commission and a recommendation from the City Engineer, approved by the City Manager, that a light be installed at the intersection of Blaine Avenue and Cleveland Avenue.

RESOLUTION NO. 71272, recorded in Book 63 of Resolutions, authorizing and directing the San Diego Consolidated Gas and Electric Company to install a 400 c.p. overhead street lamp at the intersection of Cleveland Avenue and Blaine Avenue, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of San Diego Winter Sports, Inc., and others, for installation of ornamental street lights on 8th Avenue between Market Street and Harbor Drive was presented; together with a letter from the Harbor Commission relative to said petition; and on motion of Councilman Weggenman, seconded by Councilman Housh, ordered filed.

Petition of the S.E.S. Society for various concessions and permits in connection with the annual fiesta to be held on Point Loma on May 11th and 12th, 1940, was presented; bearing approvals from the Electrical Inspector, the Chief Building Inspector, the Chief of Police, the Social Welfare Director and the City Manager.

RESOLUTION NO. 71273, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted, granting the following permits to the S.E.S. Society, Point Loma, in connection with its annual fiesta on May 11th and 12th, 1940:

Permit for temporary wiring over Addison Street, between Scott and Shafter Streets, to consist of decorative strips down the sides, with cross-overs.

A free permit and inspection covering the wiring, to be installed by a competent licensed electrical contractor.

Permit for a parade on Addison Street, between Evergreen and Shafter Streets at 8:00 P.M. on May 11th; also for a parade at 9:00 A. M. and one at 11:00 A.M. on May 12th.

Temporary closing of Addison Street, between Scott and Shafter Streets from May 8th to May 13th, inclusive, during the erection of decorations, the fiesta itself, and during removal of the decorations.

The display of fire works on the evening of May 11th, to be discharged on the bay front between Addison and Carlton Streets, in accordance with Ordinance No. 1313, New Series, and in accordance with State law.

Permit for street dance in this area on Thursday, May 9th, Saturday May 11th and Sunday May 12th, without license fee therefor.

The permits mentioned were granted subject to checking and approval by the building and electrical inspectors.

Petition of the S.E.S. Society for a free food handling permit was presented; bearing the approval of the Chief Food Inspector in the Health Department.

RESOLUTION NO. 71274, recorded in Book 63 of Resolutions, granting a free food handling permit to the S.E.S. Society, Point Loma, for the annual Fiesta to be held on Addison Street, between Scott and Shafter Streets, on May 11th and 12th, 1940; subject to regulation by the Health Department; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Petition of Roy Thomas for variance to restrictions at 2906 B Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71275, recorded in Book 63 of Resolutions, granting permission to Roy Thomas, 2906 B Street, to construct an 8 foot by 14 foot addition to the side of the existing residence at this address, four feet from the east lot line and 12 feet from the north lot line on the south sixty feet of Lots 25 and 26, Block 89, E. W. Morse's Addition, 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; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Frank Funaro for variance to restrictions at 1861 National Avenue was presented; together with a recommendation for approval, by a vote of 5 to 3, from the City Planning Commission.

RESOLUTION NO. 71276, recorded in Book 63 of Resolutions, granting permission to Frank Funaro, 1861 National Avenue, to operate an apartment over storage room on Lots 33 to 35, Block 130, Mannasse and Schiller's Subdivision, in Zone M-1, with a side yard of 0 feet, a rear yard of 20 feet, and a lot coverage of 45 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 Fish, adopted.

Petition of Margaret Swenson for zone variance at 3561 Sixth Avenue was presented; together with conditional recommendation from the City Planning Commission that the request be approved.

RESOLUTION NO. 71277, recorded in Book 63 of Resolutions, granting permission to Margaret Swenson, 3561 - Sixth Avenue, to operate a convalescent home at the above address on Lots 14, 15 and 16, Block 2, Crittenden's Addition for a period of three years, provided that no patients are taken who might be called mental, alcoholic, or contagious

cases, nor any signs displayed advertising the convalescent home; and granting a variance to the restrictions of Ordinance No. 12988 on the property mentioned above for a period of three years from the date of this resolution, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Alice Maude Horton for Zone Variance at Macaulay and Willow Streets was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71278, recorded in Book 63 of Resolutions, granting permission to Alice Maude Horton and Maurice Horton, 117 - 2nd Avenue, Chula Vista, to construct two single-family residences on Lots 13, 14, 15, Block 104, Resubdivision of Roseville, each residence to be on a lot 50 feet by 75 feet, facing Willow Street, provided that the setback of fifteen feet is maintained on both Macaulay and Willow Streets; and granting a variance to the restrictions of Ordinance No. 31, New Series, on the property mentioned above; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of the Central Liquidating Company for zone variance at 1179 Coast Boulevard was presented; together with a recommendation from the City Planning Commission, by a vote of 7 to 1, that the petition be denied.

RESOLUTION NO. 71279, recorded in Book 63 of Resolutions, denying the petition of Central Liquidating Company, 1200 Fourth Avenue, by H. K. Rumbaugh, Secretary, for variance to the restrictions of Ordinance No. 13294 to permit the operation of a restaurant at 1179 Coast Boulevard, La Jolla, on portions of Lots 1, 2 and 3, Block 59, La Jolla Park, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Harry La Vee, for zone variance at Sixth Avenue and Grape Street, was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 71280, recorded in Book 63 of Resolutions, denying the petition of Harry La Vee, 1965 - 5th Avenue, for variance to the restrictions of Ordinance No. 12987 to permit the construction of an office building on Lot L, Block 229, Horton's Addition, in Zone R-4, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted.

Petition of E. E. Nettleton for setback suspension at 35th Street and Orange Avenue was presented; together with a recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 71281, recorded in Book 63 of Resolutions, denying the petition of E. E. Nettleton and Harriet M. Nettleton for permission to construct an addition to a garage and the alteration of an existing building on the west 85 feet of the north 35.15 feet of Lot 1, Block 19, Bovyers Subdivision to the front property line of 35th Street, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving Hugo Street, between Rosecrans and Willow Streets, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted, as it bears signatures of owners of 58% of the frontage on the street.

RESOLUTION NO. 71282, recorded in Book 63 of Resolutions, granting the petition for paving Hugo Street, between Rosecrans Street and Willow Street; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to furnish a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for closing Burnham Place, between Van Dyke Avenue and Fairmount Avenue, was presented; together with recommendation from the City Planning Commission that the request be denied, and stating that the real problem at present is securing better surface drainage.

RESOLUTION NO. 71283, recorded in Book 63 of Resolutions, denying the petition for closing Burnham Place, between Van Dyke Avenue and Fairmount Avenue, contained in Document No. 319164, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Thereupon, on motion of Councilman Fish, seconded by Councilman Flowers, the petition was referred to the City Manager relative to improving existing drainage conditions.

Petition of Caudell & Johnson for an extension of time for paving the Alley in Block 53, University Heights, was presented; together with communication from the City Engineer, approved by the City Manager, recommending that the extension of time be granted.

RESOLUTION NO. 71284, recorded in Book 63 of Resolutions, granting to Caudell & Johnson, by Arthur S. Johnson, an extension of ninety days' time from May 6th, 1940, for the completion of the contract for the improvement of the Alley in Block 53, University Heights, as more particularly described in Resolution of Intention No. 69806, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Application of E. J. Hornung for three additional taxicab operating permits was presented. On a motion by Councilman Knox, seconded by Councilman Simpson, to refer the application to the Traffic Commission, Councilmen Weggenman, Housh, Fish and Flowers voted "Nay".

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, the petition was ordered filed. Councilmen Simpson and Knox voted "Nay" on the motion.

Application of Ray T. Blair for one additional taxicab operating permit was presented. On a motion by Councilman Knox, seconded by Councilman Simpson, to refer the application to the Traffic Commission, Councilmen Weggenman, Housh, Fish, and Flowers voted "Nay".

Thereupon, on motion of Councilman Weggenman, seconded by Councilman Flowers, the petition was ordered filed. Councilmen Simpson and Knox voted "Nay" on the motion.

By unanimous consent, RESOLUTION NO. 71285, recorded in Book 63 of Resolutions, approving and allowing certain claims, attached to Transmittal No. 41 of the Administration Building and Grounds Department, Civic Center Building, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

By unanimous consent, communication from the Chief of Police relative to the proposed establishment of a Summer Recreation Camp for members of the San Diego Junior Traffic Patrol and other boys was presented, and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the City Manager for a report.

At this time Councilman Knox was excused from the meeting.

Communication from the City Planning Commission recommending that the Council urge the appointment of a member of the State Harbor Board was presented, and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to Matthew M. Gleason and to the City Manager for a report.

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

Communication from John F. Bender relative to restoring tax deeded property to the Tax Rolls was read and on motion of Councilman Housh, seconded by Councilman Weggenman, referred to the City Attorney.

Petition of Pearl May Gregorie for a refund on deposit made with a zone variance petition was presented; together with a communication from the City Attorney stating that in his opinion such a voluntary payment can not be recovered.

RESOLUTION NO. 71286, recorded in Book 63 of Resolutions, denying the petition of Pearl Mae Gregorie for refund of Ten Dollars fee paid for a zone variance applied for in error on Lots 1 and 2, Block 75, Park Villas, which would not have required a zone variance for the use that was to be made of the premises, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the San Diego Junior Chamber of Commerce relative to the sewage disposal problem was read and on motion of Councilman Fish, seconded by Councilman Simpson, ordered filed.

Communication from the San Diego Junior Chamber of Commerce recommending the appropriation of \$300 to finance a trip of Junior Traffic Patrol boys and police officers to the Golden Gate International Exposition for "School Safety Patrol Day", May 29th, 1940, was presented and read.

No vote was taken on a motion by Councilman Fish, seconded by Councilman Weggenman, to refer the communication to the City Manager.

Thereupon, on motion of Councilman Housh, seconded by Councilman Weggenman, the communication was ordered filed.

Communication from the Pacific Beach Chamber of Commerce favoring the changing of the name of Lamont Street to "Mt. Soledad Drive" was read and on motion of Councilman Simpson, seconded by Councilman Housh, referred to the City Planning Commission.

