

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Thursday, January 19, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.

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

Communication from Louis M. Karp, Deputy City Attorney, addressed to J. F. DuPaul, City Attorney, and forwarded to the Council with Mr. DuPaul's signature of approval as an opinion of the City Attorney's office, was presented and read. The opinion referred to the application by the Youth for Christ organization to hold a series of meetings in Balboa Park, and found that the same may be granted under the circumstances which are set forth therein, and pointing out that it would not be a violation of either section 55 of the Charter of The City of San Diego, nor Article IV section 30 of the Constitution of the State of California. Questions arose on the phraseology of the opinion, so it was re-read. The City Attorney and the Acting City Manager spoke briefly, in line with the opinion, the City Attorney amplifying the same and the City Manager commenting that he was not sure off-hand if the premises sought to be used in Balboa Park were available for the period beginning February 10 and running through February 19.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred to the City Manager with the request that space be made available to the Youth for Christ organization in Balboa Park.

RESOLUTION NO. 96557, recorded on Microfilm Roll No. 25, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted. Said Resolution reads in full, as follows:

"Resolution No. 96557

WHEREAS, Benjamin J. Greenlund was appointed a member of the City of San Diego Civil Service Commission by Mayor Percy J. Benbough on September 1, 1938, to succeed Mr. Edward C. Hall, resigned; and

WHEREAS, Mr. Greenlund was reappointed on September 1, 1943, and again reappointed on October 5, 1948, for a five-year term; and

WHEREAS, because of ill health it became necessary for Mr. Greenlund to tender his resignation effective August 1, 1949; and

WHEREAS, Mr. Greenlund took a very prominent part during the approximately eleven years of his public service in inaugurating many advancements in the field of merit system administration, apprenticeship training, control of sick leave, advancements in examination standards and evaluation of probationers; and

WHEREAS, during the years Mr. Greenlund served as Commissioner, the Civil Service Commission of The City of San Diego received national recognition for its program in the field of Public Civil Service; and

WHEREAS, Benjamin J. Greenlund, a prominent citizen of this City passed away Saturday, January 14, 1950; NOW, THEREFORE,

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

That the members of this Council on behalf of The City of San Diego and its inhabitants, take this means and opportunity of recognizing the great public services performed by Benjamin J. Greenlund; and

BE IT FURTHER RESOLVED, That the sympathy and condolences of the Mayor and each member of the City Council be extended to the members of the bereaved family; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this Council, and a certified copy of the same be sent to the bereaved family."

All members of the Council were present, and voted for adoption of said Resolution, and the original thereof so shows.

At this time Mayor Knox was excused from the meeting, inasmuch as the Mayor of Salt Lake City was visiting in the City, and the Mayor left to meet him. Vice Mayor Godfrey assumed the duties of Chairman.

Communication from the Acting City Manager, reporting on petition of N. J. Haering for return of \$60.00 deposit made on request for sale of real estate, being portions of Blocks 478 and 493 Old San Diego, stating that the property was not put up for sale.

RESOLUTION NO. 96558, recorded on Microfilm Roll No. 25, authorizing the City Clerk to return to N. J. Haering the deposit of \$60.00, which accompanied petition requesting that portions of Lots in Block 478 and 493 Old San Diego be put up for sale, said petition having been denied, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from San Diego Public Safety Committee, signed by Hal H. Hobson, Secretary, requesting that the Council adopt a resolution in support of additional State Highway Patrol to San Diego County, pointing out that there are fewer patrolmen now on duty than there were in 1942 although the population, registration and demands upon the highways and streets have consistently increased, directing the Resolution to Clifford E. Peterson, Commissioner, Highway Patrol, State of California, Sacramento, was presented.

There was considerable discussion by members of the Council who thought it might be well to secure facts and figures to present together with the Resolution, but it was determined to have the Resolution prepared and to provide figures at a later date.

On motion of Councilman Schneider, seconded by Councilman Wincote, the matter was referred to the City Attorney for preparation and presentation of the necessary Resolution.

Communication from Great American Indemnity Company, recommending denial of claim of W. J. Mecke, 3145 McCaull Street, San Diego, arising out of a property damage claim resulting from a sewer stoppage, filed 12/15/49, in the sum of \$150.36, was presented.

RESOLUTION NO. 96559, recorded on Microfilm Roll No. 25, denying claim of W. J. Mecke, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Great American Indemnity Company, recommending denial of claim of Dennis Construction Co., Mission Gorge Road, San Diego, arising out of a property damage claim resulting from water forced out of a backfill while City was repairing old cistern, filed 11/9/49, in the sum of \$69.91, was presented.

RESOLUTION NO. 96560, recorded on Microfilm Roll No. 25, denying claim of V. R. Dennis Construction Co., was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Percy H. Goodwin Company, recommending denial of claim of Mrs. Violet Dumler D/A 9-13-49, was presented.

RESOLUTION NO. 96561, recorded on Microfilm Roll No. 25, denying claim of Mrs. Violet Dumler, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96562, recorded on Microfilm Roll No. 25, requesting the Percy H. Goodwin Company to bring to the Council Conference, to be held at the hour of 2:00 o'clock P.M., this date, the three claims hereinbefore referred to and denied by Resolutions Nos. 96559, 96560, 96561, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Mrs. Lee Fouts, in behalf of the Parent Teachers' Association of Ocean Beach, complaining about the poor acoustics in the Community Center and asking for help in improving the condition, was presented and read.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

Director

Communication from the Assistant Planning, addressed to the Acting City Manager, reporting on the map of Ocean Terrace, which had been referred to the City Manager for report in connection with park lands to be dedicated therefor on the Final Map, was presented. The report stated that the proposed park dedication is a large portion of sand beach, which will eventually become a part of the existing La Solano Park, and that the City has for a period of years been attempting to acquire said beach area, and is a portion of lands to be purchased by the State in exchange for lands which were deeded to the State or are to be deeded to the State along Torrey Pines Beach.

RESOLUTION NO. 96563, recorded on Microfilm Roll No. 25, adopting Map of Ocean Terrace and accepting the park therein, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96564, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of any and all required supervision, labor, equipment, material, services, transportation (excepting the labor and the materials specified to be furnished by the City) for the construction of Wabash Boulevard, Section "A", between Federal Boulevard and 40th Street and Wightman Street, and Federal Boulevard between B Street and Market Street, on file in the office of the City Clerk under Document No. 412156, authorizing and directing the Purchasing Agent to publish in accordance with law, notice to contractors calling for bids for said work, in accordance with the plans and specifications, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of High Seas Tuna Packing Co., Inc., by Earl M. Nielsen, General Manager, requesting permission to construct two tunnels across Addison and Shafter Streets in accordance with drawings attached thereto, was presented. Accompanying the petition were recommendations from the Assistant Director of Public Works and from the City Engineer, addressed to the City Manager, and forwarded with the Acting City Manager's approval,

upon various conditions.

RESOLUTION NO. 96565, recorded on Microfilm Roll No. 25, granting permission to High Seas Tuna Packing Co., to install and maintain tunnels under Addison Street and Shafter Street, at the locations shown upon and in accordance with plans for the same contained in Document No. 412160 on file in the office of the City Clerk, upon a revocable basis, and upon conditions set forth in detail in said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Director of Social Welfare, addressed to the Acting City Manager, recommending that protest be made against proposed On-Sale beer license at 1026 West Washington Street, known as the Alma Latina Cafe, was presented.

RESOLUTION NO. 96566, recorded on Microfilm Roll No. 25, authorizing the Mayor and Acting City Manager to execute and file with the State Board of Equalization a written protest against the issuance of an on-sale Beer License to Guadelupe Q. Fackrell for the premises located at 1026 West Washington Street, on the grounds that the premises are located 278-1/2 feet from the St. Vincent de Paul Church and School located at 4077 Ibis Street, and 512 feet from the Mission Hills Congregational Church at 1200 Ft. Stockton Drive. The application, the Resolution recites, is also protested by the Mission Hills Methodist Church and by the City Board of Education for the Grant Elementary Public School, which church and school are in the adjoining neighborhood. The application is further protested by at least twenty-four residents in the immediate vicinity of the establishment applying for the license, the issuance of which would be contrary to the public welfare and morals, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Librarian, addressed to the Acting City Manager, requesting permission to be absent from the City for three or four days between January 22 and 28, so that she may go to the San Francisco Bay region to visit the recently opened new Richmond Public Library, the new Oakland Public Library now under construction, to confer with Dr. Conmy about requirements for San Diego, to attend 100th anniversary and open house of the California State Library in Sacramento and to confer with Mabel Gillis, State Librarian, was presented. The communication bore the approval of the Acting City Manager.

Councilman Schneider asked for additional information from the Acting City Manager, and questioned the necessity for the trip. Other members of the Council felt it would be of value to the City to have Miss Breed make the trip.

RESOLUTION NO. 96567, recorded on Microfilm Roll No. 25, authorizing Miss Clara E. Breed, City Librarian, to go to the San Francisco Bay region, for the purpose of visiting the new Richmond Public Library and the new Oakland Public Library now under construction, and to Sacramento to attend the 100th anniversary and open house of the California State Library and to confer with Miss Mabel Gillis, State Librarian, and authorizing the incurring of the expenses necessary for said trip, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Water

Communication from the Director, Department, addressed to the City Manager, recommending that authorization be granted to send inspectors to the Los Angeles area for inspection during manufacture of pipe for Kearny Mesa Pipe Line, Section II, total expense not to exceed \$1,000.00, bearing approval of the Acting City Manager, was presented.

RESOLUTION NO. 96568, recorded on Microfilm Roll No. 25, authorizing the Director of the Water Department to send inspectors to the Los Angeles area for the purpose of inspecting, during manufacture, the pipe for the Kearny Mesa Pipe Line, Section II, at the Azusa plant of the Southern Pipe & Casing Company, which inspection will require the City inspectors to be in residence in Azusa or vicinity for a period of about three months beginning about January 23, 1950, said Director authorized to incur necessary expense for said inspection, estimated not to exceed \$1,000.00, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Proposed Ordinance creating a Board of Centennial Commissioners for the City and County of San Diego, and empowering said Board to further celebrations and exhibits commemorating the Centennial and other significant events in the history of the State of California, was again presented, having been continued to this time from the meeting of Tuesday, January 17, 1950.

Members of the Council indicated that they wished to discuss the matter in Conference this afternoon, and on motion of Councilman Schneider, seconded by Councilman Godfrey, the proposed Ordinance, based upon suggestions presented at the suggestion of George A. Scott, Chairman of Governor Warren's Centennial Commission, was continued until the afternoon meeting of this date.

RESOLUTION NO. 96569, recorded on Microfilm Roll No. 25, accepting deed of Mae A. Edgerton, bearing date January 5, 1950, conveying Lots 15 and 16 Block 34 Mission Beach, and resubdivision of Blocks 23, 26, 27 and 37, and Lots 1 to 30 inclusive in Block 24 Mission Beach Addition, Tract No. 1381, authorizing and directing the City Clerk to forward the deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder of the County of San Diego, after all escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

(New Series)

ORDINANCE NO. 4290, recorded on Microfilm Roll No. 25, establishing the grade of the Alley in Block 6 City Heights Annex No. 2, between the north line of Myrtle Avenue and the south line of Dwight Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4291 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of the Alley in Block 3 La Jolla Park, between the southerly line of Pearl Street and the southerly boundary line of La Jolla Park, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4292 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of Manchester Road, between the north line of Saranac Street and the north line of Alta Mesa Villas, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4293 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of 69th Street, between the south line of Saranac Street and the west prolongation of the north line of Mandalay Road, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilman Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

At this time Vice Mayor Godfrey greeted members of the Civics Class of the Vocational School, and their teacher, Wendell French, and welcomed them to the meeting.

A proposed ordinance appropriating the sum of \$5,000.00 out of the Unappropriated Balance Fund, for the purpose of providing funds for the development of and supervision at the Southcrest Recreation Center, was presented.

The Acting City Manager reported again, saying that the Recreation Director does not favor the project. He said that the project had been forced on the City, that he and the Recreation Director do not favor isolated play areas, but feel that they should be at or near schools.

Councilman Dail disagreed with the Acting City Manager's statement, and said that the Recreation Director had recommended the closing of the Balboa School Playground, and the taking over of Southcrest.

ORDINANCE NO. 4294 (New Series), appropriating the sum of \$5000.00 out of the Unappropriated Balance Fund, for the purpose of providing funds for the development of and supervision at the Southcrest Recreation Center, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilman Wincote. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilman Wincote. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

Communication from Raymond Krah, Secretary to the Civil Service Commission, addressed to the Mayor, and presented at this time by the Vice Mayor, notifying the Council of the Civil Service Commission's hearing to be held in the Council Chamber at 7:30 P.M. on Tuesday, January 31st, to discuss the proposed new rules for the City Civil Service, and inviting the Mayor and members of the Council to attend. The communication was read, and on motion of Councilman Dail, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from San Diego County Independent Progressive Party of California, 2744 Imperial Avenue, signed by Alice Hoskins, Chairman, I.P.P., going on record requesting that additional time be given to the opposition to the petition for rent decontrol at the hearing to be conducted January 25, 1950, even if it necessitates a series of hearings over a period of two or three nights, also requesting that speakers be staggered so that each one is followed by someone from the other side, making rebuttal possible for both sides and resulting in truly democratic procedure, stating that it is felt that even a hearing on rent decontrol is against the peoples' interests but since the hearing has been scheduled every effort must be made to insure that all of them are given an opportunity to speak, was presented.

Councilman Dail moved that the communication be referred to Reverend Kenneth Carson, to appear with his group in the de-control matter, if acceptable to his group; or that the group may fill out a card for a 5-minute presentation by an organization; or for a 3-minute presentation by an individual; or for the filing of a brief after, which motion was seconded by Councilman Wincote, and carried by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The matter of the proposed lease with the State Park Commission and City and County of San Diego, in connection with occupancy of portion of Cuyamaca State Park by the City-County Camp Commission for camping purposes, was again presented under unanimous consent granted to the Acting City Manager.

RESOLUTION NO. 96570, recorded on Microfilm Roll No. 25, authorizing renewal of a lease with the State of California Park Commission of a portion of Cuyamaca State Park by the City-County Camp Commission, in accordance with form thereof on file in the office of the City Clerk under Document No. 412158, authorizing the City Manager to sign said lease for and on behalf of the City of San Diego, to be effective when the same has been signed by the Chairman of the Board of Supervisors for and on behalf of the County of San Diego and by the State Park Commission for the State of California, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted; by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilman Wincote. Absent---Mayor Knox.

The land referred to in said Resolution is a portion of Cuyamaca Rancho State Park of the California State Park System, now occupied for camping purposes by the San Diego City-County Camp Commission, the term is for a period of 25 years expiring and terminating at date of December 31, 1974, with the right to renew the agreement for an additional period of 25 years upon the same terms and conditions, provided written notice of the exercise of the option is given not later than one year prior to expiration thereof.

Unanimous consent was granted to Councilman Kerrigan, to present the following matter again, which was not listed on the Council's agenda:

RESOLUTION NO. 96571, recorded on Microfilm Roll No. 25, requesting the City Manager to secure information from the Board of Education regarding the doing away with the existing recreational area at the Horace Mann School, and regarding the establishment of playgrounds at the 54th Street and El Cajon Boulevard site of a Junior High School, before next Budget session, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Mayor Knox returned to the meeting for a short time, and introduced Mayor Earl J. Glade, of Salt Lake City, but did not resume the Chair. After a brief visit in the Council Chamber, Mayor Knox and Mayor Glade left.

Councilman Dail requested, and was granted unanimous consent to present the following matter not listed on the Council's agenda:

Mr. Dail spoke about the petition filed with the City Clerk the previous day, requesting the reopening of the matter of granting by the City of a National Guard Armory on Market Street, between 45th and 47th Streets, by Allison M. Henson.

The petition referred to, containing 821 signatures, was brought into the meeting by the City Clerk's Office. The Vice Mayor pointed out that Lt. Henson had been informed by the City Clerk's office that the petition would appear on the Council's agenda for the meeting of Tuesday, January 24, 1950.

Mr. Dail pointed out that Lt. Henson had attended a conference at which General O'Sullivan and General Fisher had been present, at which conference Lt. Henson, as well as others, had been advised that an Armory will not be built for two and a half years. It was requested by Councilman Dail that Lt. Henson be advised.

RESOLUTION NO. 96572, recorded on Microfilm Roll No. 25, requesting the City Manager to convey to Lt. Allison Henson, of the National Guard, the information that he had already been advised that an Armory will not be built for two and one half years, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

In connection with this same matter, the Acting City Manager reported verbally on sites which had been investigated for a National Guard Armory, saying that the site in Pueblo Lot 1203 was favored by General George Fisher. No action was taken thereon at this time.

The City Attorney requested, and was granted, unanimous consent to present the following matter, not listed on the Council's agenda:

RESOLUTION NO. 96573, recorded on Microfilm Roll No. 25, determining that the best interests of the City of San Diego that it compromise superior court action in

in eminent domain, entitled "The City of San Diego v. Bradberry," No. 149165, to acquire those portions of Lots 7, 8, 9 and 10 in Block 105 of Roseville, more particularly described in Resolution No. 91052 adopted on the 21st day of September, 1948, in connection with construction of a public street known as Wabaska Drive, in the sum of four thousand dollars, and move a garage and fence from a portion of the property being acquired by the City, and pile the fence on Lot 3 Block 105 of Roseville, owned by the defendant, and move the garage to adjoining property to be conveyed by the City to the defendant, upon condition that said Esther Bradberry put in the name of The City of San Diego clear title to those portions of Lots 7, 8, 9, 10 Block 105 Roseville more particularly set forth in said suit; authorizing and directing the City Attorney to take all action necessary to accomplish the compromise; authorizing the City Auditor and Comptroller to deliver to the City Attorney a City warrant payable to Esther Bradberry in the amount of four thousand dollars; authorizing and empowering the Mayor and City Clerk to execute for and on behalf of the City a deed conveying to Esther Bradberry, also known as Esther E. Bradberry, all of the City's right, title and interest in and to portion of the Southwesterly 20 feet of Lot 7 Block 105 of Roseville, more particularly described in said Resolution, which deed shall be given to the City Attorney to be by him placed in an escrow opened for the purpose of effectuating the hereinabove referred to compromise of suit, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The Acting City Manager opposed the adoption of said Resolution, saying that it was unfair to other property owners from whom the City had purchased property for said Wabaska Drive.

The City Attorney, and Deputy City Attorney Thomas J. Fanning, spoke for the authorization for the compromise on the terms set forth in said Resolution, stating that it is to the City's advantage to do so. They referred, also, to the matter of the fence and garage removal which had been negotiated by the Purchasing Agent and the City's Supervisor of Properties, stating that inasmuch as offers had been made by them to Esther Bradberry, they should be carried in accordance with their negotiations.

Councilman asked the Acting City Manager if the property in question is actually needed, and he replied that the proposed street is a part of the City's master plan, and that its improvement cannot be made unless the property in question is acquired.

RESOLUTION NO. 96574, recorded on Microfilm Roll No. 25, accepting deed of Esther Bradberry, also known as Esther E. Bradberry, bearing date January 4, 1950, conveying to the City of San Diego portions of Lots 7, 8, 9, 10 Block 105 of Roseville, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabaska Drive; directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

On motion of Councilman Dail, seconded by Councilman Schneider, the Council took a recess until the hour of 2:00 o'clock P.M., this date.

Upon re-convening, at the hour of 4:25 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox
Absent---Councilman Wincote
Clerk-----Fred W. Sick

The proposed Ordinance, considered earlier in this meeting, creating a Board of Centennial Commissioners, was again presented, and on motion of Councilman Swan, seconded by Councilman Schneider, was ordered filed, and the ordinance shown next was introduced.

ORDINANCE NO. 4295 (New Series), recorded on Microfilm Roll No. 25, creating a Board of Centennial Commissioners for the City of San Diego and the County of San Diego, and authorizing and empowering said Board to further, carry out and conduct celebrations, maintain exhibits and expositions commemorating the centennial and other anniversaries of significant events in the history of the State of California - the membership of the Board to be composed of 14 commissioners to be appointed by the Mayor of The City of San Diego, 14 commissioners to be appointed by the Board of Supervisors of the County of San Diego; the Director of Parks and Recreation of The City of San Diego, the Director of County Recreation for the County of San Diego; creating in the Office of The Treasurer of The City of San Diego a special revolving fund to be known as the "Centennial Revolving Trust Fund; said ordinance to become inoperative and without force and effect unless the Board of Supervisors of the County of San Diego shall adopt an ordinance containing in substance all of the recitations, declarations, restrictions and terms expressed and contained in each and every section of said Ordinance, was on motion of Councilman Schneider, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Wincote.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Wincote.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4296 (New Series), recorded on Microfilm Roll No. 25, approving Rule and Regulation of the Merit System of the Fire Department of The City of San Diego providing for vacations and leaves of absence (to be added to the Rules and Regulations of the Merit System of the Fire Department contained in Document No. 301859 filed in the office of the City Clerk March 15, 1937), was on motion of Councilman Kerrigan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Wincote.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Wincote.

The final reading of such Ordinance was in full.

RESOLUTION NO. 96575, recorded on Microfilm Roll No. 25, declaring it to be the sense of the Council that 10 acres be granted, on a 50-year lease basis, to the State of California for use as an Armory, and that the Planning Department be requested to work out with the Park Department of the City plans to develop a park site around the Armory, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilman Dail. Absent---Councilman Wincote.

At this time Councilman Wincote entered the meeting.

Communication from the Superintendent of Parks, addressed to City Manager, approved by the Parks & Recreation Director and the City Manager, making recommendations for proposed service charges for Balboa Park Club upon which work of restoration is in progress and which will be opened to public use this month, was presented.

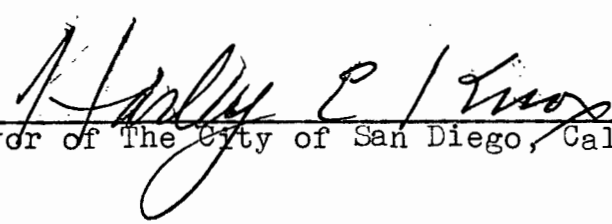
RESOLUTION NO. 96576, recorded on Microfilm Roll No. 25, establishing the following rates for service charges in connection with the use of Balboa Park Club:

1. Where the lounge and ballroom are used for purposes other than, and not including the serving of any meals or food -
 - (a) For schools, colleges and other youth organizations, per day\$75.00
 - (b) For charity, fraternal, and service organizations for charitable, fraternal, or service club purposes, per day.....150.00
 - (c) For commercial purposes by any individual, partnership or corporation, minimum per day.....225.00
or 15% of the gross receipts per day, exclusive of taxes, whichever is the greater.
2. For use of lounge and ballroom for any activity which includes the serving of any dinner or other type of meal, the rent shall be 25¢ per plate with a minimum of \$200.00 per meal, or \$300.00 per day, when more than one meal is served and in addition to this rental charge, the caterer shall be required to replace all losses due to breakage.
3. For the use of the lounge alone, either in the morning, or afternoon, or evening, a charge per day 35.00,

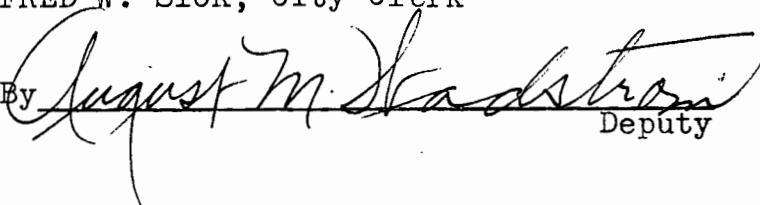
was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96577, recorded on Microfilm Roll No. 25, repealing Resolution, adopted by the Council on January 12, 1950, which Resolution authorized and directed the City Manager to make repairs to the Encanto Methodist Church parking lot damaged by a broken water main, provided that the City of San Diego be absolved of any future liability therefor, and that the proper waivers in connection therewith which were to be prepared by the City Attorney, were signed, and that the repairs were to have been a maximum cost to the City of San Diego of \$125.00, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilman Dail. Absent---Councilmen None. (This action was taken as a result of conference held this date with Percy H. Goodwin Co., the City's insurance carrier, and the City Attorney in the matter of the City's insurance).

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Dail, adjourned at the hour of 4:30 o'clock P.M.


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 24, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:04 o'clock A.M.

Knox Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor
Absent----Councilman Dail
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, January 17, 1950, and the Regular Meeting of Thursday, January 19, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Godfrey, were approved without being read to the Council, and were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Logan Avenue Lighting District No. 1, for a period of one year from and including November 16, 1949, to and including November 15, 1950, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded publicly opened and declared. Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$33.90 written by San Diego Trust and Savings Bank, which bid was given Document No. 412398.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said bid was referred to the City Manager and to the City Attorney.

Councilman Dail entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on Resolution of Preliminary Determination No. 96245, for the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, which had been continued until this time, the City Engineer reported verbally that the Public Works Department will take care of the drain complained of by Paul Cota.

RESOLUTION NO. 96578, recorded on Microfilm Roll No. 25, overruling and denying the verbal protest of Paul Cota against the proposed work of paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Preliminary Determination No. 96245, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96579, recorded on Microfilm Roll No. 25, determining the proposed paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Preliminary Determination No. 96245, to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's Assessment No. 1920 made to cover the costs and expenses of the work of paving and otherwise improving of the Alley in Block 17 City Heights, within the limits and as particularly described in Resolution of Intention No. 93816, the clerk reported that a written appeal had been received from J. C. Gowin, which appeal was presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no additional written appeals were presented.

RESOLUTION NO. 96580, recorded on Microfilm Roll No. 25, overruling and denying the appeal of J. C. Gowin and all other appeals, from the City Engineer's Assessment No. 1920 made to cover the costs and expenses of the work of paving and otherwise improving of the Alley in Block 17 City Heights, within the limits and as particularly described in Resolution of Intention No. 93816, confirming and approving the City Engineer's said Assessment No. 1920, authorizing and directing the City Engineer to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

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

Contract with San Diego Gas & Electric Company for the furnishing of electric current in Pacific Beach Lighting District No. 1;
Official Bond of John McQuilken as Auditor and Comptroller.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Committee Representing Protesting Resident Property Owners from the Zoning Committee decision in granting variance to the provisions of Ordinance No. 32 New Series, to permit Del-Mac, Incorporated, owner, to split two lots into three building sites and construct a single family residence on each, being Lots 1 and 2 Block 23 Sunset Cliffs, at the westerly corner of the intersection of Leon Street and Guizot Street, in Zone R-1, subject to architectural control, the report of the Zoning Engineer thereon, was read by the Clerk.

Written protests of Frank Luckel, president, Sunset Cliffs Improvement Association, and the written protest of Mrs. Erna L. Hadra, were presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Assemblyman Frank Luckel, representing the Sunset Cliffs Improvement Association spoke regarding the original ideal in laying out of the subdivision, and protested against the proposed property split. He introduced a group of interested property owners in the district who appeared as protestants, who arose but did not speak.

Harry Collins spoke regarding his years of being an officer in said Association, and of its aims to maintain the beauty of the neighborhood. He spoke in behalf of keeping a good district and said that the government housing project would soon be removed. He stressed the importance of not having smaller lots or homes.

Mrs. Jack Stice spoke for the retention of larger properties. As a matter of fact, Mrs. Stice spoke several times, each time re-iterating her stand in opposition to proposed division of the property into three home sites.

Ray Turner told of the "spirit" of the neighborhood. He said that the developers want to build to sell, rather than for their own occupancy.

Mrs. Stice said about 20 persons appeared in protest at the Zoning Committee's hearing thereon, and referred to method of conducting said hearing, which she disapproved. Her statement was based on question from Councilman Swan as to whether the protests felt they had been given an adequate hearing before the Zoning Committee, Mr. Swan frequently taking the stand that the matter is not heard sufficiently by the Zoning Committee before coming to the Council on appeal.

The Mayor then asked those in favor of the zone variance to speak at this time.

Mrs. John Curley, who resides across the street from the property upon which the variance is sought, favored the granting of the variance. She said that many protestants had signed under misapprehension. Mrs. Curley said, also, that certain property owners were against G-I development. She said she owned G-I loan property, and felt that property so developed was a credit to the neighborhood.

Although this was the time for the proponents to be heard, Mrs. Stice gained the floor again, saying that not only her husband was a G-I, but that she was also. She expressed the belief that that was a matter in the past, and should be forgotten. Her home, she said, by way of information, was constructed on a G-I loan.

Glenn Nye spoke for the granting of the variance. He said that the day of large homes in the area is gone. He contended that he would prefer small homes to the existing vacant property. He said that he wants the area to remain in an R-1 zone.

Councilman Wincote brought up the matter of the alley in the block in question. He asked the Zoning Director about the point, and he replied that the alley in the block is not being used. He pointed out the lay-out of the property on a map to the Council.