Communication from the Dean of the University of Southern California announcing dates for the 12th Annual Institute of Government, to be held from June 10th to 14th, 1940, was read and on motion of Councilman Weggenman, seconded by Councilman Housh, referred to the City Manager.

An invitation from the Library Commission and the City Librarian to attend the next Commission meeting was presented and read.

RESOLUTION NO. 71287, recorded in Book 63 of Resolutions, accepting an invitation of the Library Commission and the City Librarian for the Mayor and members of the Council to meet with them at their next regular meeting on Friday, May 10th, 1940, at 4:00 o'clock P.M. in the Library office, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Invitation from the San Diego Race Relations Society to attend a program at the Russ Auditorium on May 17th, 1940, was presented and read.

RESOLUTION NO. 71288, recorded in Book 63 of Resolutions, accepting the invitation of the San Diego Race Relations Society to be present at a patriotic program at the Russ Auditorium, at 7:30 P.M., Friday, May 17th, 1940, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Motion Picture Convention secretary relative to a convention scheduled for September 1940 was presented and on motion of Councilman Housh, seconded by Councilman Knox, referred to the Convention Bureau without reading.

Communication from Mrs. W. P. Lindenmeier relative to the Dog situation was presented and on motion of Councilman Housh, seconded by Councilman Fish, filed without reading.

Communication from Anderson Woods relative to the matter of dog regulation was read and on motion of Councilman Housh, seconded by Councilman Weggenman, ordered filed.

Communication from the Alexander Hamilton P.T.A. Association relative to the operation of the Mission Beach Amusement Center was read and on motion of Councilman

Housh, seconded by Councilman Flowers, ordered filed.

Communication from the City Manager relative to removal of an old building from the southeast corner of Pacific Highway and Broadway was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, referred to the City Manager with power to act.

Communication from the San Diego Municipal Employees' Association expressing appreciation for the use of the Council Chambers for meetings 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 installation of various street lights, was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

RESOLUTION NO. 71289, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted; authorizing the San Diego Consolidated Gas and Electric Company to install overhead street lamps at the following locations:

Poplar Street at Tuberose Street,	400 c.p.
Wightman Street at Arnold Avenue,	400 c.p.
Clovis Street at Temecula Street,	400 c.p.
Clovis Street at Mentone Street,	400 c.p.
West Point Loma Boulevard at Temecula Street	600 c.p.

Communication from the Traffic Commission relative to traffic regulations suggested by F. E. Lahmer was presented and on motion of Councilman Housh, seconded by Councilman Knox, ordered filed.

Communication from the Traffic Commission recommending the establishment of a passenger loading zone for the Broadway Building was presented.

RESOLUTION NO. 71290, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to cause a 27-foot passenger zone to be painted on the east side of First Avenue, at a point starting immediately north of the red zone at the fire hydrant which is located just north of Broadway, to serve the Broadway Building, 1017 First Avenue, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted. Councilmen Simpson, Fish and Knox voted "Nay" on the motion.

Communication from the Purchasing Agent recommending the disposal of 1842 feet of the 32" abandoned Otay-San Diego first main pipe line in the Sweetwater Valley was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed; together with letter from the California Water & Telephone Company and a recommendation on the subject, approved by the City Manager, from the Hydraulic Engineer.

RESOLUTION NO. 71291, recorded in Book 63 of Resolutions, authorizing the Purchasing Agent to sell or otherwise dispose of 1842 feet of 32" abandoned Otay-San Diego first main pipe line, in the Sweetwater Valley, in accordance with the provisions of Section 5.07 of Ordinance No. 258, known as the Administrative Code, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on bids for furnishing the City with cast iron pipe was presented and on motion of Councilman Fish, seconded by Councilman Weggenman, ordered filed.

RESOLUTION NO. 71292, recorded in Book 63 of Resolutions, accepting the bid of the United States Pipe & Foundry Company to furnish the City of San Diego with 288 feet of 6" and 4716 feet of 12" cast iron pipe, for the sum of \$11,312.36; awarding the contract for furnishing said pipe to the United States Pipe & Foundry Company; and authorizing the City Manager to enter into a contract for the delivery of said pipe; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

By unanimous consent, a petition from the Bureau of Radio and Electrical Appliances for a temporary wiring permit in the Federal Housing Building, Balboa Park, was presented; together with a recommendation for approval from the City Manager.

RESOLUTION NO. 71293, recorded in Book 63 of Resolutions, granting permission to the Bureau of Radio and Electrical Appliances of San Diego County, by W. C. Gill, to install temporary wiring in the Federal Housing Building, Balboa Park, for the fourth annual Spring fair, to be held April 30th to May 5th, 1940, inclusive; the wiring to be open type, installed under the supervision of the City electrical department, and removed at the close of the fair, without the payment of fees therefor; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

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

Contract with the San Diego Consolidated Gas & Electric Company for Talmadge Park Lighting District No. 1.

Contract with the San Diego Consolidated Gas & Electric Company for Talmadge Park Lighting District No. 2.

Contract with San Diego Consolidated Gas & Electric Company for Talmadge Park Lighting District No. 3.

Contract with San Diego Consolidated Gas & Electric Company for Talmadge Park Lighting District No. 4.

Bond of Dayton Lewis Ault as City Attorney.

Bond of Herbert E. Fish as Councilman.

Bond of Addison E. Housh as Councilman.

Auctioneer's Bond of Woodford C. Mills.

RESOLUTION NO. 71294, recorded in Book 63 of Resolutions, approving and adopting the plans, drawings, typical cross-sections, profiles and specifications 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; and approving Plat No. 1789,

showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon said alley; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

RESOLUTION NO. 71295, recorded in Book 63 of Resolutions, providing for the bonding of the Supervisor of Activities in the penal sum of \$2000.00, was on motion of Councilman Housh, seconded by Councilman Simpson, adopted.

RESOLUTION OF INTENTION NO. 71296, recorded in Book 63 of Resolutions, 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, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, reporting on bids received for paving and otherwise improving Monroe Avenue and Mission Avenue, was presented and ordered filed.

RESOLUTION NO. 71297, recorded in Book 63 of Resolutions, awarding to Griffith Company, a corporation, the contract for paving and otherwise improving Monroe Avenue and Mission Avenue, as described in Resolution of Intention No. 70876, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

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

RESOLUTION NO. 71298, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Kensington Manor Lighting District No. 1 for the period ending April 30th, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71299, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, as described in Resolution of Intention No. 71005, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71300, recorded in Book 63 of Resolutions, appointing time and place for hearing protests, and directing the Clerk to give Notice of said hearing, for furnishing electric current for San Diego Lighting District No. 1 was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71301, 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 36th Street, between the north line of Adams Avenue and the southwesterly line of Mountain View Drive, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71302, recorded in Book 63 of Resolutions, approving the City Engineer's report and fixing time and place for hearing thereon for paving the Alley in Block 8, Subdivision of Lots 20 to 50, Block N, Teralta, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71303, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for the proposed paving and otherwise improving of Bayside Lane, between the north line of Ventura Place and the southerly line of the Alley in Block 234, Mission Beach; and the Alley in said Block 234, Mission Beach; did demand the making of the investigation provided by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report upon the proposed improvement as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71304, 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 Florence Street, between the east line of 37th Street and the west line of 38th Street, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71305, 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 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. 71306, 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 C, Altadena, between the north line of Thorn Street and the south line of Upas Street; and the northerly 30 feet of Thorn Street, between the southerly prolongation of the west line of the Alley in said Block C, Altadena, and a line parallel to and distant 25 feet easterly of the southerly prolongation of said west line, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71307, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, under Resolution of Intention No. 71005, 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 Housh, adopted.

RESOLUTION NO. 71308, recorded in Book 63 of Resolutions, directing that the assessment to be made for paving and otherwise improving the Alley in Block 133, University Heights, and a portion of Tyler Avenue, under Resolution of Intention No. 71005, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71309, recorded in Book 63 of Resolutions, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work of paving and otherwise improving 47th Street, as particularly described in Resolution of Intention No. 70713, and to be assessed to pay the expenses thereof, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Engineer recommending the purchase of certain land for Washington Street Extension was presented and ordered filed.

RESOLUTION NO. 71310, recorded in Book 63 of Resolutions, authorizing the City Manager to purchase certain land for extending Washington Street, from Fifth Avenue to Lincoln Avenue, in accordance with the provisions of Project 5b of Memorandum of Agreement contained in Document No. 304478; and authorizing incidental expenses in connection with the acquisition of such real property; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71311, recorded in Book 63 of Resolutions, authorizing the City Manager to enter into a contract with H. Louis Bodmer, architect, for preparation of detailed plans and specifications for a recreational gymnasium building to be constructed on the Memorial Playgrounds, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71312, recorded in Book 63 of Resolutions, authorizing and directing the City Manager to execute a contract of employment with Marshall Cruz, whereby said Marshall Cruz is to have full and complete charge of the City Dump located on a portion of Pueblo Lot 1186, as per copy of contract filed under Document No. 319966, was on motion of Councilman Simpson, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71313, 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 northwest quarter of Lot 39 of Horton's Purchase of the Ex-Mission Lands of San Diego, commonly known as Horton's Purchase; the purchase price of said lands not to exceed the sum of \$250.00; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71314, recorded in Book 63 of Resolutions, accepting the deed of The M. Hall Company, a corporation, executed in favor of The City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

ORDINANCE NO. 1836, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$500.00 out of the Unappropriated Balance Fund of the City of San Diego for the purpose of providing funds for publishing a book of ordinances, 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 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.

Communication from the City Auditor recommending certain refunds was presented and ordered filed.