Continuing for those being heard in favor of the variance, Thomas Massey, representing the Del-Mac Corporation (the petitioners for the variance) spoke regarding the many properties not served by alleys. He answered questions put by the Council, and said that the four blocks facing the intersection in question do have alleys. He showed photographs of "typical" homes in the area, which he said were in the \$11,000.00 to \$13,000.00 class. He said that the corporation owns 25 or 30 lots in the district. He stressed the point that the average of the proposed split will be greater in size than the average in the district.

William H. McCrary, owner of Del-Mac Corporation, read from deed restrictions established in 1943 about size, cost and setback lines. He said that he has over \$100,000.00 invested in the area, and that he is going to develop his holdings - but not in \$40,000.00 to \$50,000.00 homes. The three houses he proposes to build on the subject property would be in the \$12,000.00 to \$13,000.00 range, if the variance is granted for the three. Asked how long he had owned the property, Mr. McCrary stated that he had bought the lots last November. He also owns, personally, the adjoining corner lot which he felt he may wish to divide. He said that the smallest parcel on which he is now building, is 60 ft. x 150 ft.

Councilman Schneider expressed the belief that long-time resident taxpayers must be considered and protected.

Reference was also made to the many parcels which had been acquired by tax title.

Councilman Schneider moved to grant the appeal and overrule the Zoning Commission decision, which motion was seconded by Councilman Wincote.

Following considerable discussion on the question, the motion and second were withdrawn.

Councilman Schneider moved to continue the matter for one week, and that the Council as a committee of the whole go out to view the property upon which the hearing was being held. That motion was seconded by Councilman Godfrey, and carried unanimously.

Petition of residents for reconsideration of previous request for the deed-ing by the City of San Diego of land on Market Street, between 45th and 47th Streets, to the State of California, for an Armory site, which petition had been called to the Council's attention at its last meeting by the Clerk, as having been filed, was presented and read.

Councilman Dail asked that he be permitted to speak directly to Lt. H. Henson, the filer of the petition. Mr. Dail referred to the discussion they had had in his office previous to filing of the present petition, and of the information he had given to Lt. Henson and the reasons for the Council's action in denying application to re-zone the property in question to permit a gift being made thereof by the City for an Armory. He said that Lt. Henson had been present at a conference at which it was stated that it would be from 2-1/2 to 3 years before the construction could be done, but that it was his personal opinion that it might be done earlier. Mr. Dail thought that the City Manager should look for another site, and present it to the Council for consideration.

Councilman Dail moved to request the City Manager to look for a site other than the one on Market Street, and present a report thereon to the Council. That motion was seconded by Councilman Wincote, but the roll was not called at this time.

The Mayor said that if the Armory project goes into the State program for construction, the City will supply the site.

It was pointed out that the action to be taken at this time was on the petition before the Council, rather than on the matter of other sites. The motion and second hereinbefore shown were withdrawn, and the petition was ordered filed on motion of Councilman Dail, seconded by Councilman Swan.

Asked if the National Guard is adequately housed, as stated by General O'Sullivan, Lt. Henson replied that the quarters furnished in two Quonset huts across from the Police Department are satisfactory.

RESOLUTION NO. 96581, recorded on Microfilm Roll No. 25, requesting the City Manager to examine a possible site to provide the National Guard Brigade which had been seeking land on Market Street, with land for an Armory, and that General O'Sullivan be informed that the City of San Diego will provide a site therefor when and if funds are made available for construction thereof by the State of California, directing the City Clerk to furnish certified copy of said Resolution to Major General C. D. O'Sullivan, Adjutant General, State of California National Guard, Sacramento, California, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Petition of Civil Club of Encanto for establishment of Bus service to connect Imperial Avenue with University Avenue via 65th Street, Klauber Avenue, 69th Street, Mt. Vernon Avenue and Massachusetts Avenue (being copy of petition, without signatures, addressed to the San Diego Transit System), was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Claim of Emily A. Alden, 2031 Second Avenue, in the sum of \$3,000.00 for personal injuries on sidewalk in front of 1628 Second Avenue, was presented.

RESOLUTION NO. 96582, recorded on Microfilm Roll No. 25, referring claim of Emily A. Alden to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Nella B. Knepper, 3814-1/2 Fourth Avenue, in the sum of \$2,999.00 for personal injuries on sidewalk on University Avenue between Wilson Avenue and 36th Street, was presented.

RESOLUTION NO. 96583, recorded on Microfilm Roll No. 25, referring claim of Nella B. Knepper to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Lawrence G. Morrow, 3021 G Street, in the sum of \$755.00 for personal and property damage re motor-scooter accident caused by hole in pavement at intersection of 16th and L Streets, was presented.

RESOLUTION NO. 96584, recorded on Microfilm Roll No. 25, referring claim of Lawrence G. Morrow to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

At the request of the Mayor, the following item was taken out of order from the Council's agenda, and considered at this time.

Communication from the Director, Water Department, addressed to the City Attorney through the City Manager, and forwarded to the Council with the Acting City Manager's approval, was presented and read. The communication requested preparation of a resolution to close San Vicente Reservoir to fishing until further notice, to be made effective as of February 1, 1950, due to unprofitable operations for public fishing.

Mr. Freeman Durgin, a resident of Ramona, spoke in opposition to the closing of the Reservoir, and told of use of recreational facilities and their costs to the City.

On motion of Councilman Dail, seconded by Councilman Schneider, the proposed Resolution was ordered filed.

RESOLUTION NO. 96585, recorded on Microfilm Roll No. 25, requesting the City Manager to study and report on the possible opening up of the side of San Vicente Reservoir where the Aqueduct comes in, to public fishing, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's approval, submitting Resolution authorizing bids for furnishing Fiber Conduit, was presented. RESOLUTION NO. 96586, recorded on Microfilm Roll No. 25, authorizing the Purchasing Agent to advertise for sealed bids for the furnishing of 6504 lineal feet of 3" and 400 lineal feet of 2" Fiber Conduit, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer recommending a Change of Grade by Plat on portions of Saranac Street, Mohawk Street, 71st Street, 72nd Street, 73rd Street, in connection with public improvement proceedings, and that proceedings be initiated therefor, was presented.

RESOLUTION NO. 96587, recorded on Microfilm Roll No. 25, adopting and approving recommendation of the City Engineer that Change of Grade proceedings be initiated affecting portions of Saranac Street, Mohawk Street, 71st Street, 72nd Street, 73rd Street, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending granting suspension of sections of the Subdivision Ordinance relative to the Tentative Map of Bellevue Heights Unit No. 5, being southerly of Trojan Avenue and easterly of 58th Street, was presented.

RESOLUTION NO. 96588, recorded on Microfilm Roll No. 25, suspending sections 3I2, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Bellevue Heights Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of Tentative Map of Bellevue Heights Unit No. 5, on conditions set forth in detail in the recommendation, was presented.

RESOLUTION NO. 96589, recorded on Microfilm Roll No. 25, approving the Tentative Map of Bellevue Heights Unit No. 5, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending granting suspension of sections of the Subdivision Ordinance relative to the Tentative Map of Colonial Manor, being West of Catalina Boulevard and south of Hill Street, was presented.

RESOLUTION NO. 96590, recorded on Microfilm Roll No. 25, suspending sections 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Colonial Manor, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Colonial Manor, on conditions set forth in detail in the recommendation, was presented.

RESOLUTION NO. 96591, recorded on Microfilm Roll No. 25, approving the Tentative Map of Colonial Manor, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Final Map of Cosgrove Park, subject to the posting of an adequate and sufficient bond to assure the installation of the required improvements specified in Resolution No. 94453 which approved the Tentative Map, was presented.

RESOLUTION NO. 96592, recorded on Microfilm Roll No. 25, authorizing the City Manager to execute a contract with Chris A. Cosgrove and Celia C. Cosgrove, for the installation and completion of the unfinished improvements and the setting of the monuments required for Cosgrove Park, directing the City Engineer to present an Ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96593, recorded on Microfilm Roll No. 25, adopting Map of Cosgrove Park and accepting streets, portion of a public street and unnamed easements therein, directing the Clerk to endorse upon said map, as and for the act of the Council, that said streets and easements are accepted on behalf of the public, directing the City Clerk to transmit the map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission recommending granting suspension of sections of the Subdivision Ordinance relative to the Tentative Map of Dellcrest, being southerly of Rhoda Drive at Mar Avenue in Pueblo Lot 1262 adjacent to the Golf Course, was presented.

RESOLUTION NO. 96594, recorded on Microfilm Roll No. 25, suspending sections 3E2, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Dellcrest, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Dellcrest, on conditions set forth in detail in the recommendation, was presented.

RESOLUTION NO. 96595, recorded on Microfilm Roll No. 25, approving the Tentative Map of Dellcrest, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from Martha E. Kelley and others (no addresses shown thereon) complaining about bus service, was presented. On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

RESOLUTION NO. 96596, recorded on Microfilm Roll No. 25, directing that all of the complaints made in connection with Bus service be made available to the Council during the time that the Transit System franchise is under consideration, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from Normal Heights Bus Committee, by Dee Smith, acknowledging report made by the Acting City Manager and transmitting copy of letter addressed to the San Diego Transit Company dealing with alleged discrepancies and inaccuracies therein, was presented. The communication was partially read, but when it was found to be mainly a lampoon on the acting City Manager the reading was discontinued, and the matter filed on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 96597, recorded on Microfilm Roll No. 25, approving the elimination of the loop following Boundary Street, Cooper Avenue, Gregory Street in the proposed bus routing in the McKinley School District, in connection with the San Diego Transit System application for a certificate of public convenience and necessary before the Public Utilities Commission of the State of California, and approving said application as amended authorizing and directing the City Clerk to forward certified copy of said Resolution with the Public Utilities Commission of the State of California, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from Past Commanders' Club No. 1, Veterans of Foreign Wars recommending continuance of rent control in San Diego for at least another year, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from M. J. Porter and Pearl Porter opposing rent control, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

San Diego County Fair and Citrus Exposition, under auspices of the 22nd District Agricultural Association of the State of California, by Paul T. Mannen, Manager, inviting the City of San Diego to participate in the County Fair to be held June 30 through July 9, 1950, was presented. On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from United States Conference of Mayors announcing Annual Conference, to be held in New York City at the Waldorf-Astoria Hotel, May 11-13, 1950, was presented. On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the Mayor.

RESOLUTION NO. 96598, recorded on Microfilm Roll No. 25, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of the Alley in Block 97 City Heights, within the limits and as particularly described in Resolution of Intention No. 92827, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96599, recorded on Microfilm Roll No. 25, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of portion of Landis Street, within the limits and as particularly described in Resolution of Intention No. 93732, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96600, recorded on Microfilm Roll No. 25, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of portion of Landis Street, within the limits and as particularly described in Resolution of Intention No. 93731, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96601, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 143 University Heights, and the Plat No. 2127 showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon said Alley, directing the City Clerk to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 96602, recorded on Microfilm Roll No. 25, for the furnishing of electric current for the lighting of the ornamental street lights located in Pacific Highway Lighting District No. 1, for a period of one year from and including November 5, 1949, to and including November 4, 1950, in accordance with Report and Assessment filed in the office of the City Clerk on November 4, 1949, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 96603, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley in Block 54 Fairmount Addition to City Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 96604, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of portions of Atascadero Drive, Alicia Drive and Tennyson Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 96605, recorded on Microfilm Roll No. 25, for the closing of portion of Elm Street, between the easterly line of State Street and the westerly line of Union Street, determining that it is not deemed necessary that any land be taken therefor, setting out the exterior boundaries of the district of lands to be affected thereby, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96606, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96607, recorded on Microfilm Roll No. 25, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96608, recorded on Microfilm Roll No. 25, ascertaining and declaring the wage scale for the paving and otherwise improving of portion of Reed Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96609, recorded on Microfilm Roll No. 25, ascertaining and declaring the wage scale for the installation of sewer mains in University Avenue, 54th Street, Rex Avenue, Public Rights of Way, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96610, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 5 Carmel Heights, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96611, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 12-1/2 City Heights Annex No. 1 Subdivision of Blocks 3, 6, 9 and 12, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96612, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 99 City Heights, directing

the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96613, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 19 Fairmount Addition to City Heights, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96614, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 245 Mission Beach, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96615, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96616, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 11 Ocean Beach and Block 94 Ocean Bay Beach, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96617, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96618, recorded on Microfilm Roll No. 25, granting petitions for the paving and otherwise improving of the Alley in Block 317 Reed and Daley's Addition, and the Alley in Block 281 San Diego Land and Town Company's Addition, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, including the extension of pavements to the curb lines at 28th Street, if necessary, the construction of retaining walls, if required, and that both alleys be included in one assessment district, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96619, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alley in Block 71 University Heights, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 96377 for the improvement of the Alley in Block 52 University Heights, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96620, approving recommendation of the City Engineer, filed under Document No. 412118 in the office of the City Clerk, and directing the City Engineer to include the improvement of portion of La Jolla Boulevard with the improvement heretofore commenced for the improvement of the Alleys in Blocks 2 and 3 La Jolla Park, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96621, recorded on Microfilm Roll No. 25, granting request of L. B. Butterfield for an extension of 30 days within which to complete the installation of sewers in Morena Boulevard, Weeks Avenue, Naples Street, and other streets, within the limits and as particularly described in Resolution of Intention No. 91738, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96622, recorded on Microfilm Roll No. 25, authorizing the City Engineer to grant to C. B. Saunders a 60-day extension of time for the completion of the contract for the improvement of the Alley in Block 97 City Heights, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Superintendent of Streets recommending granting petition of Roy French Kidd to install and maintain underground conduits in public property to serve new building at 2866 - 4th Avenue, was presented.

RESOLUTION NO. 96623, recorded on Microfilm Roll No. 25, granting permission to Roy French Kidd, O.D., 1168 Fifth Avenue, to install and maintain electric and telephone conduits underneath the sidewalk in front of Lots A and L Block 326 Horton's Addition, to serve property at 2866 Fourth Avenue, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Petition of Jacob D. Lubinstein, for permission to install a sewer line between the property line and sidewalk at Lots 23-24 Block 70 Park Villas Subdivision, was presented together with recommendations for the approval thereof from the Health Department.

RESOLUTION NO. 96624, recorded on Microfilm Roll No. 25, granting permission to Jacob D. Lubinstein, 3031 Ivy Street, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed 1 foot outside the property line and run in an easterly direction, parallel to the south line of Lots 23-24 Block 70 Park Villas Subdivision, to point of intersection with public sewer, to serve property at 2606 Myrtle Avenue, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Petition of Frank Manescalkie, for permission to install a sewer line between the property line and sidewalk at Lot 2 La Mesa Colony Subdivision, was presented together with recommendations for the approval thereof from the Health Department.