ORDINANCE NO. 1837, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$21.25 out of the Payments Refundable Account for the relief and benefit of H. E. McNeil, Roy E. Dodson, James R. Skidmore and Elizabeth J. Heath, 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 Housh, seconded by Councilman Knox, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

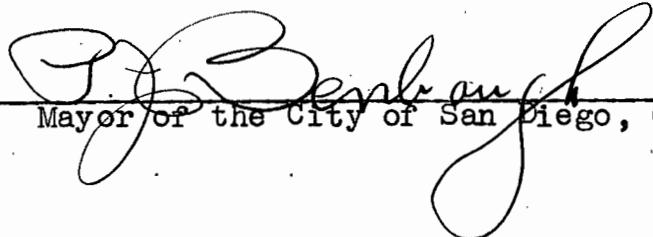
ORDINANCE NO. 1838, New Series, recorded in Book 47 of Ordinances, establishing the grade of G Street, in the City of San Diego, California, between the east line of 26th Street and a line drawn parallel to and distant 300.00 feet east from the east line of 26th Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

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

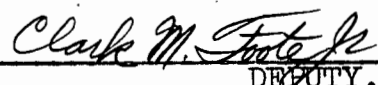
ORDINANCE NO. 1839, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alleys in Block 38, Parish and Loomis Subdivision, in the City of San Diego, California, was on motion of Councilman Fish, seconded by Councilman Housh, placed on its final passage at its first reading by 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 Knox, seconded by Councilman Fish, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman Knox, 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,
Wednesday, May 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, Housh, Fish, Knox, Flowers and Mayor Benbough.

Clerk----Fred W. Sick.

Absent---None.

On motion of Councilman Knox, seconded by Councilman Flowers, the minutes of the regular meeting of Tuesday, April 30th, 1940, were approved without reading.

The hour of 10:00 o'clock A.M. having arrived, the Clerk reported that in response to notice inviting bids for paving and otherwise improving the Alley in Block 152, Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bay-side Lane, under Resolution of Intention No. 70962, he had received two 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:

Caudell & Johnson; accompanied by a bond from the American Bonding Company of Baltimore; which bid was given Document No. 320125.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 320126.

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 Mission Beach Lighting District No. 1 he had received one bid; which bid was on motion duly and regularly, in open session, opened, examined and publicly declared.

Said bid was from the San Diego Consolidated Gas & Electric Company and was given Document No. 320127.

Thereupon, on motion of Councilman Fish, 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 the continued hearing on the City Engineer's report and estimate of the cost of paving and otherwise improving Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, the Clerk again presented the written protests of George W. Clause, Burr H. Prentice and Dr. Sydney A. Smith.

Communication from the Mission Beach Chamber of Commerce stating that they favored paving as planned by the City Engineer and as signed for by property owners on ways and alleys in Mission Beach was presented and ordered filed.

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

All interested persons having been heard, RESOLUTION NO. 71315, recorded in Book 63 of Resolutions, overruling the protests of George W. Clause, Burr H. Prentice and Dr. Sydney A. Smith, and overruling all other protests against the City Engineer's report and estimate of the cost of paving and otherwise improving Strandway, between the northerly line of Ventura Place and the southerly line of San Jose Place, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Thereupon, 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 the Alley in Block "B", Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between a line parallel to and distant 5 feet westerly from the southerly prolongation of the west line of said Alley in Block "B", and a line parallel to and distant 5 feet easterly from the southerly prolongation of the east line of said Alley in Block "B"; 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.

A verbal protest was made by Olive May Small, on behalf of herself and her sister, Hazel D. Dobson, representing Lot 5 in said Block.

All interested persons having been heard, RESOLUTION NO. 71316, recorded in Book 63 of Resolutions, overruling the verbal protest of Olive May Small, on behalf of herself and her sister, Hazel D. Dobson, and overruling all other protests against the City Engineer's report and estimate of the cost of paving and otherwise improving the Alley in Block "B", Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between a line parallel to and distant 5 feet westerly from the southerly prolongation of the west line of said Alley in Block "B", and a line parallel to and distant

5 feet easterly from the southerly prolongation of the east line of said Alley in Block "B"; was on motion of Councilman Fish, seconded by Councilman Flowers, adopted.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of Orange Avenue, between the northerly prolongation of the east line of 37th Street and the westerly line of 40th Street, under Resolution of Intention No. 71163, the Clerk reported that written protests had been received from the Veterans' Welfare Board, on behalf of Marvin J. Hiatt, and from Mrs. Etta Medigovich; 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 Knox, seconded by Councilman Weggenman, the proceedings were referred to the City Clerk to write the Board of Education relative to abandoning that portion of the proposed work lying between 37th and 38th Streets; and the hearing was continued until May 14th, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing of protests against the proposed paving and otherwise improving of the Alley extending East and West in Block 43, W. P. Herbert's Subdivision, under Resolution of Intention No. 71165, the Clerk reported that written protests had been received from Elizabeth Montney, contained in Document No. 320129, and from Mrs. Edna M. Murphy, et al., contained in Document No. 320130; which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Weggenman, seconded by Councilman Simpson, the hearing was continued until May 14th, 1940, at the hour of 10:00 o'clock A.M.

By unanimous consent, RESOLUTION NO. 71317, recorded in Book 63 of Resolutions, electing Councilman Albert E. Flowers to serve as Vice Mayor was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Petition of Property Owners for paving the Alley in Block 83, City Heights, was presented; together with recommendation from the City Engineer, approved by the City Manager, that the petition be granted as it bears signatures of owners of 55.5% of the frontage property.

RESOLUTION NO. 71318, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 83, City Heights, contained in Document No. 319894; type of pavement to be 6" asphalt concrete; and authorizing the City Engineer to submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Petition of E. C. Bullard for permission to construct an auto court at India and Nutmeg Streets was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71319, recorded in Book 63 of Resolutions, granting permission to Ernest C. Bullard, 3777 Texas Street, to construct a 3-unit auto court on Lot 7, Block 92, Middletown, in accordance with plans submitted to the Planning Commission, was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Charles L. Snow for permission to conduct an auto trailer camp at Rosecrans and Kurtz Streets was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71320, recorded in Book 63 of Resolutions, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted; granting permission to Charles L. Snow, 2135 Morena Boulevard, to conduct an auto trailer camp of 140 units on portions of Lots 402, 403 and 431, Old San Diego, adjacent to Kurtz Street, on the following conditions: That the first unit of 20 trailer spaces be started at once and completed within six months, and that the work be done in accordance with the plans, plat and letter filed by Mr. Snow, attached to petition bearing Document No. 320068.

Petition of C. V. Bernardini for setback suspension on El Cajon Boulevard was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71321, recorded in Book 63 of Resolutions, granting permission to C. V. Bernardini and Audrey A. Bernardini to construct an addition to the existing store building on a portion of Lot 26, East Redlands, not closer to the property line on El Cajon Boulevard than four feet; and granting a suspension to the provisions of Setback Ordinance No. 13056 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of Charles Decker for Zone Variance on a portion of Lot 13, Horton's Purchase, was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71322, recorded in Book 63 of Resolutions, granting permission to Charles Decker, 1740 - 47th Street, to conduct a dump on the north half of the southeast quarter of Lot 13, Horton's Purchase, on 47th Street north of Federal Boulevard, for a period of six months; and granting a variance to the restrictions of Ordinance No. 35, New Series, on the property mentioned, for a period of six months; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Frank Cassel for zone variance on Catoctin Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71323, recorded in Book 63 of Resolutions, granting permission to Mr. and Mrs. Frank Cassel, 3934 El Cajon Boulevard, to construct a single-family residence on a portion of Lot 28, La Mesa Colony, on a parcel of ground having a frontage of 60 feet; and granting a variance to the provisions of Ordinance No. 13558 on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of F. Rose for zone variance on West California Street was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71324, recorded in Book 63 of Resolutions, granting permission to F. Rose, 3685 Columbia Street, to erect a single-family residence on a portion of Estudillo Street closed adjoining Lot 7, Block 205 and Lot 12, Block 202, Middletown, excepting the northwesterly 10 feet and the southeasterly 10 feet thereof; being a parcel of land 60 feet by 112 feet; and granting a variance to the restrictions of Ordinance No. 12990 on the property mentioned; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for paving Polk Avenue, between Arizona and Louisiana Streets, was presented; together with a report from the City Engineer, approved by the City Manager, stating that owners of 68.5% of the frontage property have signed said petition; and that a preliminary estimate shows that the assessed value of the frontage lots is less than the amount to be levied against them for the improvement.

RESOLUTION NO. 71325, recorded in Book 63 of Resolutions, granting the petition for paving Polk Avenue, between Arizona Street and Louisiana Street; type of pavement to be 4" asphalt concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this proposed improvement; was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

Petition of Residents for lighting the ornamental lights on a portion of Ingraham Street, between the northwesterly line of Rosecrans Street and the northwesterly line of Pueblo Lot 240, was presented; together with a recommendation from the City Engineer, approved by the City Manager, that signatures be required to make the frontage percentage not less than 51. On motion of Councilman Knox, seconded by Councilman Fish, the recommendation was adopted.

A proposed ordinance relative to the licensing of dogs was presented at this time. Communication from the Legal Department transmitting the form of ordinance was presented and ordered filed.

Communication from Estelle Henderson relative to dog raising was presented and ordered filed. Estelle Henderson spoke in favor of the adoption of the proposed ordinance.

Mrs. Putnam, Mrs. Collins of the San Diego Bull Dog Assn., and Mrs. E. H. Dowell spoke in opposition to the proposed ordinance.

Thereupon, ORDINANCE NO. 1840, New Series, recorded in Book 47 of Ordinances, amending Section 8 of Ordinance No. 292 (New Series), (City Pound Ordinance), adopted September 5, 1933, and repealing Ordinance No. 1394 (New Series), adopted June 14, 1938, and establishing regulations relative to the licensing of dogs, 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, Flowers and Mayor Benbough. Nays--Councilman Knox, Absent--None.

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

Communication from the Loma Portal Civic Club requesting the lighting of Rosecrans Street, without assessing the adjacent property owners for the cost, was presented; together with a letter from the City Manager stating that it is not deemed advisable to set a precedent of constructing street lights and assuming the power cost on Rosecrans Street; and on motion of Councilman Weggenman, seconded by Councilman Fish, the matter was ordered filed.

Communication from Ed Fletcher relative to the offer of landowners in the Sutherland Dam Watershed to sell certain riparian rights to the City of San Diego was presented; together with a communication from the City Manager stating that it is the opinion of the Water Commission that no action be taken on the offer until contemplated investigations of the Pamo and Roden Reservoir sites and of the San Pasqual Valley water rights have been completed and report of findings made. On motion of Councilman Weggenman, seconded by Councilman Housh, the communication was ordered filed.

Communication from H. W. Merkley offering to donate a suitable bronze tablet bearing the inscription, "The Citizens of San Diego appreciate the gift of this building by Henry and Edsel Ford in 1935", to be installed at the Ford Building in Balboa Park, was read and on motion of Councilman Flowers, seconded by Councilman Fish, referred to the City Manager for a report.

Communication from Ronald Bell and Josie Bell relative to high taxes paid by them on Lots 5 and 6, Block 54, Fairmount Addition, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to the County Board of Supervisors.

RESOLUTION NO. 71326, recorded in Book 63 of Resolutions, determining that the proposed paving of Garrison Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; and of Evergreen Street, between the northeasterly line of Garrison Street and the southwesterly line of Hugo Street; is feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment; and authorizing the City Engineer to prepare the necessary plans and specifications for the proposed work; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from Charles Bowman protesting against the license fee for selling bottled sodas was read, and on motion of Councilman Simpson, seconded by Councilman Flowers, ordered filed. Councilman Knox voted "Nay" on the motion.

Communication from W. S. Broderick relative to the need of a new club house for Roque and Shuffle Board players was presented and read. Senator Ed Fletcher and Arthur

Phelps appeared before the Council and urged the construction of such a club house. On motion of Councilman Knox, seconded by Councilman Simpson, W. S. Broderick's communication was referred to the Manager.

Communication from the Division of Highways, State of California, requesting a Highway Right-of-way from the City was presented; together with conditional recommendation for granting this request from the Hydraulic Engineer, approved by the City Manager.

RESOLUTION NO. 71327, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare easements requested by the State Division of Highways in the San Diego River, Lakeside Pumping areas, subject to the right of the City to install, operate and maintain pipe lines under and across the proposed highway; the City to have access from the highway to the land owned or leased by it; as recommended by the Hydraulic Engineer and the City Manager, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the Commandant, Eleventh Naval District, relative to housing conditions in San Diego and the need for approximately 1000 low cost housing units for married enlisted men, was presented.

RESOLUTION NO. 71328, recorded in Book 63 of Resolutions, requesting Mayor P. J. Benbough to obtain from the housing committee a report on its progress made to date, and to send a reply based thereon to J. R. Defrees, Rear Admiral, U. S. Navy, Commandant, Eleventh Naval District; and further requesting the Mayor to send a copy of the communication addressed to the Mayor and Council by Admiral Defrees, contained in Document No. 320023, to Mr. Fred Mitchell, chairman of the housing committee, together with a copy of the Mayor's reply to the Admiral's communication; was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Communication from Highway 94 Association relative to the proposed fishing pier at Ocean Beach was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the Chief of Police, approved by the City Manager, recommending that ten boys of the Junior Traffic Patrol be sent to attend the School Safety Patrol Day at the Golden Gate International Exposition on Wednesday, May 29th, 1940, was presented.

RESOLUTION NO. 71329, recorded in Book 63 of Resolutions, authorizing a delegation of ten boys from the City's Junior Traffic Patrol, under the care and auspices of the Police Department, to attend School Safety Patrol Day at the Golden Gate International Exposition, on Wednesday, May 29th, 1940; authorizing and directing the City's official photographer to accompany said delegation; and authorizing the expenditure of \$300, or so much thereof as may be necessary, from the funds of the Police Department for the expenses of said delegation; was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Mayor announcing the appointment of Councilmen A. E. Flowers and Fred W. Simpson to attend a meeting for the purpose of considering the possibility of decorating streets during the Christmas holiday season was read, and on motion of Councilman Simpson, seconded by Councilman Weggenman, ordered filed.

Communication from the San Diego City and County Administration Building and Grounds Control Committee recommending the installation of a bronze commemorative plate in the Civic Center Hall as a memorial to Alonzo E. Horton, as requested by the San Diego Historical Society, was presented.

RESOLUTION NO. 71330, recorded in Book 63 of Resolutions, approving the recommendation of the San Diego City and County Administration Building and Grounds Committee that the request of the San Diego Historical Society relative to the installation of a bronze commemorative plate in the corridor of the Civic Center Hall as a memorial to Alonzo E. Horton be granted, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the Purchasing Agent reporting on bids received for furnishing the City 868 linear feet of 36" vitrified, salt-glazed, clay, ball and spigot pipe, approved by the City Manager, was presented and ordered filed.

RESOLUTION NO. 71331, recorded in Book 63 of Resolutions, accepting the bid of the Pacific Clay Products Company to furnish The City of San Diego with 868 linear feet of 36" vitrified, salt-glazed, clay, ball and spigot pipe, for the sum of \$5364.00; awarding the contract for furnishing said pipe; and authorizing the City Manager to enter into a contract with said Pacific Clay Products Company for furnishing said pipe; was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent, approved by the City Manager, submitting quotation and license agreement on lighting standards with cast iron base and composite cast iron and pipe brackets, anchor and tie-rods, and luminaires, from the Pacific Union Marbelite Company and from Taper Tube Pole Company, was presented.

A motion was made by Councilman Housh and seconded by Councilman Knox to reject the bids. This was amended on motion of Councilman Simpson, seconded by Councilman Fish, to continue the matter for one week. The amended motion carried.

Communication from the City Attorney relative to franchise operations and payments of the San Diego Consolidated Gas & Electric Company and the San Diego Electric Railway Company was presented. On motion of Councilman Fish, seconded by Councilman Housh, a conference was set with Walter W. Cooper for Friday, May 17th, 1940, at the hour of 9:30 A.M. to further consider this subject.

Communication from the City Attorney reporting on the claim of Effie S. Pond for \$59.00 was presented and read.

RESOLUTION NO. 71332, recorded in Book 63 of Resolutions, denying the claim of Mrs. Effie S. Pond, 4170 Park Boulevard, filed in the office of the City Clerk on April

29, 1940, in the amount of \$59.00; said amount alleged to be due on account of personal injury on the sidewalk just west of 1430 University Avenue on the 4th day of April, 1940; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Auditor reporting on the claim of Lester O. McIntosh for \$41.95 was presented and read.

RESOLUTION NO. 71333, recorded in Book 63 of Resolutions, denying the claim of Lester O. McIntosh, 3927 Park Boulevard, against the City of San Diego in the amount of \$41.95; said amount alleged to be due on account of property damage while driving his car on Eleventh Street extension; was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

Communication from the City Auditor reporting on the claim of Selectile Company for \$20.00 was presented and read.

RESOLUTION NO. 71334, recorded in Book 63 of Resolutions, denying the claim of Selectile Company, 4088 University Avenue, against the City of San Diego, in the amount of \$20.00; said amount alleged to be due on account of property damage to claimant's automobile when driving into west end of the alley connecting Central Avenue and 41st Street, between University Avenue and Polk Avenue; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Auditor reporting on the claim of Lyman E. M. Caulk for \$5,000.00 was presented and read.

RESOLUTION NO. 71335, recorded in Book 63 of Resolutions, denying the claim of Lyman E. M. Caulk, U. S. Naval Hospital, in the amount of \$5,000.00; alleged to be due on account of personal injuries received while riding a horse in Balboa Park; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Auditor reporting on the claim of Jerry D'Aniello for \$29.48 was presented and read.

RESOLUTION NO. 71336, recorded in Book 63 of Resolutions, denying the claim of Jerry D'Aniello, 205 So. Figueroa Street, Los Angeles, against the City of San Diego in the amount of \$29.48; said amount alleged to be due on account of property damage caused when his car struck a ditch near 3153 Main Street; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

Communication from the City Manager recommending that the bond of Arthur L. Glore be cancelled was presented.

RESOLUTION NO. 71337, recorded in Book 63 of Resolutions, releasing from future liability Arthur L. Glore and the National Surety Company under a bond dated May 9, 1930, in connection with maintenance of water main along Morena Boulevard, on and after May 8, 1940, was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the City Manager recommending that the offer of T. N. Faulconer to deed ten feet on the east side of Rosecrans Street, the entire length of his property, to the City for the purpose of widening the street; and in addition, five feet from his property to widen Scott Street; for the sum of \$300.00 was presented.

RESOLUTION NO. 71338, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare and submit a form of ordinance appropriating \$300.00 from the Unappropriated Balance Fund for the purpose of acquiring ten feet on the east side of Rosecrans Street for the purpose of widening of said street; and for acquiring five feet for the widening of Scott Street; as recommended by the City Manager under Document No. 320124, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Communication from the City Manager reporting on the complaint of Frances E. Lahmer regarding her experience with unlicensed dogs was presented and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Petition of San Diego County Golf Professional's Association for a reduction of second hand license for selling golf clubs was presented; together with a communication from the City Manager recommending that the request be denied; and on motion of Councilman Housh, seconded by Councilman Simpson, referred back to the City Manager relative to the advisability of licensing the sale of second hand goods handled by merchants for re-sale.

Communication from Mrs. Edison E. Scranton relative to the location of Shuffle Board Courts in La Jolla was presented; together with a communication from the City Manager stating that the club-house and part of the shuffle board courts have been constructed, and that it is now too late to make any change in location; and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the City Manager reporting on his investigation of the surface drainage on Burnham Place, and stating that the difficulty mentioned by the City Planning Engineer under date of April 26th, 1940, has been eliminated, was presented and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the City Manager relative to the Twelfth Annual Institute of Government to be held in Los Angeles, and recommending the purchase of one Professional Transferable Membership for the sum of \$25.00, was presented and ordered filed.

RESOLUTION NO. 71339, recorded in Book 63 of Resolutions, authorizing the City Manager to secure one Professional Transferable Membership for the sum of \$25.00 in the Twelfth Annual Institute of Government to be held at the University of Southern California, from June 10th to 14th, inclusive, 1940, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Communication from the City Manager relative to the relocation of a highway west of the San Vicente Reservoir, stating that an application was submitted to the State

Division of Highways for a survey of the proposed location; which the Highway Commission is investigating to determine whether it would be legal for the State to spend gas tax funds for relocation of a road which is to be destroyed by a municipality in developing additional water supply; was read and on motion of Councilman Weggenman, seconded by Councilman Flowers, ordered filed.