RESOLUTION NO. 96625, recorded on Microfilm Roll No. 25, granting permission to Frank Manescalkie, 4792 Filipo Street, to install a 4 inch cast iron sewer line between the property line and the sidewalk, to be placed 2 feet outside the property line of Lot L-2 La Mesa Colony Subdivision, to point of intersection with public sewer, to serve property at 6983 Amherst Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Manager

Communication from the Acting City/recommending granting petition of Edgar V. Ullrich, Architect, 3452 Bayonne, San Diego, in behalf of Harold J. Muir, 344 A Street, Coronado, to place underground conduits in Solymar Street, was presented.

RESOLUTION NO. 96626, recorded on Microfilm Roll No. 25, granting permission to Harold J. Muir to install and maintain electric and telephone conduits under Solymar Drive, to serve Lot 1 Block 10 Muirlands, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Petition of Bob L. Radovich, for permission to continue the present arrangement of one water meter and a private sewer line for new duplex to connect with an existing private sewer line serving old duplex, and to then connect with public sewer in alley, to serve properties numbered 4978 and 4980 Santa Monica Avenue, was presented together with recommendations for the approval thereof from the Health Department.

RESOLUTION NO. 96627, recorded on Microfilm Roll No. 25, granting permission to Bob L. Radovich to continue the present arrangement of one water meter, and a private sewer line for new duplex to connect with an existing private sewer line serving old duplex, and then to connect with public sewer in alley, to serve properties numbered 4978 and 4980 Santa Monica Avenue, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Petition of J. W. Ravenscroft for permission to install a sewer line between the property line and sidewalk at Lots G, H, I Block 266 Horton's Addition, was presented, together with recommendations for the approval thereof from the Health Department.

RESOLUTION NO. 96628, recorded on Microfilm Roll No. 25, granting permission to J. W. Ravenscroft to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed 1-1/2 feet outside of property line and run in a westerly direction, parallel to the south line of Lot 266 Block F Horton's Addition, to point of intersection with public sewer, to serve property known as 2328 First Street (Lots G, H, I Block 266 Horton's Addition, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Petition of The Union Ice Company to install and maintain an extension to its existing loading platform on Island Avenue, between Front Street and First Avenue, was presented.

RESOLUTION NO. 96629, recorded on Microfilm Roll No. 25, granting permission to Union Ice Company to construct and maintain at its own expense an extension of approximately 45 feet of the existing loading platform on Island Avenue between Front Street and First Avenue, upon a revocable basis and upon conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96630, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to do all the work in connection with the installation of 880 feet of eight-inch water main in Pacific Beach Drive, from Ingraham Street to Riviera Drive, by appropriate City forces, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96631, recorded on Microfilm Roll No. 25, authorizing and directing the City Manager to execute for and on behalf of The City of San Diego a right of way contract by and between the State of California and The City of San Diego in connection with the exchange of property between the City and the State in the vicinity of the Gibbs' Municipal Airport, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96632, recorded on Microfilm Roll No. 25, accepting the subordination agreement executed by A. Harutunian and Virginia Harutunin, beneficiaries, and Southern Title & Trust Company, trustee, bearing date January 5, 1950, wherein said parties subordinate all right, title and interest in and to a portion of Lot 29 of Eureka Lemon Tract, to the right of way and easement for water main purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to transmit said agreement together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96633, recorded on Microfilm Roll No. 25, accepting quitclaim deed of Virgil T. Bledsoe and Corinne Keil Bledsoe, bearing date January 13, 1950, quitclaiming Lot 121 of Addition No. 1 to City Gardens, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96634, recorded on Microfilm Roll No. 25, accepting deed of Ralph and Ethel Bonham, bearing date January 12, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 2 Block 4 of Ocean Beach, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96635, recorded on Microfilm Roll No. 25, accepting deed of John Wm. Cook and Marie Cook, bearing date January 16, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 46 Block 1 Berkeley Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96636, recorded on Microfilm Roll No. 25, accepting deed of Herbert G. Archibald and Lourie J. Archibald, bearing date December 30, 1949, conveying an easement and right of way for water main purposes in portion of Pueblo Lot 1788, recorded in the office of the County Recorder, and a portion of Lot 29 of Eureka Lemon Tract, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96637, recorded on Microfilm Roll No. 25, accepting deed of R. H. Fleet, bearing date December 30, 1949, conveying an easement and right of way for water main purposes in a portion of Pueblo Lot 141, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96638, recorded on Microfilm Roll No. 25, accepting deed of San Diego Beach Company, bearing date January 10, 1950, conveying an easement and right of way for water main purposes in a portion of Lots 29 to 38 inclusive, of Block 99 of Pacific Beach, and Lots 8 to 12 inclusive, of Block 100 Pacific Beach, and Lots 1 to 6 inclusive, of 14 of Floral Terrace, and Lots 13 to 18 inclusive, of Block 12 of Floral Terrace, and Lots 1 to 9 inclusive, of Block 11 Floral Terrace, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4297 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$7,500.00 from the Unappropriated Balance Fund, for the purpose of providing funds for restoring and developing the City-County Camp area, in accordance with agreement between the City of San Diego, the County of San Diego and the State of California, was on motion of Councilman Wincote, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4298 (New Series), recorded on Microfilm Roll No. 25, transferring the unexpended balance of \$1,123.97 of funds heretofore appropriated by Ordinance No. 3498 (New Series), out of the Capital Outlay Fund for the purpose of providing funds for engineering for engineering work, including surveys, maps, etc., necessary for the completion of final plans and estimates for the construction of the Gibbs Airport, to the funds set aside and appropriated out of said Capital Outlay Fund by Ordinance No. 3602 (New Series), for the purpose of providing funds for the contribution of the sponsor, The City of San Diego, for the construction and improvements to the Gibbs Municipal Airport, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

The Port Director requested, and was granted, unanimous consent for the consideration by the Council of the following item not listed on the agenda:

RESOLUTION NO. 96639, recorded on Microfilm Roll No. 25, authorizing the Purchasing Agent to enter into a contract with the Walter Barber Company, wherein the said company will lease and rent to the City one 3/8 yard crane, for the purpose of removing piling, timber, quonset huts and broken concrete from Shelter Island, at a price of \$200.00 per week, total not to exceed \$1400.00, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Acting City Manager requested, and was granted, unanimous consent to present the following matters not listed on the agenda:

RESOLUTION NO. 96640, recorded on Microfilm Roll No. 25, resolving that the State Highway Patrol squad located within the County of San Diego should be brought up to sufficient strength that it may be in position to perform each and all of the duties imposed upon said Patrol by law, directing the City Clerk to forwith mail copies of said Resolutions to the Governor, to Clifford E. Peterson, Commissioner, Highway Patrol, State of California, to Senator Fred Kraft, and to the members of the State Assembly, Kathryn T. Nieghouse, Frank Luckel and Ralph Cloyed, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted. Said Resolution was suggested by the San Diego Public Safety Committee, based upon survey and recommendations and findings made by that group, which surveys and findings are more particularly set forth in said Resolution.

RESOLUTION NO. 96641, recorded on Microfilm Roll No. 25, accepting bid of C. B. Saunders for the construction of the Bayview Reservoir, at a total estimated sum of \$187,487.36, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Prior to passage of said Resolution, the City Attorney explained the matter to the Council, saying that there had been a question as to the City's being able to make the award to Mr. Saunders, the low bidder, inasmuch as at the time of making his bid he did not have the class license required for the doing of said work, but that license therefor had subsequently been granted.

RESOLUTION NO. 96642, recorded on Microfilm Roll No. 25, authorizing and directing the City Auditor and Comptroller to transfer the sum of \$100.00 from "Maintenance and Support," to "Outlay," Division of Sewers, Department of Public Works Fund, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

The following matters were withdrawn from Council Conference, and were filed:

Communication from the Harbor Department relative to inclusion of streets and ways on the tidelands in any franchise granted to the San Diego Transit System;

Communication from Mission Bay Advisory Committee, signed by George A. Scott, Chairman, relative to need for additional bond issue for the developing of Mission Bay;

City Attorney's opinion relative to a program of municipally-endorsed low rent housing for people in the low income brackets;

Communication from the City Auditor and Comptroller reporting on recommendations of the County Grand Jury relative to handling of City funds and securities;

Communication from the Percy H. Goodwin Company replying to request of the City for the furnishing of data relative to claims filed;

Communication from Rainbow Advertising Company relative to new contract for maintenance of street advertising benches.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the meeting was adjourned at the hour of 11:50 o'clock A.M. to the Russ Auditorium, 12th and Russ Streets, for the purpose of hearing any and all persons who may desire to be heard and to present evidence for or against the petition filed November 29, 1949, by the Apartment Association of San Diego, Inc., and the San Diego Realty Board, asking for decontrol of rents in the City of San Diego, pursuant to the authority contained in the Housing and Rent Act of 1949, at the hour of 7:30 o'clock P.M., Wednesday, January 25, 1950.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

ADJOURNED MEETING

Russ Auditorium, 12th Avenue and Russ Street, San Diego,
California, Wednesday, January 25,
1950

An Adjourned Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 7:30 o'clock P.M.

Mayor Knox. Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent-----Councilmen None
Clerk-----Fred W. Sick

Mayor Harley E. Knox read the following statement at the opening of the meeting:

"This is a regular meeting of the Council of The City of San Diego, which was called in the Council Chamber in the Civic Center, at ten o'clock A.M., Tuesday, January 24, 1950, and thereafter adjourned to the Russ Auditorium, 12th and Russ Streets, San Diego, California. The purpose of the meeting and the adjournment to the Russ Auditorium is to hear any and all persons who may desire to be heard and to present evidence for or against the petition filed November 29, 1949, by the Apartment Association of San Diego, Inc., and the San Diego Realty Board, asking for decontrol of rents in The City of San Diego, pursuant to the authority contained in the Housing and Rent Act of 1949.

Let the record show that all members of the Council, including the Mayor, are present, together with the City Clerk, the City Attorney, and the City Manager; that notice of this hearing was published once in the San Diego Union, the official newspaper of The City of San Diego, on the 13th day of January, 1950. A copy of this notice, together with an affidavit of publication shall be made a part of this record, and marked "Exhibit 1".

A copy of such notice was thereafter also mailed to Hon. Earl Warren, Governor of the State of California; to the Director of the San Diego Regional Rent Control Office, San Diego, California; to the Chairman of the Board of Supervisors of the County of San Diego; and to the mayors of the following surrounding cities: La Mesa, El Cajon, Chula Vista, National City, and other individuals who requested such notice. The Clerk's certificate showing that such notices were duly mailed shall be made a part of this record, and marked "Exhibit 2". The petition of the Apartment Association of San Diego, Inc., and the San Diego Realty Board shall also be made a part of this record, and marked "Exhibit 3".

"A letter from the United States Post Office, addressed to the Mayor, signed by W. E. Krenning, Postmaster, dated January 20, 1950, showing results of a survey taken July 8, 1949, and another survey conducted on January 11, 1950, shall also be made a part of this record and marked "Exhibit 4". A copy of the Metropolitan San Diego Housing Survey, completed in June, 1948, and prepared by the Institute of Public Opinion, San Diego State College Foundation, also shall be made a part of this record and marked "Exhibit 5".

The sole question to be determined this evening is whether there no longer exists such a shortage in rental housing accommodations in The City of San Diego as to require rent control. The determination of this question must necessarily be decided upon facts, and facts only. Statements of opinion on the merits or demerits of rent control, or the past grievances or complaints of landlords or tenants, are entirely outside the issues, and in the interest of time and an efficient determination of this question, cannot be permitted. The Council wishes it to be understood that it approaches this question with an open mind and without any preconceived opinions in the matter, but that since its decision, whatever it may be, must be based upon facts, all testimony this evening will be restricted to material evidence. Every person desiring to present factual information pertinent to the inquiry will be given an opportunity to be heard or will be permitted to file a brief, within two weeks from the date of this hearing, with the City Clerk of the City of San Diego, and such evidence shall also be made a part of this record.

In order to save time and avoid repetition, it is hoped that each group desiring to present evidence will do so through a spokesman, if possible. Since every word spoken here this evening is being transcribed by a reporter because the record must be forwarded to the Governor, we request that every one speaking this evening will always identify himself by giving his name and address and the group he represents, if any.

The organized supporters of the petition for decontrol, under Mr. Mifflin Ward, will be given one and one-half hours in which to present their case. The organized opposition to the petition for decontrol, under the direction and supervision of Reverend Kenneth Carson, Chairman, San Diego Rent Advisory Board No. 1, will also be given one and one-half hours to present evidence against decontrol. Following these presentations, individuals and other organizations will present their evidence, with one-half hour total time devoted to each side. Individuals will be allowed three minutes and spokesmen for organizations will be allowed five minutes time.

No vilification of individuals or organizations from either side will be permitted.

In the interests of saving time, we will insist that there be no applause or demonstrations during this hearing.

We will now hear from the supporters of the petition for decontrol. The presentation of such evidence by such supporters shall be in charge of Mr. Mifflin Ward. After they have presented their case we will hear from the opponents of decontrol, who shall present their evidence under the direction and supervision of Rev. Kenneth Carson."

The reporter, referred to in the Mayor's opening statement, reporting the testimony and the entire verbal proceedings of the hearing, was Alex Stewart.

Speakers had been requested to register their names, addresses, the organizations they represented if any, and whether they favored or did not favor rent de-control. Most of the speakers had registered, but of the forty seven persons heard, nineteen had failed to make a pre-registration. Registration was conducted in the lobby of the Russ Auditorium, the evening of the hearing, between the hours of 6:30 o'clock P.M. and 7:45 o'clock P.M.

The Mayor invited the organized group for decontrol to be heard first, in accordance with previously announced procedure, and asked Mifflin Ward to speak, and told Mr. Ward that he would have one and a half hours in which to make his presentation.

Mifflin Ward took the floor at the hour of 7:38 o'clock P.M., and after preliminary remarks, introduced the following individuals, each of whom spoke in the turn shown here:

Victor R. Lundy, for the San Diego Realty Board;

Edward L. Koenig, Jr., professional research man, for San Diego Realty Board and Apartment House Association of San Diego;

Ray Grable (registered as D. R. Grable), president of San Diego Realty Board;

Fred B. Mitchell, past president, San Diego Realty Board;

Mrs. Sarah E. Brittingham, Apartment House Association, who made newspaper count of rental advertisements;

William Murray (registered as William W. Murray), member of Percy Goodwin Co., who made a survey; Apartment House Association and San Diego Realty Board;

B. F. Jenkins, past president, Building Contractors' Association, San Diego Realty Board;

John Cotton, certified rental manager, past president, State Apartment Association, San Diego Realty Board;

Henrietta Kecskes, secretary to Jack Butterfield, apartment owner, San Diego Realty Board;

C. H. Clay, apartment house owner, Apartment House Association, past president of Apartment House Association;

Aubrey M. Davis, former Director of Housing, now a realtor;

The Mayor interrupted Mr. Davis, whose talk was extending beyond the allotted one and a half hours, and said that he might file the balance of presentation as a brief.

At this time the Mayor declared a 10-minute recess. He complimented the audience upon its attentiveness, and thanked them for consideration shown to the previous speakers.

The meeting reconvened at the hour of 9:24 o'clock P.M.

At this time Mifflin Ward introduced into the record, and the following exhibits were accepted into the record:

- "A" International Business Machine Tabulation of August 1949 Survey, attached to petition;
- "B" 1434 Questionnaires, August 1949 Survey of Rental Housing Research Committee of San Diego;
- 1 Population Related to Types of Housing in San Diego City: 1940-1949 (City Planning Commission);
- 2 Excerpt from Metropolitan San Diego Housing Survey, 1948, pages 187 and 188;
- 3 Excerpts from Metropolitan San Diego Housing Survey, 1948, Table S-5 and pages 21 and 22
- 4 Study of Percentage of Owner and Tenant Occupancy, City of San Diego;
- 5 Table C - Comparison of Vacancy Factors
- 6 San Diego Building Report, July 1 - December 31, 1949;
- 7 Survey Forms, Rental Housing Research Committee of San Diego;
- 8 Map of Areas used by Rental Housing Research Committee of San Diego for August, 1949 Survey;
- 9 Letter to the Mayor of San Diego from Karl R. Edmunds, Area Rent Director, dated July 6, 1949;
- 10 Letter to E. L. Koenig from Karl R. Edmunds, Area Rent Director, dated July 15, 1949;
- 11 Letter to Edward L. Koenig, Jr. from International Business Machines Corp., dated September 6, 1949;
- 12 Table "D" - Rent Range and Size of Vacant Rent Units, August 1949 Survey by the Rental Housing Research Committee of San Diego - Question No. 4;
- 13 Table "E" - Private Baths in Vacant Rental Units, August 1949 Survey, etc. - Question No. 4;
- 14 Table "F" - Private Rental Units Withheld from the Rental Market Because of Rent Control, August 1949 Survey, etc. - Question No. 5;
- 15 Table "G" - Private Rental Units Suitable for Family Occupancy Which are now Underoccupied, August 1949 Survey, etc. - Questions Nos. 6 and 7;
- 16 Table "H" - Vacant Rental Units Held for Sale Which Owner Would rent if Rents Were Decontrolled, August 1949 Survey, etc.
- 17 Average Weekly Earnings in 194 to 100 Manufacturing Establishments in San Diego County 1940-1949, San Diego Chamber of Commerce Research Department;
- 18 Summary of Naval Pay and Allowances with Attached Naval Pay and Allowance Schedules;
- 19 San Diego Annual Business Survey, June 1949, San Diego Chamber of Commerce;
- 20 Tabulation of Monthly Wages of Selected Construction Workers and Laborers, with Attached supporting Documents;
- 21 The Post-war Rental Housing Situation, National Apartment Owners Association, Inc.;
- 22 Clipping, San Diego Union, January 20, 1950;
- 23 Table "I" - Comparison of Individually Placed "For Rent" and "Wanted to Rent" Ads in the San Diego Union;
- 24 Table "J" - Comparison of Individually Placed "For Rent" and "Wanted to Rent" Ads in the San Diego Daily Journal;
- 25 Chart "K" - Comparison of Individually Placed "For Rent" and "Wanted to Rent" Ads in the San Diego Union;
- 26 Chart "L" - Comparison of Individually Placed "For Rent" and "Wanted to Rent" Ads in the San Diego Daily Journal;
- 27 Letter from John H. Woy, Rate Department, San Diego Gas & Electric Co., dated January 17, 1950;
- 28 Survey of Decontrolled Private Rental Units - Units Newly Controlled and First Rented after February 1, 1947;
- 29 Statement of Ronald S. Brock, Contractor, dated September 7, 1949;
- 30 Residential Construction in the City of San Diego During the Fiscal Years 1947-48 and 1948-49, City Planning Commission;
- 31 Post-war Residential Construction, City Planning Commission;
- 32 Table "M" - Price of Newly Constructed 2-Bedroom Homes, City of San Diego, September, 1949;
- 33 3 clippings dealing with New Home Construction;
- 34 Report of 107 Units Decontrolled by the Rent Act of 1948 and managed by the O. W. Cotton Co.;
- 35 Changes in Tenancy at "The Paramount Court", 1924 "K" St., San Diego, California during period July 1, 1949, through January 20, 1950;

- 36 Report of 3 Units in Coronado which Received Substantial Rental Increases Through the San Diego Defense Rental Area Office in 1949;
- 37 Report on the Rise in the Cost of Living since December, 1940 with Attached Consumer Price Index Figures;
- 38 Comparison of 1940 and 1949 Taxes, San Diego;
- 39 Chart Showing Rent Increase of 16% since 1940;
- 40 Excerpts from Newspapers Relative to Decontrol of Rents in other Communities;
- 41 Tabulation of Answers to Apartment Association of San Diego's advertisement of January 18, 1950 Published in the San Diego Union and Tribune-Sun on that date only and requesting Information on Available Vacancies;
- 42 File of Tables, Charts, Clippings and Excerpts Dealing with the San Diego Metropolitan Area;
- 43 Information Regarding Sub-Standard Housing in the City of San Diego;
- 44 Clippings from the San Diego Union in January, 1950 Indicating That Hotels are Advertising for Permanent Guests;
- 45 Letter from Carl H. Allen, President, Coronado Hotel and Apartment Association, dated January 25, 1950;

Written testimony of Mifflin Ward regarding effect of decontrol of San Diego on surrounding cities;

Written summary consisting of 13 pages.

The Mayor invited the organized group opposing decontrol to be heard at this time, and asked the Reverend Kenneth Carson to speak, and told Reverend Carson that he would have one and a half hours in which to make his presentation.

Reverend Carson, Chairman of Rent Advisory Board No. 1 took the floor at the hour of 9:26 o'clock P.M., and after preliminary remarks, introduced the following individuals, each of whom spoke in the turn shown here:

Admiral Baker (Rear Admiral Wilder D. Baker), Commandant of the Eleventh Naval District;

Alexander McConnell, commander, Veterans of Foreign Wars, First District;

C. V. Brown, chairman of Rent Advisory Board No. 2;

James R. Harvey, Housing Officer, V.F.W., member of Rents Advisory Board No. 2;

Harold Ingram (or Ingraham?), Chairman of Rent Advisory Board No. 3;

^{Baker}
Mr. (given name or initials not stated), member of Rent Advisory Board No. 3; its Vice Chairman:

Mrs. Rhoda Robinson, Independent Progressive Party;

Reverend Carson apologized for remarks made by Mrs. Robinson, inasmuch as she made statements in opposition to agreed upon procedure for the hearing, and said that if there was a repetition he would prohibit any further speeches into which any political statements were injected;

Mrs. Jack Rittoff, San Diego League of Democratic Women;

Carol Bayne, Young Progressives of America;

Mrs. Jack Rittoff (registered as Grace Rittoff), San Diego League of Democratic Women;

Mrs. Marguerite Schwarzman, San Diego League of Women Voters;

Charles F. Brown, UAW - CIO Local 506, Ryan Aircraft Co.;

J. D. Blatt, International Machinists Union;

Dale C. Reed (or Reid?), International Machinists Union No. 50;

John Quimby, American Federation of Labor, Central Labor Council;

J. W. Parker, A.F.L., and Vice Chairman Rent Advisory Board No. 1;

Reverend Carson spoke again, made a closing statement, and thanked the speakers. He then introduced into the record, and the following exhibits were accepted into the record:

Written testimony of Kenneth B. Carson, with pages 601, 602, 603, 604 of Congressional Record-House, January 18, 1950, attached, and page 50 The American Legion Magazine, January, 1950, being suggested distribution of income after income taxes, prepared by Savings and Mortgage Division, American Bankers Association;

Written testimony of John W. Quimby;

Telegraph from Hayward L. Parker, Secretary, Tampa CTLA, addressed to Central Labor Council of San Diego County, Attn J. W. Quimby; Telegram from Manley W. Hood, Secretary, Knoxville Central Labor Union, addressed to J. W. Quimby, Secretary, Central Labor Union;

Exhibit A Copy of answer to Mr. Melville's request from Mr. John Griffith;

Exhibit B Replies to surveys conducted in 1946;

Exhibit C Replies to surveys conducted in 1950;

Exhibit D Questionnaire entitled "Help Wanted";
 Exhibit E Tabulation of monthly averages from 1939 to 1949 showing a
 continual rise in rent;
 Exhibit F Postmaster's statement.

The Mayor declared a 10-minute recess at this time.

The meeting was resumed, at the hour of 11:08 o'clock P.M.

Individuals favoring decontrol of rents, not appearing as part of the organized group, were invited by the Mayor to be heard at this time. Organizations, it was announced, would be allowed 5 minutes each; individuals would be granted 3 minutes each for their presentations.

Graydon Hoffman, president, San Diego Chamber of Commerce, was the first speaker, and took the floor at the hour of 11:11 o'clock P.M.;

Mrs. Estelle M. Henderson, who had registered as chairman of the San Diego Real Property League, was called upon, but did not respond;

Will D. Rudd, Jr., 2331 - 2nd Avenue, apartment No. 2;

Mrs. James (no initials or given name stated), 867 - 10th Avenue, apartment owner; - later Mrs. James was reported to be Mrs. J. O. James;

Benjamin Rivera, 4251 Los Pinos, owner of apartments at 16th and Market Streets;

Mercedes Jeffries, 1417 B Street;

Miss E. Francis Parisa, 906 - 11th Avenue;

William Shearer, 8455 Dexter Drive;

Arthur Parks, 2044 Columbia Street

George Capon (or Kapin - unsure of spelling; no address given);

Floyd Wooden (no address given);

The Mayor invited organizations opposed to decontrol of rent to speak at this time. There was no response.

Individuals opposing decontrol of rent were then invited to speak, with 3 minutes allotted to each.

Roger Frommer, 3582 Dartmouth St., was the first speaker, and took the floor at the hour of 11:40 o'clock P.M.;

Robert J. Glenn, 3915 Moffett Street;

Richard Lund, 3340 Sunnyvale;

Paul L. Henneberg, Lodge 389 I.A.Machinists, 3919 Oregon Street. Mr. Henneberg was not permitted to finish his speech, being declared out of order by the Mayor; and public address system was shut off so his continued remarks were lost;

Meyer Brenner, 4605 Landis Street;

Mrs. Frances Powell, 7575 Eads Avenue, La Jolla;

Laura Stevenson, 1211 A Street;

August Larson, 2732 C Street. It was revealed that Mr. Larson desired to speak for decontrol, but it was pointed out that his side's presentation time had expired, so he was not permitted to continue.

There were other signed cards before the Mayor when he inquired if there was anyone else present who desired to be heard. There was no further response. He then announced that the hearing will be held open for two weeks beginning at 5:00 o'clock P.M., January 25, in order that additional testimony may be filed with the City Clerk by both proponents and opponents, and for checking of that testimony.

1/26/50

There being no further testimony to come before the Council, the meeting was adjourned, on motion of Councilman Wincote, seconded by Councilman Schneider, at the hour of 11:53 o'clock P.M.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Dail*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, January 26, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:04 o'clock A.M.
Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Absent---Councilman Dail
Clerk-----Fred W. Sick

Claim of Louise R. Philips, 3736 Nile Street, for damage in an unspecified amount, resulting from broken water main to removal of top soil and leaving holes in the yard and damage to house foundation, was presented.

RESOLUTION NO. 96643, recorded on Microfilm Roll No. 25, referring claim of Louise R. Philips to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Councilman Dail entered the meeting at this time.

Communication from the City Attorney, giving an opinion on the request from the National Association for the Advancement of Colored People for the enactment of an Ordinance (F.E.P.) declaring it to be unlawful for the City of San Diego to discriminate against any employee or applicant for employment because of race, color, creed or national origin; prohibiting any official, agent, department head or other employee or representative of any public utility whether or not it operates under franchise agreement with the City of San Diego from discriminating against any employee or applicant for employment because of race, color, creed or national origin, which matter had been continued to this meeting from the meeting of January 12, 1950, was again presented.

Upon being asked by members of the Council, the City Attorney reported that copies had been supplied to the Council's Secretary of his opinion, for distribution to interested persons who may have asked for them.

Conclusions "1, 2, 3" from the City Attorney's opinion, dated December 15, 1949, were read again.

The City Attorney reported, upon being questioned regarding other cities in California having adopted F.E.P. ordinance, replied that Richmond had passed an ordinance covering conclusion "3" of his opinion, having to do with making it a misdemeanor for all private employers or any class of private employers and their officials, agents and other employees to discriminate against employees or applicants for employment because of race, color, creed or national origin.

RESOLUTION NO. 96644, recorded on Microfilm Roll No. 25, filing petition of National Association for the Advancement of Colored People, by Mrs. Willie R. Roberson, president, for the enactment of an ordinance to insure equal employment opportunities for all citizens ("fair employment practices"), and directing the City Clerk to notify said Association of the Council's not being able to enact such an ordinance in view of the opinion of the City Attorney, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the District Engineer, State Division of Highways, requesting the execution by the City of San Diego of a Freeway Agreement for Pacific Highway and approaches, was presented.

There was considerable discussion on details of the resolution, and particularly in connection with the proposed agreement. At the request of members of the Council, the proposed Resolution of authorization, and the proposed Agreement, were read.

The City Manager was requested to give a report in the matter, but he said that it would be better not to delay the adoption of the resolution, rather that it be adopted at this time and that if he found any objections to the agreement he would refer the matter back to the Council and not sign the same in its present form.

RESOLUTION NO. 96645, recorded on Microfilm Roll No. 25, approving Agreement for the Improvement of State Route 2, between Coutts and Rosecrans Streets, including such matters as rights of way, rearrangement of curbs and sidewalks, improving of outer highways where they connect with Pacific Highway, cutting back of County building at the north end, the construction of outer highway between Rosecrans and Smith Streets, all in accordance with previous conferences and tentative between the City, County and State representatives and various property owners concerned, more particularly set forth in detail in said Agreement, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from County Department of Public Welfare requesting adoption of an amendment to the San Diego Building Code relative to Boarding Homes for Children, was presented and read. The Chief (Building) Inspector made a brief verbal report, stating that in his opinion the City cannot grant special permits although compliance with the Building Code might prove a hardship in that the care of children is not primarily a money-making project as set out in the communication.