At this time a majority of the members of the Council signed:
 Bond of Percy J. Benbough as Mayor.
 Bond of Albert E. Flowers as Councilman.
 Bond of Harley E. Knox as Councilman.
 Bond of Joseph Boyd Mock as Supervisor of Activities.
 Bond of Louis F. Weggenman as Councilman.

Communication from the City Manager relative to the request for a swimming pool near the Hoover High School, and recommending further consideration of the request after determining the tax levy necessary to carry out the budget requirements for the year, was read and on motion of Councilman Knox, seconded by Councilman Simpson, referred to Budget conference.

Communication from the City Manager relative to additional recreational facilities requested by the East San Diego Coordinating Council, stating that the requests are meeting with compliance, was read and on motion of Councilman Knox, seconded by Councilman Fish, ordered filed.

Communication from the City Manager reporting on communication from the San Diego Fish and Game Association and Izaak Walton League concerning a proposed fishing pier at Ocean Beach, and stating that Mr. J. W. Brennan of the Harbor Department has been attempting to have this pier constructed with the aid of the Federal Government, and is still hoping that the project will be approved, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, ordered filed.

Communication from the City Manager relative to a request from the Pacific Beach Coordinating Council for erection of a recreation center building with full equipment, was read and on motion of Councilman Simpson, seconded by Councilman Knox, referred to Budget conference.

Communication from the City Manager recommending a formal application to the Railroad Commission for permission to install grade crossings over the Santa Fe Railway tracks on California Street at Palm Street and at Vine Street was presented and read.

RESOLUTION NO. 71340, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to make formal application to the Railroad Commission for permission to install grade crossings over the Santa Fe Railway tracks on California Street at Palm Street and at Vine Street was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Manager transmitting a statement of the total amount of the City debt outstanding, together with a schedule of maturities of bond issues, statement of borrowing capacity, and statement of amounts which should be included in the budget estimates to cover interest and maturities, was read and on motion of Councilman Knox, seconded by Councilman Weggenman, referred to Budget conference.

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

RESOLUTION NO. 71341, recorded in Book 63 of Resolutions, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted; authorizing and directing the San Diego Consolidated Gas and Electric Company to install 400 c.p. overhead street lights at the following locations:

5th Avenue, between K and L Streets;
 Laurel and Brant Streets; and
 Diamond and Morrell Streets.

Invitation from the City Service Post and Unit #537 American Legion to attend rededication Memorial Service of the Flander Field Poppy Bed, located at the entrance to the Spreckles Organ Pavilion, on May 30th, 1940, at 1:00 P.M. was read and on motion of Councilman Weggenman, seconded by Councilman Fish, the invitation was accepted.

RESOLUTION NO. 71342, 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 C, Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between the southerly prolongation of the west line of the alley in said Block C, Altadena, and a line parallel to and distant 25.00 feet easterly of the southerly prolongation of said west line; and approving Plat No. 1777, showing the exterior boundaries of the district to be included in the assessment for the said work and improvement; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION OF INTENTION NO. 71344, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block C, Altadena, between the north line of Thorn Street and the south line of Upas Street; and Thorn Street, between the southerly prolongation of the west line of the alley in said Block C, Altadena, and a line parallel to and distant 25.00 feet easterly of the southerly prolongation of said west line; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION ORDERING WORK NO. 71343, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block F, McFadden and Buxton's North Park and

the Alley in Block 33, Park Villas, as described in Resolution of Intention No. 71062, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71345, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving 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; did by their return post cards demand the investigation under the provisions of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and authorizing the City Engineer to prepare a written report as provided by said Act; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71346, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving the Alley in Block 169, University Heights, within the limits and as particularly described in Resolution No. 70374, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and authorizing and directing the City Engineer to prepare the necessary plans and specifications for the proposed work and improvement; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71347, recorded in Book 63 of Resolutions, directing that the paving and otherwise improving of the Alley in Block F, McFadden and Buxton's North Park and the Alley in Block 33, Park Villas, as described in Resolution of Intention No. 71062, 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. 71348, recorded in Book 63 of Resolutions, directing that the 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, as described in Resolution of Intention No. 71062, shall be made and signed by the City Engineer, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71349, recorded in Book 63 of Resolutions, determining and declaring that the public interest, convenience and necessity of the City of San Diego, California, and the inhabitants thereof, require the acquisition of certain lands described herein, to be used for reservoir purposes, and that the public interest, convenience and necessity demand the acquisition of said lands, to be used for reservoir purposes; and declaring the intention of the City of San Diego to acquire said lands 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 State of California, in and for the County of San Diego, to condemn and acquire said lands for said purpose, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71350, recorded in Book 63 of Resolutions, accepting the deed of Elizabeth Hamilton, as Executrix of the Estate of Henry Grey, executed in favor of the City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71351, recorded in Book 63 of Resolutions, accepting the deed of The M. Hall Company, executed in favor of the City of San Diego for a portion of Juan Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71352, recorded in Book 63 of Resolutions, accepting the deed of Kate H. Hoover, 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. 71353, recorded in Book 63 of Resolutions, accepting the deed of Miriam Lindberg Lykins, Phebe Ann Lindberg, Rhoda Lindberg and Rachel Lindberg Miller, executed in favor of the City of San Diego for a portion of Washington Street, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71354, recorded in Book 63 of Resolutions, accepting the deed of B. J. Filippi, 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. 71355, recorded in Book 63 of Resolutions, accepting the deed of Thomas O. Burger, 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. 71356, recorded in Book 63 of Resolutions, approving for payment the bill submitted by the San Diego Senior High School in the sum of \$53.96, covering a portion of the expense incurred in sending the San Diego High School Orchestra to the National Music Convention in Los Angeles, which was held March 30th to April 5th, 1940, as recommended by the City Manager; and authorizing a requisition on 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.

RESOLUTION NO. 71357, 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 \$326.62, as recommended by the City Manager; and authorizing a requisition on the Advertising and Publicity Fund of the City of San Diego for said amount; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

ORDINANCE NO. 1841, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley lying south of and adjacent to Block 7, Imperial Heights, in the City of San Diego, California, between the east line of 38th Street and the west line of 39th 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. 1842, New Series, recorded in Book 47 of Ordinances, establishing the grade of Albatross Drive, between the west line of Front Street and the north line of Lewis Street, was on motion of Councilman Housh, seconded by Councilman Knox, placed on its final passage at its first reading by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

Thereupon, on motion of Councilman 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.

The following items were presented by unanimous consent:

ORDINANCE NO. 1843, New Series, recorded in Book 47 of Ordinances, creating and establishing in the office of the Treasurer of the City of San Diego a special fund, to be known as "San Dieguito Dam Strengthening Fund," and appropriating the sum of \$25,000.00 out of "Outlay" (San Dieguito Dam Strengthening Account), General Appropriations, and transferring the same to said "San Dieguito Dam Strengthening 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, 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. 1844, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$4,500.00 out of "Outlay," (San Dieguito Dam Strengthening Account), General Appropriations, for the purpose of providing funds for labor, material, rental of equipment and supervision to be used in connection with making additions to and improvements on the amusement center buildings and grounds, at the Mission Beach Amusement Center, 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 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.

Petition of Max Saul for a license to deal in second-hand clothing and furniture at 3231 National Avenue was presented; together with a report on the application from the City Manager.

RESOLUTION NO. 71358, recorded in Book 63 of Resolutions, granting permission to Max Saul to conduct a second-hand clothing and furniture business at 3231 National Avenue; and authorizing the interested City departments to issue a license to Max Saul for the conduct of said business; was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

Communication from the City Manager requesting authorization to have the Purchasing Agent advertise for bids for paving and otherwise improving portions of Mission Avenue and Monroe Avenue was presented and ordered filed.

RESOLUTION NO. 71359, recorded in Book 63 of Resolutions, was on motion of Councilman Fish, seconded by Councilman Housh, adopted; authorizing the City Purchasing Agent to prepare and submit the necessary papers calling for bids on the paving and otherwise improving of portions of Mission Avenue and Monroe Avenue, consisting of the following:

- 86 cu. yds. of excavation;
- 10 " " " embankment;
- 12,439 sq. ft. sub-grade;
- 12,439 " " asphaltic concrete pavement, 4" thick;
- 3,750 " " surfacing on safety islands; and
- 111 lin. " curb around safety islands.

Petition of Property Owners requesting permission to extend the sewer main in Scott Street at private contract was presented; together with a recommendation for approval from the City Engineer, approved by the City Manager.

RESOLUTION NO. 71360, recorded in Book 63 of Resolutions, granting permission to Marie L. Patterson, 989 Scott Street, Walter C. Rogers, 980 Scott Street and Tom J. Allen, 969 Scott Street, to extend the sewer main in Scott Street northerly from Station 3+07.27, as indicated on the City Engineer's improvement plan No. 5687-L, to City specifications and grades, at private contract and at their own expense, was on motion of Councilman Flowers, seconded by Councilman Weggenman, adopted.

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

Vice Mayor H. C. Flowers

Vice Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By *Clark M. Foote Jr.*
DEPUTY.

REGULAR MEETING

Chamber of the Council of the City of San Diego, California,
Tuesday, May 14th, 1940.

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

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

Clerk---Fred W. Sick.

Absent---Councilman Simpson and Mayor Benbough.

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

On motion of Councilman Fish, seconded by Councilman Knox, the minutes of the regular meeting of Wednesday, May 8th, 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 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, 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. 320275.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 320276.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 320277.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 320278.

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

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 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, 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. 320279.

V. R. Dennis Construction Co.; accompanied by a bond from the Fidelity and Deposit Company of Maryland; which bid was given Document No. 320280.

Griffith Company; accompanied by a bond from the National Surety Corporation; which bid was given Document No. 320281.