The City Attorney felt that it would be appropriate and proper for his department, rather than the Building Inspector, to rule upon the validity of exceptions to the Ordinance for boarding of children.

A Fire Department representative, from the Fire Marshal's Office, said that he had talked with Mrs. Doolittle of the County Welfare Department, and knows what is intended.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Manager and to the City Attorney.

RESOLUTION NO. 96646, recorded on Microfilm Roll No. 25, declaring the three-story building situated at 344 K Street to be a fire hazard to the lives and safety of the people of The City of San Diego a public nuisance; directing the City Attorney to take any legal action he considers necessary to abate said building as a public nuisance and/or to compel the owners and lessees of the building to comply with any provisions of the Ordinances of The City of San Diego intended to protect the lives and safety of the people of The City of San Diego and property in said City, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The Chief (Building) Inspector, made a report on the conditions existing in the building in question, prior to adoption of the Resolution.

A Fire Department representative, from the Fire Marshal's Office, gave a verbal report.

City Attorney reported on statements made by the owner and lessee, and their having agreed to the safety measures needed. He recommended adoption of the Resolution after testimony of the Building Inspector and the Fire Department representative, and said that it is thought better to have the parties brought into court in a civil action rather than in a criminal suit inasmuch as it is difficult to establish responsibility, and that there would be a possibility of false arrest charges under the criminal suit against Fire and Building Inspection employees.

The Building Inspector then told of the condition of the only stairway serving the 3-story building which is used by a chain grocery store, the open elevator shaft, and the combustible partitions. He said that there is no means of exit except the one stairway. He stressed the point that owners and lessees had been notified in writing of the existing dangers last July, and requiring the necessary safety installations, but though there had been verbal promises of correction nothing had been done to date. He read a letter addressed to Bertha Mosckowitz and Lillian Pearl (one to each) - the owners - issuing orders for correction of the unsafe conditions.

The Fire Department representative corroborated statements made by the Building Inspector.

The City Attorney said that it is the Council's duty to adopt the Resolution, herein shown and numbered 96646.

RESOLUTION NO. 96647, recorded on Microfilm Roll No. 25, accepting deed of Stella F. Holladay, Jim Holladay and Robert L. Holladay, bearing date December 22, 1949, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1112, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley Road, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96648, recorded on Microfilm Roll No. 25, accepting deed of Walter Walker, bearing date January 4, 1950, conveying the southerly one-half of Lot 3 Block 18 Valencia Park Unit No. 2, authorizing and directing the City Clerk to file said deed in the office of the County Recorder of San Diego County, California, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96649, recorded on Microfilm Roll No. 25, accepting deed of Ralph S. Roberts, conveying an easement and right of way for water main purposes, bearing date January 18, 1950, in portion of Acre Lots 22 and 23 of Pacific Beach, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96650, recorded on Microfilm Roll No. 25, accepting deed of C. W. Vasey and Louise M. Vasey, bearing date January 16, 1950, conveying an easement and right of way for water main purposes in portion of the south half of south half of Pueblo Lot 1202 of the Pueblo Lands of the City of San Diego, and shown in land conveyed to C. W. Vasey and Louise M. Vasey by deed recorded April 18, 1949 in Book 1169 page 216 Official Records of County Recorder's Office, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions are complied with, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Arnold Klaus, Assistant Manager, San Diego Chamber of Commerce, appeared at the meeting and asked if members of the Council would meet with the Chamber's executive committee for breakfast at an early date. It was agreed that a Tuesday or Thursday would be the best time, after which Councilmen could come directly to the Civic Center. Members of the Council accepted the invitation for the hour of 7:30 o'clock A.M., Thursday, February 9. Mr. Klaus said he would notify the Council of the place where the breakfast would be held.

Petition of S. H. Sessions, 1886 Malden, for permission to install sewer line between the property line and the sidewalk, to serve property at 1886 Malden Street, was presented, together with recommendation for approval from the Health Department.

RESOLUTION NO. 96651, recorded on Microfilm Roll No. 25, granting permission to S. H. Sessions, 1886 Malden Street, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a westerly direction, parallel to the south line of Lot 3 C. M. Doty Subdivision to point of intersection with public sewer, to serve the above-mentioned address, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of Walter Trepte, addressed to the Traffic Engineer, requesting permission to build a 100-foot driveway to provide off-street parking in connection with a proposed building on the easterly side of Kettner Boulevard north of A Street, was presented, together with communication from the Acting City Manager recommending the granting thereof on conditions specified therein.

Members of the Council looked at a sketch attached to the petition, and some questioned the advisability of granting nearly a one-third section of the block to provide said driveway. It was pointed out that the arrangement would get cars off the street onto private property, as had been discussed in the proposed ordinance to provide private off-street parking, but it was also pointed out that the space would not be available for the parking of cars at that point on the public street at any hour since driveways are always to be left open.

Although the Acting City Manager and the Traffic Engineer had reported favorably on the petition, the matter was continued until the meeting of Tuesday, January 31, 1950, and the City Manager directed to have the Traffic Engineer present at the Council conference to be held that date at the hour of 9:00 o'clock A.M., at which time the all-over picture of driveways and parking is to be presented to the Council in addition to consideration of the Trepte driveway matter.

The Acting City Manager requested, and was granted, unanimous consent, to present the following matter not listed on the Council's agenda:

RESOLUTION NO. 96652, recorded on Microfilm Roll No. 25, authorizing James Reading, Traffic Engineer, to go to Phoenix, Arizona, January 26 and 27, 1950, for the purpose of attending the Arizona Safety Conference, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Councilman Wincote requested, and was granted, unanimous consent, to present the following matter not listed on the Council's agenda:

Mr. Wincote referred to the news stories in today's papers, regarding appointment of Anderson Borthwick, member of the City Harbor Commission, as president of the First National Trust & Savings Bank, and suggested the adoption of a Resolution of congratulation by the Council.

RESOLUTION NO. 96653, recorded on Microfilm Roll No. 25, extending the congratulations of the Mayor and members of the Council to Anderson Borthwick, member of the City's Harbor Commission, upon his election as president of the First National Trust and Savings Bank of San Diego, was on motion of Councilman Kerrigan, adopted.

ORDINANCE NO. 4299 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$1800.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the installation of an electric branch line extension to the Gibbs Municipal Airport, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman None.

The final reading of such Ordinance was in full.

Prior to the passage and adoption of Ordinance No. 4299 (New Series), the Acting City Manager requested, and was granted unanimous consent to present the matter, it not appearing on the Council's agenda.

There being no further business to come before the Council, the meeting was adjourned, at the hour of 11:04 o'clock A.M.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By August M. Skadstrom
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, January 31, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:06 o'clock A.M.

Mayor Knox Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, January 24, 1950, the Adjourned Meeting of Wednesday, January 25, 1950, the Regular Meeting of Thursday, January 26, 1950, were presented to the Council by the Clerk, and on motion of Councilman Wincote, seconded by Councilman Swan, were approved as written without being read to the Council, and were signed by the Mayor.

The Mayor presented pins to the following persons, as service awards for service to the City of San Diego, at this time:

Miss Evelwyn F. Gordon, Supervising Librarian of the Order Department in the Public Library, who completed 25 years with the City today;

Frank C. Stevens, construction and maintenance foreman in the Division of Sewers, Public Works Department, who completes 25 years with the City on February 9;

Richard J. Osgood, Supervisor of the Commercial Office in the Water Accounting Division of the Water Department, who completes 30 years with the City on February 10.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the improvement of portions of Rosecrans Street, Scott Street, Shafter Street, Harbor Drive, and portion of U.S. Navy Property at Lowell Street, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded publicly opened and declared. Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of 10% of the aggregate sum of the bid, which bid was given Document No. 412705;

The bid of R. E. Hazard Contracting Company, accompanied by bond written by Pacific Indemnity Company in the sum of 10% of amount of bid, which bid was given Document No. 412706;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of five thousand eight hundred dollars, which bid was given Document No. 412707;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of six thousand dollars, which bid was given Document No. 412708.

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

The agenda called the Council's attention to the fact that the project is not a 1911 Public Improvement Act Proceeding, whereupon the Mayor inquired from the Acting City Manager from what moneys the improvement would be paid. The Acting City Manager replied that funds will come from State Gasoline Tax.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96293, for the installation of sewers in Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catocin Drive, Choctaw Drive, Art Street, and Public Rights of Way in Lots 11 and 12 Oakemere, Lots 1, 2, 3, 4, 5, 6, 7, 8, 28, 29, 30, 31, 32 and 50 Acacia Park, and Lots 1, 2, 3, 4, 5 Alvarado Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard verbally, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the necessary papers for the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96294, for the installation of sewers in Paseo Dorado, Spindrift Drive, Princess Street, Avenida Alamar, Roseland Drive, Hypatia Drive, Little Street, St. Louis Terrace, Viking Way, Torrey Pines Road and Public Rights of Way in portions of Pueblo Lots 1285 and 1281, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard verbally, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the necessary papers for the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96295, for the paving and otherwise improving of portion of Udall Street, within the limits and as particularly described in said Resolution, the clerk reported that a written protest had been received from Mrs. Julia Nosbonne, which protest was presented to the Council.

The City Engineer reported that the protest constituted 4.3% of the property affected by the proposed improvement.

RESOLUTION NO. 96654, recorded on Microfilm Roll No. 25, overruling and denying the protest of Mrs. Julia Nosbonne against the proposed paving and otherwise improving of portion of Udall Street, under Resolution of Intention No. 96295, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted. Said Resolution also overrules and denies all other protests.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the necessary papers for the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96296, for the paving and otherwise improving of the Alley lying between L Street and Imperial Avenue and between the east line of 29th Street and the west line of 30th Street, and portion of 30th Street, as more particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Mrs. Joe Stanzione, 2931 L Street, asked for information on the probable cost to each property owner, to which the City Engineer gave a verbal estimate of \$250.00 per 50-foot lot. Thereupon, Mrs. Joe Stanzione entered a verbal protest against the proposed improvement.

RESOLUTION NO. 96655, recorded on Microfilm Roll No. 25, overruling and denying the verbal protest of Mrs. Joe Stanzione, and all other protests, against the proposed paving and otherwise improving of the Alley lying between L Street and Imperial

Avenue and between the east line of 29th Street and the west line of 30th Street, and portion of 30th Street, within the limits and as particularly described in Resolution of Intention No. 96296, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for the preparation and presentation of the necessary papers for the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96365 of Preliminary Determination for the paving and otherwise improving of portion of Florida Court, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Neil Lee, 3703 Georgia Street, spoke about the black top having been ripped up for the laying of a water main, and asked for information about adjoining property being re-assessed for the new proposed paving project inasmuch as he stated that the paving had been paid for by the former owner of his property.

The Acting City Manager reported, verbally, that a 2" black top may have been placed by the City with the City paying for the labor thereon and the property paying for the material. He was not sure.

Councilman Swan was excused at this time.

RESOLUTION NO. 96656, recorded on Microfilm Roll No. 25, continuing the hearing on the proposed improvement of Florida Court, within the limits and as particularly described in Resolution of Preliminary Determination No. 96365, until the hour of 10:00 o'clock A.M. of Tuesday, February 7, 1950, and requesting the City Manager to make a report on the matter of the black top ripped up on a portion of said Florida Court, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of portion of Orange Avenue, within the limits and as particularly described in Resolution No. 96366 of Preliminary Determination, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 96657, recorded on Microfilm Roll No. 25, determining that the proposed improvement of portion of Orange Avenue, within the limits and as particularly described in Resolution No. 96366 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Dail, was adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of portion of Tenth Avenue, within the limits and as particularly described in Resolution No. 96367 of Preliminary Determination, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 96658, recorded on Microfilm Roll No. 25, determining that the proposed improvement of portion of Tenth Avenue, within the limits and as particularly described in Resolution No. 96367 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, was adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing had been continued on Resolution No. 96247 of Preliminary Determination for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, for report from the City Engineer in the matter of replacement of defective curbs installed by the original subdivider, the City Engineer stated that the Acting City Manager had agreed to have such curbs replaced by the Public Works Department.

A new protest from various property owners in Blocks 65 and 90 of Point Loma Heights against inclusion of sidewalks on Santa Barbara Street between Cape May Avenue and Saratoga Avenue, was presented and read.

Councilman Swan returned to the meeting.

Councilman Dail was excused from the meeting.

H. LaPrade, 4395 Cape May Avenue, spoke. He said many property owners do not want sidewalks in the project. When someone had referred to only one block protesting the sidewalks Mr. LaPrade said "2 blocks" opposed them, but it developed he meant the two blocks on each side of the street in one block.

Dr. J. B. Askew, 4344 Orchard Avenue, spoke for the improvement.
 Emma Young, 4405 Santa Barbara Street, spoke about replacement of the curbs, and asked about the probable cost of the paving.
 The City Engineer told Mrs. Young that the paving would probably be about 35¢ per square foot - for the paving only; the sidewalk and curb extra.

Councilman Dail returned to the meeting.

Mrs. Irving Herry, 4351 Niagara opposed any dealays in doing the work.
 The question of curb replacement came up again, which the City Engineer reported would come to \$1250.00 expense for the City to pay under the Acting City Manager's agreement for replacement by the Public Works Department.

RESOLUTION NO. 96659, recorded on Microfilm Roll No. 25, abandoning proceedings for the paving and otherwise improving portions of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in Resolution No. 96247 of Preliminary Determination, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The City Engineer stated that he would re-engineer the proceedings, leaving out curbs where they need replacement, which will be done by the City, and that he would eliminate sidewalks from sections where the property owners so indicate to him in writing.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on appeal of property owners from the Zoning Committee decision in granting variance to Del-Mac, Inc., to permit the division of two lots into three parcels upon which to construct three single-family residences, had been continued from the meeting of Tuesday, January 24, 1950, members of the Council reported that they had viewed the property and that they were ready to make a decision in the matter.

The Planning Director, asked for a report, made a brief statement on the status of the variance and the appeal.

RESOLUTION NO. 96660, recorded on Microfilm Roll No. 25, denying appeal of Committee representing protesting resident property owners from the Zoning Committee decision in granting variance to the provisions of Ordinance No. 32 New Series, by its Resolution No. 4365, to permit Del-Mac, Incorporated to split two lots into three building sites and construct a single family residence on each, being Lots 1 and 2 Block 23 Sunset Cliffs, at the westerly corner of the intersection of Leon Street and Guizot Street, in an R-1 Zone, subject to architectural control by the Planning Department Office, the parcels to be as shown on the map on file in the Planning Department Office, sustaining the decision of said Committee, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman Schneider. Absent---Councilmen None.

Petitions of Marion N. Harris for a Class C Dine & Dance License and for a Cabaret License (two applications), at the Black & Tan, 3012 Imperial Avenue, were presented together with recommendations from the Acting City Manager, Chief of Police, the Fire Marshall and the Building Inspector for the granting thereof.

RESOLUTION NO. 96661, recorded on Microfilm Roll No. 25, granting permission to Marion N. Harris to conduct a Cabaret with paid entertainment at Black and Tan Cafe, 3012 Imperial Avenue, where liquor is sold, subject to regular license fee and to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96662, recorded on Microfilm Roll No. 25, granting application of Marion N. Harris for a Class "C" license to conduct public dance at Black and Tan Cafe, 3012 Imperial Avenue, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of San Diego Recruiting Main Station, Det. #3, ASU 6402, U.S. Army & U.S. Air Force Recruiting Service, San Diego 40, by Robert V. Grady, Captain, Infantry, Adjutant, for permission to place Camden signs containing Recruiting Posters at the following locations:

3rd and Broadway (In Plaza)
 8th and E (Front of Post Office)
 Columbia and E (Across from State Employment Office)
 Kettner and Broadway (Front of Santa Fe Depot)
 5th and University (Corner)
 Fairmount and University (Front of East San Diego Post Office)
 4851 Newport Avenue (Front of Ocean Beach Post Office)
 1464 Garnet Avenue (Front of Pacific Beach Post Office)
 7730 Girard Avenue, La Jolla (Front of Cove Theater),

was presented.

It was indicated, verbally, by a spokesman for the petition, who did not give his name, that the granting by the City officially is rather urgent. It was stated that heretofore verbal permission had been obtained from the City Manager, but that present Army regulations require official action.

The Acting City Manager made a verbal recommendation for the granting of the petition to place the signs upon public property, with the exception of the 3rd and Broadway Plaza location.

RESOLUTION NO. 96663, recorded on Microfilm Roll No. 25, granting permission to San Diego Recruiting Main Station, Det. #3, ASU 6402, U.S. Army & U.S. Air Force Recruiting Service, San Diego 40, to place a Camden sign containing Recruiting Posters at each of the following locations:

8th and E (Front of Post Office)
 Columbia and E (Across from State Employment Office)

Kettner and Broadway (Front of Santa Fe Depot)
 5th and University (Corner)
 Fairmount and University (Front of East San Diego Post Office)
 4851 Newport Avenue (Front of Ocean Beach Post Office)
 1464 Garnet Avenue (Front of Pacific Beach Post Office)
 7730 Girard Avenue, La Jolla (Front of Cove Theater),

was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition for the establishment of a reasonable schedule of the "W" Line shuttle bus which connects with "O" and "V" buses, and 15 extra minutes of rerouting of the "V" bus through Paradise Hills, was presented, and on request of Councilman Dail, the letter bearing the typewritten name of S. S. Yukon, 2251 Reo Dr. National City, Calif., submitting the petition, was read.

RESOLUTION NO. 96664, recorded on Microfilm Roll No. 25, referring the petition referred to above for better bus service, to the City Manager with direction that he request the San Diego Transit System to grant the service asked for, and referring the matter to Council Conference, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

The Mayor recognized Mr. Walter Trepte in the lobby, and requested that the following matter be considered at this time out of order:

The Acting City Manager's communication recommending granting an excess-width driveway to Trepte Construction Company on the east side of Kettner Boulevard north of A Street, was again presented and read. It was pointed out by members of the Council that the report was the same one read at a previous meeting, and not a new report as asked for from the Traffic Engineer.

The Acting City Manager reported that the Traffic Engineer could not appear at today's Council Conference, as requested, because he is out of town on a matter the Council had authorized.

Mr. Trepte spoke, saying that the excess-width driveway sought would serve a kitchen equipment building, for customers and that it would take their cars off the street. Upon being questioned, he said he was sure that the space would be made available to the public after business hours, although the parking area proposed to be established is on private property.

On motion of Councilman Dail, seconded by Councilman Schneider, the matter was continued until the Council meeting of Thursday, February 2, 1950, and for direction to the Traffic Engineer for a report to Council Conference of that date, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman Wincote. Absent---Councilmen None.

Claim of Hazel Camp, 1801 Lyndon Road, for damage in the sum of \$34.87 to residence by the flooding by sewage, was presented.

RESOLUTION NO. 96665, recorded on Microfilm Roll No. 25, referring claim of Hazel Camp to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Claim of Douglas S. McKellar, 1117 Wall Street, La Jolla, for damage in the sum of \$85.00 to skiff by a City truck, was presented.

RESOLUTION NO. 96666, recorded on Microfilm Roll No. 25, referring claim of Douglas S. McKellar to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Claim of The Pacific Telephone and Telegraph Company, 740 South Olive Street, Los Angeles, for damage in the sum of \$109.25 (estimated - true amount to be submitted at a later date) to pole No. 498272-H located at the northeast corner of 63rd Street and El Cajon Boulevard, was presented.

RESOLUTION NO. 96667, recorded on Microfilm Roll No. 25, referring claim of The Pacific Telephone and Telegraph Company to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Mr. Elmer Hartman made a verbal protest against payment of claim for damages to the Telephone Company's pole, contending that it was on public property, and made a rather heated plea for the ordering off of the poles (and other company's poles) from the City's public property. It was pointed out by members of the Council that Mr. Hartman was speaking out of order in the matter of poles' removal, and suggestions were made to Mr. Hartman that the Council be permitted to dispose of the claim in question, and that he ask for unanimous consent to speak about the pole situation later in the meeting. Mr. Hartman was informed, also, that the procedure of referring the claim to the insurance carrier was in order and under the City's contract it is necessary to refer the claim to the Percy H. Goodwin Company.

Claim of I. N. Robinson, 1840 Catalina Boulevard, for damage in the sum of \$55.00 to property (being flood-control curbing) by a City garbage truck, was presented.

RESOLUTION NO. 96668, recorded on Microfilm Roll No. 25, referring claim of I. N. Robinson to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Councilman Dail requested, and was granted unanimous consent for Elmer Hartman to speak.

Mr. Hartman referred to the existence of poles which have not been removed from the center of University Avenue, and which poles are unlighted, making a definite traffic hazard. He pointed out that although the San Diego Electric Railway Company (now the San Diego Transit System) had long since abandoned use of the poles, inasmuch as the System had converted to buses, they still remain.

The Acting City Manager said that the City has been trying to get the poles removed.

RESOLUTION NO. 96669, recorded on Microfilm Roll No. 25, authorizing and directing the City Attorney to draft and present the necessary Resolution requesting the City Manager to make and file a progress report regarding removal of San Diego Transit Company's poles, and directing the City Manager to make overtures to said company for their removal at the earliest possible date, and a report on the matter of repaving of the streets on which there are abandoned street railway tracks, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Acting City Manager reporting on petition of Adams and Denson Ambulance Service for a portion of the police emergency ambulance business, quoting Council Resolution No. 89094 adopted by the Council on April 13, 1948, in connection therewith, recommending that petitioner be given those calls which are in the Ocean Beach, Pacific Beach, and La Jolla area only, such area to be defined as the territory west of Pacific Highway and north of Rosecrans Street, was presented.

RESOLUTION NO. 96670, recorded on Microfilm Roll No. 25, adopting the recommendation of the Acting City Manager under date of January 27, 1950, that Adams and Denson Ambulance Service be given emergency ambulance cases, with the approval of the Chief of Police, on calls in the Ocean Beach, Pacific Beach, and La Jolla area only, the area to be defined as the territory west of Pacific Highway and north of Rosecrans Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Acting City Manager reporting on communication from Walter, Woody & Heimerdinger relative to revenue bonds for sewer or water purposes, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the Acting City Manager's communication, and original communication upon which it reported, were ordered filed.

Communication from the Acting City Manager reporting that the Conference Building in Balboa Park has been reserved for San Diego Youth for Christ, in accordance with their petition therefor, for Sunday, February 12, 1950, through Sunday, February 19, 1950 for the activity to be conducted during that period, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the Acting City Manager's communication, and the original petition upon which it reported, together with opinion from the City Attorney thereon, were ordered filed.

Communication from the Acting City Manager reporting on the matter of possible inclusion in the Building Code of safety hooks on windows for window washers, stating that inquiry and survey of the Building Departments in the larger cities in California reveals no inclusion of such safety hooks in city building codes, also that the city building code is designed to take care of the structural safety of the building while the State Accident Commission takes care of the requirements for safety people working on buildings, pointing out that the two functions are separate and apart and that the City's Building Department believes that window safety hooks should not be incorporated in the San Diego Building Code, and recommending filing the various papers on the subject, was presented and read.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the Acting City Manager's report, together with a report from the previous Acting City Manager, and copy of Resolution No. 96135 referring the matter to Council Conference, were ordered filed, by the following vote, to-wit: Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Mayor Knox. Absent---Councilmen None.

Communication from the Acting City Manager, transmitting copy of his letter to Lt. Harold T. Henson, Company C, 1402D Engineer Combat Battalion CAL NG, 638 Kettner Boulevard, stating in response to Council Resolution, that he had been requested to advise that an Armory will not be built for two and one-half years, and recognizing the Council instructions to find a suitable location for an Armory site inasmuch as the 45th and Market site has been eliminated by reason of zoning, and that due diligence along that line consistent with the need is assured, was presented and read. On motion of Councilman Schneider, seconded by Councilman Dail, the Acting City Manager's report to the Council and the copy of his letter addressed to Lt. Harold T. Henson, were ordered filed.

Communication from the Acting City Manager, recommending denial of petition of property owners for changing name of Rhoda Drive to Outlook Drive, was presented. The report states that said street was originally named Loma Drive, then Outlook Drive, then Rhoda Drive, that the change from Outlook to Rhoda was to avoid confusion with Lookout Drive which has been in existence in La Jolla since 1912, and that the name should not be changed back to Outlook Drive for that reason.

RESOLUTION NO. 96671, recorded on Microfilm Roll No. 25, denying petition for the changing of the name of Rhoda Drive to Outlook Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96672, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all materials, labor, tools, equipment, transportation and other expenses necessary or incidental to Bonita Pipe Line Replacement at Federal Boulevard and Wabash Boulevard, authorizing and directing the Purchasing Agent to proceed to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Prior to adoption of the Resolution, the Acting City Manager reported, verbally, that it is about a \$38,000.00, and is necessitated by the construction of Wabash Freeway.

RESOLUTION NO. 96673, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all materials, labor, tools, equipment, transportation and other expenses necessary or incidental to Alvarado and Mission Valley Pipe Line lowering for proposed Mission Valley Road, authorizing and directing the Purchasing Agent to proceed to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission recommending granting petition of R. Hubner for suspension of provisions of the Subdivision Ordinance insofar as they relate to the Tentative Map of Hubner Knolls, was presented.

RESOLUTION NO. 96674, recorded on Microfilm Roll No. 25, suspending Sections 3G1 and 3G2, 4A8 and 6, insofar as they relate to the Tentative Map of Hubner Knolls, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Hubner Knolls, for subdivision of approximately 13-1/2 acres into 59 lots in Section 34 Township 16 Range 2 West, which adjoins Jackson & Scott Addition No. 1, on the extension of Redwood Street, upon seven conditions, was presented.

RESOLUTION NO. 96675, recorded on Microfilm Roll No. 25, approving the Tentative Map of Hubner Knolls, on conditions set forth in said Resolution, was motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the San Diego Civil Service Commission requesting a change in the date for the filing of "compensation schedule" with the Council from March 1 of each year as now required by Ordinance No. 3268 (New Series) in an amendment to the Administrative Code, to May 1 of each year, in the interest of a better and more complete schedule, was presented.

RESOLUTION NO. 96676, recorded on Microfilm Roll No. 25, referring communication from the San Diego Civil Service Commission, by George A. Scott, president, requesting change in date for submission of the Compensation Schedule to May 1 of each year instead of March 1 as now provided for in Ordinance No. 3268 (New Series) to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from Group of People Who Desire Citizenship, bearing 16 signatures, for assistance and advice in the voting for right people and the right laws, was presented and read.

During discussion as to the exact meaning of the communication, the City Attorney said that the letter came from a group of persons who are training for citizenship, that the group had been received by various department heads, and he felt that it was intended to be an expression of appreciation for courtesies extended. On motion of Councilman Dail, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Mrs. Ruth Greenlund acknowledging Council Resolution and parchment in memorium to the late Benjamin F. Greenlund, one-time member of the City Civil Service Commission, was presented. On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Aris M. Sherwood, Jr., 1783 Sunset Boulevard, stating that he is interested in sale of pueblo lands voted upon April 19, 1949, at which election it was authorized to offer Pueblo Lots 1781, 1780, 1279, 1280, 1296, 1297 and 1299 for sale, was presented. On motion of Councilman Kerrigan, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from Mrs. William Strand, 1269 Archer Street, expressing a need for development of portion of Archer Street, to serve Acre Lot 2 Pacific Beach, and asking, if the street is not now dedicated, what should be done to accomplish the same, was presented. On motion of Councilman Kerrigan, seconded by Councilman Dail, the communication was referred to the City Manager.