R. E. Hazard & Sons; accompanied by a bond from the Pacific Indemnity Company; which bid was given Document No. 320282.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing of protests against the proposed paving and otherwise improving of Orange Avenue, between the northerly prolongation of the east line of 37th Street and the westerly line of 40th Street, under Resolution of Intention No. 71163, the Clerk reported that no additional protests or communications had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman Knox, seconded by Councilman Housh, the hearing was continued until May 21st, 1940, at the hour of 10:00 o'clock A.M.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing of protests against the proposed paving and otherwise improving of the East and West Alley in Block 43, W. P. Herbert's Subdivision, under Resolution of Intention No. 71165, a communication from the City Engineer was presented stating that the protest against the proposed paving, contained in Document No. 320130, has signatures of the owners of 48% of the area of the district, and 21% of the frontage.

The Clerk reported that additional protests had been received from Mrs. Hazel F. Tully, Mrs. Florence Sneed, James E. Murphy, Edna M. Murphy, H. C. Skipper and Mildred K. Skipper, Fred G. Armstrong and Vera I. Armstrong, and Martha Ann Davidson, which protests were presented and read.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard. Oral protests were made by Laurence H. Gerwig, Mrs. Hazel F. Tully and Mrs. J. E. Murphy.

All interested persons having been heard, RESOLUTION NO. 71361, recorded in Book 63 of Resolutions, sustaining the protest of Mrs. Edna M. Murphy, et al., filed in the office of the City Clerk May 8, 1940 under Document No. 320130, the protest of Elizabeth Montney, filed in the office of the City Clerk May 8, 1940 under Document No. 320129, the protest of Mrs. Hazel F. Tully, the protest of Mrs. Florence Sneed, the protest of James E. Murphy and Edna M. Murphy, the protest of Homer C. Skipper and Mildred K. Skipper, the protest of Fred G. Armstrong and Vera I. Armstrong, the protest of Martha Ann Davidson, and the verbal protests of Laurence H. Gerwig, Mrs. Edna M. Murphy and all other protests; and abandoning the proceedings for paving and otherwise improving the East and West Alley in Block 43, W. P. Herbert's Subdivision; was on motion of Councilman Fish, seconded by Councilman Housh, adopted. Councilmen Simpson and Weggenman voted "Nay" on the motion.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's report and estimate of the cost of grading and otherwise improving the portion of Estudillo Street lying between the northeasterly line of Pacific Highway and the southwesterly line of Moore Street, the Clerk reported that no written protests had been received.

Whereupon, the Mayor inquired if any interested persons were present who desired to be heard; and all interested persons having been heard, on motion of Councilman 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 protests against the furnishing of electric current for Loma Portal Lighting District No. 1, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested persons were present who desired to be heard, and all interested persons having been heard, RESOLUTION NO. 71362, recorded in Book 63 of Resolutions, confirming the proposed assessment for furnishing electric current for Loma Portal Lighting District No. 1, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Petition of Gunnar Johnson and Mrs. Edna G. Hill for setback suspension at Linwood & Pringle Streets was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71363, recorded in Book 63 of Resolutions, granting permission to Gunnar Johnson and Mrs. Edna G. Hill to erect a house or duplex on Lots 21 and 22, a residence and duplex on Lots 23 and 24, Block 23, Middletown Addition, not closer to the property line on Linwood Street than ten feet, on the condition that the house or houses be only one story high above Linwood Street; and suspending the provisions of Setback Ordinance No. 12321 on the property mentioned, subject to the conditions specified herein; was on motion of Councilman Fish, seconded by Councilman Knox, adopted.

By unanimous consent, a petition asking that Grant's Hill be kept as a public park for the benefit of San Diego was presented. On motion of Councilman Weggenman, seconded by Councilman Fish, the petition was referred to the City Manager for a report to be submitted at next Tuesday's meeting of the Council.

Petition of Mrs. Ida B. Marshall for setback suspension at Myrtle Avenue and Richmond Street was presented; together with conditional recommendation from the Planning Commission that the request be approved.

RESOLUTION NO. 71364, recorded in Book 63 of Resolutions, granting permission to Mrs. Ida B. Marshall to erect a residence and garage on the northerly 50 feet of Lots 25, 26, 27 and the east ten feet of Lot 28, Block 220 University Heights, not closer to the property line on Myrtle Avenue than 15 feet (17 feet from the nearest edge of the sidewalk), provided the setback is maintained on Richmond Street in line with the adjoining residence; and suspending the provisions of setback Ordinance No. 12321 on the property mentioned; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Petition of Property Owners for a setback line for a portion of Block 137, Middletown, was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71365, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare an ordinance establishing a setback line on the east side of Union Street, between Thorn and Sassafrass Streets, adjacent to Lots 1 to 6, Block 137, Middletown, to permit the construction of buildings adjacent to the front property line, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Mrs. W. W. Scruggs for variance to restrictions at Vista del Mar and Belvedere Street was presented; together with conditional recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71366, recorded in Book 63 of Resolutions, granting permission to Mrs. W. W. Scruggs to erect a residence, garage and guest room over a garage on Lots 2 and 4, Block 4, First Addition to South La Jolla, not closer to the front property line on Belvedere Street than 12 feet, with a side yard of 4 feet, a rear yard of 4 feet and with a lot coverage of 50 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, 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 Mary M. Glover for variance to restrictions on Lincoln Avenue was presented; together with a recommendation from the City Planning Commission that the petition be denied.

RESOLUTION NO. 71367, recorded in Book 63 of Resolutions, denying the petition of Mary M. Glover for variance to the restrictions of Section 8a of Ordinance 8924 as amended, to permit the erection of a private garage 25 feet from the front line of Lots 15 and 16, Block 181, University Heights, with a side yard of 1.0 foot, a rear yard of 15 feet and a lot coverage of 40 per cent, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

Petition of J. L. Hicklin for variance to restrictions on Marlton Drive was presented; together with recommendation for approval from the City Planning Commission.

RESOLUTION NO. 71368, recorded in Book 63 of Resolutions, granting permission to J. L. Hicklin to erect an addition (storeroom) to an existing garage on Lot 13, Hawthorn Terrace, with a side yard of 0 feet, a rear yard of 6 feet and a lot coverage of less than 40 per cent; and granting a variance to the restrictions of Section 8a of Ordinance No. 8924, as amended, on the property mentioned; was on motion of Councilman Knox, seconded by Councilman Flowers, adopted.

Petition of Louis Miller for zone variance at Olive Street and Fairmount Avenue was presented; together with recommendation from the City Planning Commission that the request be denied.

RESOLUTION NO. 71369, recorded in Book 63 of Resolutions, denying the petition of Louis Miller for variance to the restrictions of Ordinance No. 13057, to permit the erection of a grocery and real estate office on the west 35 feet of Lots 1 to 4, Block A, Swan's Subdivision, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of San Diego County Golf Professional's Association for reduction of Used Merchandise License was presented; together with a recommendation from the City Manager that the petition be denied, and no change made in the existing license ordinance.

A motion was made by Councilman Weggenman, and seconded by Councilman Fish, to deny the petition. An amendment was proposed by Councilman Housh to refer the petition to the City Manager to work out an equitable solution; which proposal did not receive a second. On motion of Councilman Weggenman, seconded by Councilman Knox, the original motion was amended to table the petition, and the amended motion carried.

Petition of San Diego Council of Catholic Youth Organization, by Joseph L. Geddis, for permission to run a Bike Race along U. S. Highway 101 from the Civic Center to Mt. Carmel Ranch at Del Mar was presented; together with a recommendation from F. V. Merritt, Lieutenant in charge of the Traffic Division, that the petition be denied because the route is over a State highway and is to be held on a Sunday, and a letter from the Chief of Police concurring is this recommendation because of the possibility of accidents on a busy highway during the peak of Sunday traffic. On motion of Councilman Weggenman, seconded by Councilman Housh, the recommendation was adopted, and a letter authorized to the petitioners outlining the objections of the Police Department.

Protest of residents against the herding of Powers Dairy cows across National Avenue between 39th and 40th Streets was presented and on motion of Councilman Weggenman, seconded by Councilman Knox, referred to the City Manager.

A proposed Ordinance relative to the operation of the San Diego Zoo was presented at this time.

On motion of Councilman Housh, seconded by Councilman Flowers, the matter was continued for one week; copies of the proposed ordinance to be furnished individual councilmen.

Petition of Gutierrez Show, by N. S. Elkins, for tent show and temporary wiring permit was presented, together with recommendations for approval from the Fire Marshal, City Planning Commission, City Electrical Inspector, Chief Building Inspector and the City Manager.

RESOLUTION NO. 71370, recorded in Book 63 of Resolutions, granting permission to Gutierrez Show, by N. S. Elkins, business manager, to operate a small Spanish vaudeville-puppet tent show for three days, May 31st, June 1st and June 2nd, 1940, on Crosby Street between National Avenue and Logan Avenue, paying the regular license fee therefor; the tent to have a seating capacity of three hundred; granting permission to use the show's own lighting equipment; and providing that the erection and maintenance shall be in a safe, legal manner, subject to subsequent inspection and approval; was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

Petition of Daniel A. Deacon for special plumbing permit was presented; bearing the approval of the Inspector of Plumbing and the City Manager.

RESOLUTION NO. 71371, recorded in Book 63 of Resolutions, granting permission to Daniel A. Deacon to install one 2" $\frac{1}{4}$ -bend and one 4" $\frac{1}{4}$ -bend in a waste line to accomodate two toilets and baths located over a living room at 2675 Chatsworth Boulevard, under permit number 2711, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

Petition of Property Owners for paving the Alley in Block 6, Hartley's North Park and Block C, McFadden & Buxton's North Park, was presented; together with a communication from the City Engineer, approved by the City Manager, recommending that the petition be granted as it bears signatures of the owners of 58% of the frontage property; paving to be 6" cement concrete.

RESOLUTION NO. 71372, recorded in Book 63 of Resolutions, granting the petition for paving the Alley in Block 6, Hartley's North Park and Block C, McFadden & Buxton's North Park, contained in Document No. 320036; type of pavement to be 6" cement concrete; and authorizing the City Engineer to prepare and submit a plat of the district to be assessed for this improvement; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of James H. Wells for permission to grade at private contract a portion of the Alley in Block 5, Chester Park, was presented; together with a recommendation for approval from the City Manager.

RESOLUTION NO. 71373, recorded in Book 63 of Resolutions, granting permission to James H. Wells to grade a portion of the Alley in Block 5, Chester Park at private contract, beginning at El Cajon Boulevard and running south 200 feet, more or less, to the grade designated by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Petition of Property Owners for closing a portion of Remley Place was presented; together with a report from the City Planning Commission stating that the Major Street Plan will not be affected; and a recommendation from the City Engineer, approved by the City Manager, that the petition be granted.

RESOLUTION NO. 71374, recorded in Book 63 of Resolutions, granting the petition for closing approximately 50 feet at the end of Remley Place, within the boundaries of Lot 1, Block "D" La Jolla Country Club Heights; and directing the City Engineer to furnish a description of the lands to be closed, and a description of the district of lands to be assessed for the proposed closing; was on motion of Councilman Weggenman, seconded

by Councilman Knox, adopted.

Communication from the Purchasing Agent, approved by the City Manager, reporting on quotations on lighting standards with cast iron base and composite cast iron and pipe brackets, anchor and tie-rods and luminaires, from the Pacific Union Marbelite Company and from the Taper Tube Pole Company, was presented.

RESOLUTION NO. 71375, recorded in Book 63 of Resolutions, rejecting the bids submitted to the Purchasing Agent for ornamental lighting standards with cast iron base and composite cast iron and pipe brackets, anchor and tie-rods and luminaires, for Market Street between the east line of Pacific Highway and the southerly prolongation of the east line of State Street; and referring the matter of standards for lighting the above-mentioned street to the City Manager for further report and recommendation; was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

Communication from the City Federation of Woman's Christian Temperance Union urging the appointment of at least six police women was presented, and on motion of Councilman Knox, seconded by Councilman Simpson, filed without reading.

Communication from Mary E. Beilby relative to the need of a storm drain between 45th Street and Highland Avenue and between Polk Avenue and Orange Avenue was read; together with a communication from the City Engineer, approved by the City Manager, reporting on the status of the proposed improvement; and on motion of Councilman Weggenman, seconded by Councilman Simpson, ordered filed; a copy of the City Engineer's communication to be furnished Mary E. Beilby.

Communication from W. S. Broderick relative to the need of a new Club House at 6th Avenue and Redwood Street was presented and read; together with a report from the City Manager that an ordinance will be submitted appropriating \$1,000.00 from the Unappropriated Balance Fund to be used as the portion of the sponsor's contribution toward building this Club House; and on motion of Councilman Weggenman, seconded by Councilman Knox, ordered filed.

Communication from Senator Ed Fletcher relative to the Cabrillo Statue was presented, and on motion of Councilman Knox, seconded by Councilman Flowers, ordered filed without reading, as the Councilmen all have copies.

Communication from the Traffic Commission recommending the prohibition of left hand turns into Sixth Street Extension and right hand turns into Sixth Avenue, at the junction north of University Avenue, was presented and read.

RESOLUTION NO. 71376, recorded in Book 63 of Resolutions, authorizing and directing the City Attorney to prepare the necessary papers to prohibit left hand turns into Sixth Street Extension and right hand turns into Sixth Avenue, at the junction of Sixth Street Extension and Sixth Avenue north of University Avenue, was on motion of Councilman Knox, seconded by Councilman Simpson, adopted.

Communication from the Traffic Commission relative to the Taxicab Driver's License of Julius Joseph DeKeyser was presented and read.

RESOLUTION NO. 71377, recorded in Book 63 of Resolutions, revoking the Taxicab Driver's License of Julius Joseph DeKeyser, 309 - 19th Street, was on motion of Councilman Flowers, seconded by Councilman Knox, adopted.

Communication from the City Attorney transmitting an opinion of Phil D. Swing as to the title to the San Dieguito Water System conveyed to the City some months ago was presented, and on motion of Councilman Simpson, seconded by Councilman Flowers, referred to conference.

Communication from the City Auditor reporting on the claim of Mrs. Mayme L. West for \$12.55 was presented and read.

RESOLUTION NO. 71378, recorded in Book 63 of Resolutions, granting the claim of Mrs. Mayme L. West, filed March 22, 1940, against the City of San Diego in the amount of \$12.55, alleged to be due on account of property damage caused when claimant fell over markers in the south parking lot of the Civic Center on or about the 2nd day of February, 1940; and authorizing payment from the Small Claims Payment Fund of \$12.55 in full settlement of said claim; was on motion of Councilman Knox, seconded by Councilman Fish, adopted.

Communication from the Purchasing Agent reporting on bids received for 3600 feet 6" Pipe, Class 250, standard bell and spigot cast iron pipe, and/or 3600 feet of 6" asbestos-cement pipe, approved by the City Manager, was presented and on motion of Councilman Knox, seconded by Councilman Flowers, the matter of awarding a contract was continued for one week, and referred to a conference to be held at 9:00 A.M. on May 17th, 1940.

At this time a majority of the members of the Council signed approval of an Insurance Policy from the Hartford Accident and Indemnity Company covering Roller Coaster, Concession at southeast corner of Camino del Norte and Camino Gusto, Mission Beach, and Miniature Steam Railway, Amusement Center, Mission Beach; all operated by the Mission Beach Coaster Company.

Communication from the Purchasing Agent reporting on bids for 11,000 feet of 2" standard weight black steel pipe was read and on motion of Councilman Fish, seconded by Councilman Simpson, ordered filed.

RESOLUTION NO. 71379, recorded in Book 63 of Resolutions, accepting the bid of the Acme Pipe Company to furnish the City of San Diego with 11,000 feet of 2" standard weight black steel pipe for the sum of \$1562.25; awarding said contract to said Company; and authorizing the City Manager to execute a contract with said Acme Pipe Company for furnishing said steel pipe; was on motion of Councilman Fish, seconded by Councilman Simpson, adopted.

Communication from the City Manager relative to his request that the Hillcrest sign be transferred to smaller poles by the Hillcrest Women's Club was presented and read.

RESOLUTION NO. 71380, recorded in Book 63 of Resolutions, revoking the permit heretofore granted to the Hillcrest Women's Club for the installation of a Zeon-illuminated sign bearing the word "HILLCREST" over University Avenue between 4th and 5th Avenues, if the supporting poles now in place are not removed and replaced by poles acceptable to the City Manager within sixty days from the date of this resolution, was on motion of Councilman Simpson, seconded by Councilman Flowers, adopted. Councilman Weggenman voted "Nay" on the motion.

Communication from the City Engineer, approved by the City Manager, recommending that the City make application to the Navy Department for a permit to construct a sewer outfall line across the property of the U. S. Destroyer Base, was presented.

RESOLUTION NO. 71381, recorded in Book 63 of Resolutions, authorizing the City Attorney to prepare the necessary papers for an application to be made by the City of San Diego for a sewer outfall line across the property of the U. S. Destroyer Base, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer, approved by the City Manager, suggesting that an inspection trip be made by the Mayor, Council, Water Commission, City Manager, City Attorney, Supervisor Impounding System and Hydraulic Engineer over the Cottonwood-Otay water supply system was presented, and on motion of Councilman Fish, seconded by Councilman Weggenman, the invitation was accepted for Friday, May 24th, 1940.

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

RESOLUTION NO. 71382, recorded in Book 63 of Resolutions, awarding to the San Diego Consolidated Gas & Electric Company the contract for furnishing electric current for Mission Beach Lighting District No. 1 for the period ending May 14, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

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

RESOLUTION NO. 71383, recorded in Book 63 of Resolutions, awarding to Caudell & Johnson, a co-partnership composed of Arthur S. Johnson and J. H. Caudell, the contract for paving and otherwise improving the Alley in Block 152, Mission Beach, as described in Resolution of Intention No. 70962, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION ORDERING WORK NO. 71384, recorded in Book 63 of Resolutions, for paving and otherwise improving the Alley in Block 152, University Heights, and a portion of Polk Avenue, as described in Resolution of Intention No. 71109, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION ORDERING WORK NO. 71385, recorded in Book 63 of Resolutions, for closing the west 30 feet of 22nd Street, between the north line of A Street as it now exists, and the south line of Russ Boulevard; also, the east 30 feet of 22nd Street, between the north line of A Street and the south line of Russ Boulevard; was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

Communication from the City Engineer, approved by the City Manager, submitting Resolution of Intention for University Avenue Lighting District Number Three was presented and ordered filed.

RESOLUTION OF INTENTION NO. 71386, recorded in Book 63 of Resolutions, for furnishing electric current for University Avenue Lighting District Number Three for the period ending August 6th, 1941, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

At this time the Council took a recess until the hour of 1:30 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.

action taken on

On motion of Councilman Weggenman, seconded by Councilman Flowers, the proposed ordinance relative to the operation of the San Diego Zoo was reconsidered at this time.

Communication from the City Attorney relative to the management of the Zoological gardens and exhibits in Balboa Park was presented.

Communication from P. F. O'Rourke relative to the opinion of the City Attorney on the management of the Zoological Exhibit was read and on motion of Councilman Flowers, seconded by Councilman Weggenman, ordered filed.

Thereupon, ORDINANCE NO. 1845, New Series, recorded in Book 47 of Ordinances, granting to the Zoological Society of San Diego the right to occupy, maintain and operate Zoological Gardens in Balboa Park, and committing to said Society custody, care and maintenance of Zoological Exhibits therein, 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.

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

RESOLUTION OF INTENTION NO. 71387, recorded in Book 63 of Resolutions, for furnishing electric current for Five Points Lighting District Number One for the period ending August 4, 1941, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

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

RESOLUTION OF INTENTION NO. 71388, recorded in Book 63 of Resolutions, for furnishing electric current for University Avenue Lighting District Number One for the period ending August 6th, 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 Ocean Beach Lighting District Number One was presented and ordered filed.

RESOLUTION OF INTENTION NO. 71389, recorded in Book 63 of Resolutions, for furnishing electric current for Ocean Beach Lighting District Number One for the period ending August 13th, 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 Mission Beach Lighting District Number Two was presented and ordered filed.

RESOLUTION OF INTENTION NO. 71390, recorded in Book 63 of Resolutions, for furnishing electric current for Mission Beach Lighting District Number Two for the period ending August 16th, 1941, was on motion of Councilman Housh, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71391, 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 Date Street, between the southerly prolongation of the east line of Granada Avenue and the west line of Dale Street, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71392, 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 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; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71393, 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 27, Resubdivision of Blocks K and L, Teralta, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71394, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block 35, City Heights, between the north line of University Avenue and the south line of Polk Avenue, did by their return post cards demand the making of the investigation provided by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and directing the City Engineer to prepare a written report as provided by said Act; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71395, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block K, Altadena, between the north line of Redwood Street and the south line of Thorn 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 directing the City Engineer to prepare a written report as provided by said Act; was on motion of Councilman Simpson, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71396, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block 1, Carmel Heights, between the north line of Palm Street and the south line of Redwood 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 directing the City Engineer to prepare a written report as provided by said Act; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71397, recorded in Book 63 of Resolutions, determining that owners of more than fifteen per cent of the area of the assessment district for paving and otherwise improving the Alley in Block A, Altadena, between the north line of Thorn Street and the south line of Upas 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 directing the City Engineer to prepare a written report as provided by said Act; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71398, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving the Alley in Block "B", Altadena, and a portion of Thorn Street, as particularly described in Resolution No. 70528, will not exceed the limitations of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and directing the City Engineer to furnish the necessary plans and specifications for said work; was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71399, recorded in Book 63 of Resolutions, determining that the proposed assessment for the paving and otherwise improving of Strandway, as described in Resolution No. 70103, 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 furnish the necessary plans and specifications for said work; was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71400, 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 Garrison Street, between the northwesterly line of Rosecrans Street and the southeasterly line of Willow Street; and Evergreen Street, between the north-easterly line of Garrison Street and the southwesterly line of Hugo Street; was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71401, recorded in Book 63 of Resolutions, directing that the assessment for the paving and otherwise improving the Alley in Block 152, University Heights, and a portion of Polk Avenue, under Resolution of Intention No. 71109, shall be made and signed by the City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71402, recorded in Book 63 of Resolutions, directing that the work of paving and otherwise improving the Alley in Block 152, University Heights, and a portion of Polk Avenue, under Resolution of Intention No. 71109, shall be done under the direction of the City Engineer and to the satisfaction of said City Engineer, was on motion of Councilman Weggenman, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71403, recorded in Book 63 of Resolutions, approving the diagram of the property affected or benefited by the work of paving and otherwise improving the Alleys in Blocks 3 and 4, Hartley's North Park, as described in Resolution of Intention No. 70673, and to be assessed to pay the expenses thereof, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71404, 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 Nile Street, as particularly described in Resolution of Intention No. 70748, and to be assessed to pay the expenses thereof, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

Communication from the City Planning Commission relative to the map of Juan Street Addition was presented and ordered filed.

Communication from the City Engineer recommending that the final map of a tract of land to be known as Juan Street Addition be accepted was presented and ordered filed.

RESOLUTION NO. 71405, recorded in Book 63 of Resolutions, adopting the map of Juan Street Addition, and accepting the easements therein, was on motion of Councilman Simpson, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71406, recorded in Book 63 of Resolutions, releasing Louis F. Weggenman and the Pacific Indemnity Company from future liability under the bond dated April 28, 1939, for any acts of said Louis F. Weggenman in the performance of his duty as Councilman on and after May 8, 1940, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71407, recorded in Book 63 of Resolutions, releasing Percy J. Benbough and the Pacific Indemnity Company from future liability under the bond dated April 28, 1939, for any acts of said Percy J. Benbough in the performance of his duty as Mayor on and after May 8, 1940, was on motion of Councilman Fish, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71408, recorded in Book 63 of Resolutions, releasing J. T. Peterson and the Great American Indemnity Company from future liability under the bond dated July 18, 1939, for any acts of said J. T. Peterson in performance of his duty as Chief of Police on and after March 21, 1940, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the Hydraulic Engineer submitting form of resolution authorizing the City Manager to sign a proposal relative to continuance of hydrographic work by the City and by the U. S. Geological Survey was presented.

RESOLUTION NO. 71409, recorded in Book 63 of Resolutions, authorizing the City Manager to prepare and sign a letter directed to the Director of the U. S. Geological Survey, for the continuance of the work of maintaining and repairing certain gauging stations for the year ending June 30, 1941, in accordance with paragraph 3 (c) of the agreement between the United States Geological Survey and The City of San Diego, dated July 1, 1938, and as recommended by the Hydraulic Engineer of said City under Document No. 320308, on file in the office of the City Clerk of said City, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71410, recorded in Book 63 of Resolutions, accepting the agreement signed by Miriam Lindberg Lykins, Phebe Ann Lindberg, Rhoda Lindberg, Rachel Lindberg Miller, wherein said parties agree to remove structures and improvements from those portions of Lots 16 and 17, Block 9, Estudillo and Capron's Addition, purchased from said parties by The City of San Diego for street purposes; and that said purchase price includes certain interests, damages, etc., therein set forth; was on motion of Councilman Housh, seconded by Councilman Flowers, adopted.

RESOLUTION NO. 71411, recorded in Book 63 of Resolutions, accepting the deed of Byrdina R. Clay, Marcia E. Clay and Harry O. Sweiven, executed in favor of the City of San Diego for a portion of Camino Del Rio, was on motion of Councilman Housh, seconded by Councilman Fish, adopted.

RESOLUTION NO. 71412, recorded in Book 63 of Resolutions, accepting the deed of Fred Vallejo, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Weggenman, seconded by Councilman Housh, adopted.

RESOLUTION NO. 71413, recorded in Book 63 of Resolutions, accepting the deed of F. L. McMechen and C. Bell McMechen, executed in favor of the City of San Diego for sewer purposes, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Communication from the City Engineer recommending repeal of proceedings for paving the Alley in Block 72, Ocean Beach, and a resolution adopted directing the City Engineer to submit a plat of the district to be assessed, was presented.

RESOLUTION NO. 71414, recorded in Book 63 of Resolutions, repealing Resolution No. 70303 entitled, "Relating to Proposed Assessment for Improvements in Alley in Block 72, Ocean Beach; and Newport Avenue", adopted November 14, 1939; and abandoning all proceedings subsequent thereto; and further, directing the City Engineer to furnish the Council with a description of the assessment district, and a plat showing the exterior boundaries of the district of lands in said City to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the proposed improvement petitioned for under Document No. 316324, on file in the office of the City Clerk of said City; was on motion of Councilman Weggenman, seconded by Councilman Simpson, adopted.

Petition of the American Legion and the Veterans of Foreign Wars for permission to sell poppies on the streets of San Diego on May 24th and 25th, 1940, in connection with their annual poppy sales, was presented by unanimous consent.

RESOLUTION NO. 71415, recorded in Book 63 of Resolutions, granting permission to the American Legion and to the Veterans of Foreign Wars to sell poppies on the streets of San Diego on Friday, May 24th and Saturday, May 25th, 1940, in connection with their annual poppy sale, with the understanding that the organizations mentioned will comply with the provisions of Ordinance No. 111, New Series, was on motion of Councilman Weggenman, seconded by Councilman Flowers, adopted.

ORDINANCE NO. 1846, New Series, recorded in Book 47 of Ordinances, appropriating the sum of \$1000.00 out of the Unappropriated Balance Fund for the purpose of purchasing material, renting equipment and providing supervision for construction of a Clubhouse near Sixth and Redwood Streets in Balboa Park under W.P.A. Sponsor's Project No. 169, 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 Housh, seconded by Councilman Knox, said Ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1847, New Series, recorded in Book 47 of Ordinances, establishing the grade of the Alley in Block 3, Sunset Cliffs, 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 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 Flowers, said ordinance was adopted by the following vote, to-wit: Yeas--Councilmen Simpson, Weggenman, Housh, Fish, Knox, Flowers and Mayor Benbough. Nays--None. Absent--None.

ORDINANCE NO. 1848, New Series, recorded in Book 47 of Ordinances, establishing the grade of Quimby Street in the City of San Diego, between the northwesterly line of Locust Street and a line parallel to and distant 245.00 feet northwesterly of the northwesterly line of Locust 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 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.

By unanimous consent, RESOLUTION NO. 71416, recorded in Book 63 of Resolutions, authorizing B. D. Phelps, assistant City Engineer, to represent the City of San Diego at the California Sewer Association conference at Catalina, May 19th, 20th, and 21st, 1940, and to incur the necessary expense therefor, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

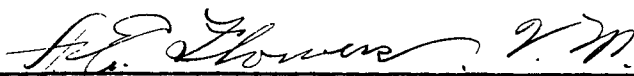
RESOLUTION NO. 71417, recorded in Book 63 of Resolutions, authorizing the City Manager to make and execute a lease with Wayne W. Dailard, Warren Worcester and Curtis Coleman, for portions of Mission Beach Amusement Center for the period of one year, with an option for an additional year, in accordance with a form of lease contained in Document No. 320312, was on motion of Councilman Knox, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71418, recorded in Book 63 of Resolutions, expressing the thanks of the Council to the Women's Democratic Club of San Diego County for the picture of President Franklin Delano Roosevelt, which was presented by that organization to the City of San Diego, and is now hung in the Council Chamber, was on motion of Councilman Weggenman, seconded by Councilman Knox, adopted.

RESOLUTION NO. 71419, 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 53, University Heights, under Resolution of Intention No. 69806, was on motion of Councilman Fish, seconded by Councilman Weggenman, adopted.

RESOLUTION NO. 71420, 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 174, University Heights, and a portion of Lincoln Avenue, under Resolution of Intention No. 70011, was on motion of Councilman Housh, seconded by Councilman Weggenman, adopted.

Thereupon, on motion, the meeting was adjourned.


Vice-Mayor of the City of San Diego, California.

(ATTEST) FRED W. SICK, CITY CLERK,

By 
DEPUTY.