RESOLUTION OF AWARD NO. 96677, recorded on Microfilm Roll No. 25, accepting bid of San Diego Gas & Electric Company, and awarding contract, for the furnishing of electric current for the lighting of the ornamental street lights located in Logan Avenue Lighting District No. 1, for a period of one year from and including November 16, 1949, to and including November 15, 1950, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96678, recorded on Microfilm Roll No. 25, directing notice of filing of Assessment and of the time and place of hearing thereof, for the paving and otherwise improving of the Alley in Block 35 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94299, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96679, recorded on Microfilm Roll No. 25, directing notice of filing of Assessment and of the time and place of hearing thereof, for the paving and otherwise improving of the Alley in Block 55 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94300, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96680, recorded on Microfilm Roll No. 25, directing notice of filing of Assessment and of the time and place of hearing thereof, for the paving and otherwise improving of portion of Diamond Street, within the limits and as particularly described in Resolution No. 93817, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96681, recorded on Microfilm Roll No. 25, directing notice of filing of Assessment and of the time and place of hearing thereof, for the paving and otherwise improving of portions of Myrtle Avenue, Dwight Street, Marlborough Avenue, 41st Street, Central Avenue, 44th Street, Thorn Street, and the Alley in Block 5 City Heights Annex No. 2, within the limits and as particularly described in Resolution of Intention No. 93142, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96682, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications, and Plat No. 2137 showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon portion of Promontory Street, directing the City Clerk to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96683, recorded on Microfilm Roll No. 25, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Pacific Highway Lighting District No. 1, for a period of one year from and including November 5, 1949, to and including November 4, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96684, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96685, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of portion of Reed Avenue, within the limits and as particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96686, recorded on Microfilm Roll No. 25, for the installation of sewers in portions of University Avenue, Rex Avenue, 54th Street and Public Rights of Way in Lemon Villa, within the limits and as particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96687, recorded on Microfilm Roll No. 25, for the furnishing of electric current for the lighting of the ornamental street lights located in Eighth Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 96688, recorded on Microfilm Roll No. 25, for the furnishing of electric current for the lighting of the ornamental street lights located

in Seventh Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 96689, recorded on Microfilm Roll No. 25, for the furnishing of electric current for the lighting of the ornamental street lights located in Sunset Cliffs Lighting District No. 1, for a period of one year from and including January 15, 1950, to and including January 14, 1951, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96690, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of portion of Promontory Street, within the limits and as particularly set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96691, recorded on Microfilm Roll No. 25, ascertaining and declaring the wage scale for the paving and otherwise improving of portions of Capistrano Street, Mendota Street, and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Preliminary Determination No. 96245, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96692, recorded on Microfilm Roll No. 25, approving the diagram of the property affected or benefited by the work of paving and otherwise improving of the Alley in Block 4 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94755, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Dail, adopted.

RESOLUTION NO. 96693, recorded on Microfilm Roll No. 25, approving the diagram of the property affected or benefited by the work of paving and otherwise improving of portions of 39th Street, Quail Street, 40th Street, Raven Street, and other streets, within the limits and as particularly described in Resolution of Intention No. 93067, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96694, recorded on Microfilm Roll No. 25, approving the diagram of the property affected or benefited by the work of paving and otherwise improving of the Alley in Block 59 University Heights, within the limits and as particularly described in Resolution of Intention No. 95272, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96695, recorded on Microfilm Roll No. 25, granting petitions for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2, and the Alley in Block 11 City Heights Annex No. 1, authorizing and directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the improvement, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 90713 for the improvement of the Alley in Block 6 City Heights Annex No. 2, rescinding Resolution No. 95174 adopted September 20, 1949, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96696, recorded on Microfilm Roll No. 25, granting petition for the grading and otherwise improving of portion of 68th Street, authorizing and directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the improvement, directing the City Engineer to consolidate said assessment district with the district heretofore ordered by Resolution No. 95915 for the improvement of portions of Mohawk Street, Saranac Street, 69th Street, Manchester Road and 68th Street, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96697, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of the Alley in Block 147 University Heights, and directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 92269 for the paving and otherwise improving of the Alleys in Blocks 103 and 126 University Heights, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of Wm. Thompson and Cecil Thompson for permission to construct a 8" vitrified clay pipe sewer main in Riley Street and in Public Right of Way in Block 344 Old San Diego by private contract, was presented, together with recommendation from the City Engineer bearing the approval of the Acting City Manager, for the granting thereof.

RESOLUTION NO. 96698, recorded on Microfilm Roll No. 25, granting permission to Wm. Thompson and Cecil Thompson to construct an 8" vitrified clay pipe sewer main in Riley Street and in public right of way in Block 344 Old San Diego, by private contract, in accordance with plans, drawings, typical cross-sections and specifications furnished by the City Engineer and filed in the office of the City Clerk under Document No. 412229, and upon conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Director, Water Department, addressed to the City Manager, and forwarded to the Council with the Acting City Manager's approval, recommending extension of manholes, valve chambers, blowoff and air valves on Alvarado and Mission Valley Pipe Lines in connection with new Mission Valley Freeway construction, was presented.

(Bids were authorized at this meeting by the Council for Alvarado and Mission Valley Pipe Line lowering).

RESOLUTION NO. 96699, recorded on Microfilm Roll No. 25, authorizing the City Manager to do all the work in connection with the necessary extension of manholes, valve chambers, blowoff and air valves on the Alvarado and Mission Valley Pipe Lines, in connection with the construction of the new Mission Valley Freeway, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Director, Water Department, addressed to the City Manager, and forwarded to the Council with the Acting City Manager's approval, recommending lowering of the sixteen-inch cast iron pipe in Mission Valley Road, east of Texas Street and west of Ward Road, was presented.

RESOLUTION NO. 96700, recorded on Microfilm Roll No. 25, authorizing the City Manager to do all the work in connection with the lowering of the sixteen-inch cast iron pipe in Mission Valley Road, east of Texas Street and west of Ward Road, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Acting City Manager, addressed to the City Attorney, requesting preparation of the proper resolution to formally authorize the employment by the City Manager of a court reporter to record the decontrol hearing (held January 25, 1950 in Russ Auditorium), as instructed in Council Conference, was presented.

RESOLUTION NO. 96701, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to employ a court reporter for the purpose of recording the rent decontrol hearing, and authorizing the incurring of the necessary expense therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96702, recorded on Microfilm Roll No. 25, ratifying and approving the expenses incurred by G. E. Arnold, Director of the Water Department, on a trip to Washington, D. C., to attend Congressional hearings on flood control, January 17 to 21, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96703, recorded on Microfilm Roll No. 25, authorizing the City Manager to enter into a contract with Sim J. Harris Construction Co. for the resurfacing of the area between the edges of the ditch repair and the curb lines on Calle de la Plata, from Avenida de la Playa to Paseo Dorado, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Prior to adoption of the Resolution, the Acting City Manager explained to the Council that it was advisable to authorize the work mentioned, inasmuch as leaving it in the condition it would be at the conclusion of the contract would make a poor impression and an unfinished looking job.

Communication from the Park and Recreation Director, addressed to the City Manager, and transmitted to the Council with the Acting City Manager's approval, recommending cancellation of the Photographic Arts Society lease of the building situated in Balboa Park commonly known as the "Photographic Arts Building", as of February 1, 1950, due to financial difficulties of the lessee, was presented.

RESOLUTION NO. 96704, recorded on Microfilm Roll No. 25, granting request of the Photographic Arts Society, Inc., as lessee, for cancellation of lease in the "Photographic Arts Building" in Balboa Park as of February 1, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of Arthur V. Anderson, 3569 Adams Avenue, for the granting of permission to install two excess-width driveways to serve four two-car garages under construction, was presented, together with recommendation for approval from the Acting City Manager.

RESOLUTION NO. 96705, recorded on Microfilm Roll No. 25, granting permission to Arthur V. Anderson, 3569 Adams Avenue, to install a 15-1/2 foot driveway on the north side of Adams Avenue between points 23-1/2 and 39 feet west of the west line of Arizona Street and a 56 foot driveway on the north side of Adams Avenue between points 44 and 100 feet west of the west line of Arizona Street, both adjacent to the south line of Villa Lots 26 and 27 University Heights, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Supervisor of Properties addressed to the City Attorney via City Manager, and transmitted by the Acting City Manager with his approval, recommending preparation of lease to William H. Gibbs, Jr. for the southerly one-half of Administration Building located at Gibbs Airport, Linda Vista, for the purpose of installing and operating a Snack Bar in addition to the lounge privilege incorporated in previous recommendation, was presented.

RESOLUTION NO. 96706, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to execute a lease agreement with William H. Gibbs, Jr., dated March 1, 1950, and terminating February 29, 1952, at a rental of \$100.00 per month plus 5% of gross receipts from sale or services of items mentioned therein, for the Administration Building at Gibbs Airport, for the purpose of maintaining offices and a public lounge and/or waiting room, and also for conducting a snack bar therein, in accordance with the form of lease on file in the office of the City Clerk under Document No. 412589, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the City Treasurer, addressed to the City Manager and forwarded with the approval of the Acting City Manager, recommending exchange of United States 1-1/4% Certificates of Indebtedness purchased from inactive funds, due February 1, 1950, for Note due twenty months from said date, was presented.

RESOLUTION NO. 96707, recorded on Microfilm Roll No. 25, authorizing and directing the City Treasurer to exchange \$1,000,000 United States 1-1/4% Certificates of Indebtedness purchased from inactive funds in the City Treasury, due February 1, 1950, for \$1,000,000 United States 1-1/4% Note, due twenty months from said date, directing the City Treasurer upon delivery to him of said United States Note and payment thereof, to hold the same for and on behalf of the City to the credit of the funds from which the purchase price was taken, subject to direction of the Council as to resale thereof, in order that such resale be made and authorized by the Council from time to time, so that the proceeds thereof may be applied to the purposes for which such inactive funds were originally accumulated and placed in the Treasury of the City, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of James Mazzara for permission to install soil sewer line between the property line and the sidewalk to serve property at 4474 to 4484 Ohio Street and 3043, 3045 Monroe Avenue, was presented, together with recommendations for approval from the Health Department.

RESOLUTION NO. 96708, recorded on Microfilm Roll No. 25, granting permission to James Mazzara, 2507 Chatsworth Boulevard, to install a four-inch cast iron soil sewer line between the property and the sidewalk, to be placed 2 feet outside the property line and run in a westerly direction, parallel to the north line of the west one-half of Lot 48 Block 64 University Heights Subdivision, to point of intersection with public sewer, to serve property at 4474 to 4484 Ohio Street and 3043, 3045 Monroe Avenue (one building), on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96709, recorded on Microfilm Roll No. 25, authorizing and empowering the Mayor and City Clerk to execute for and on behalf of the City of San Diego, a deed quitclaiming to Agnes M. Allen for portions of Friars Road Closed, authorizing and empowering the City Manager to deliver the deed to Agnes M. Allen upon delivery to the City of a deed granting to the City portion of Lot 4 Pueblo Lot 1173 needed for the widening of Friars Road, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96710, recorded on Microfilm Roll No. 25, authorizing and empowering the Mayor and City Clerk to execute for and on behalf of the City of San Diego, a deed quitclaiming to Alta S. Grant portion of Friars Road Closed, authorizing and empowering the City Manager to deliver said deed to Alta S. Grant upon delivery to the City of a deed granting to the City the easterly 60 feet of Pueblo Lot 1184, needed for the Kearny Mesa Pipe Line project, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96711, recorded on Microfilm Roll No. 25, accepting the subordination agreement executed by La Jolla Federal Savings and Loan Association, beneficiary, and Security Trust & Savings Bank of San Diego, trustee, subordinating all right, title and interest in and to a portion of Lot 1 Block F of South La Jolla, and a portion of Westbourne Street closed by Resolution No. 32676, to the right of way for retaining wall and curb purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder together with certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96712, recorded on Microfilm Roll No. 25, accepting deed of Harry H. Whiteley and Grace O. Whiteley, bearing date January 20, 1950, conveying an easement and right of way for curb purposes in portion of Lot 1 Block B of South La Jolla, and a portion of Westbourne Street closed by Resolution No. 32676, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County together with certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96713, recorded on Microfilm Roll No. 25, accepting deed of Maurine B. Parker and Truman A. Parker, Jr., bearing date January 25, 1950, conveying an easement and right of way for retaining wall and curb purposes in portion of Lot 1 Block F South La Jolla, and a portion of Westbourne Street closed by Resolution No. 32676, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96714, recorded on Microfilm Roll No. 25, accepting deed of Acil Bewley and Mary M. Bewley, bearing date January 23, 1950, conveying an easement and right of way for water main purposes in portion of the northwest quarter of the northeast quarter of Pueblo Lot 1199, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96715, recorded on Microfilm Roll No. 25, accepting deed of Albert A. Frost and Jessie T. Frost, bearing date January 25, 1950, conveying an easement and right of way for water main purposes in portion of the north half of the south half of Pueblo Lot 1202, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with a certified copy of this resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96716, recorded on Microfilm Roll No. 25, accepting deed of J. G. Kanlund, bearing date January 9, 1950, conveying an easement and right of way for water main purposes in portion of the north half of the northeast quarter, and the south half of the northeast quarter and across the south half of Pueblo Lot 1199, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4300 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$990.00 from the Traffic Safety Fund for the purpose of providing funds for resurfacing portion of Calle de La Plata from Avenida de La Playa to Paseo Dorado, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full

Proposed Ordinance Forbidding the Maintenance of all places breeding flies, declaring such places a nuisance, and providing a penalty for the violation thereof, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, the proposed Ordinance was continued until the meeting of February 7, 1950.

Proposed Ordinance amending Sections 1 and 2 of Ordinance No. 464 (New Series) adopted June 13, 1934, relating to the storage of fertilizing material, was presented.

On motion of Councilman Swan, seconded by Councilman Dail, the proposed Ordinance was continued until the meeting of February 7, 1950.

Proposed Ordinance Amending Section 2 of Ordinance No. 2639 (New Series) relating to Board of Recreation Commissioners for the City and County of San Diego adopted March 26, 1943, was presented. The question was raised as to which commission was involved. Some thought it was the "San Diego City-County Camp Commission", but the proposed Ordinance did not so state. The City Attorney said that he would be glad to look into the matter and give a report thereon.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the proposed Ordinance was continued until the meeting of February 7, 1950, for a report from the City Attorney. (Later reference in these minutes will show that the matter was reconsidered, and the Ordinance adopted - being No. 4305 (New Series))

Councilman Dail was excused from the meeting at this time.

ORDINANCE NO. 4301 (New Series), recorded on Microfilm Roll No. 25, authorizing the execution of a lease of a portion of Pueblo Lot 1102 - being 16.79 acres, more or less - with Grace A. Allen, for a period of five years from and after February 1, 1950, at a rental of \$136.00 per year, in accordance with form of lease filed in the office of

the City Clerk under Document No. 412649, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4302 (New Series), recorded on Microfilm Roll No. 25, authorizing the execution of a lease of portions of Pueblo Lots 1322, 1323, 1326 and 1327 - being 437 acres of land, more or less - with Sawday & Sexson, Inc. for a period of five years from and after January 31, 1950, at a rental of \$375.00 per year, in accordance with form of lease filed in the office of the City Clerk under Document No. 412647, was on motion of Councilman Wincote, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

Proposed Ordinance incorporating the north one-half of Quarter Section 78 Rancho de la Nacion into an "R-1A" Zone, was presented. On motion of Councilman Schneider, seconded by Councilman Godfrey, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., Tuesday, February 14, 1950.

The area proposed to be zoned is south of the Encanto district and centers on 66th Street south of the prolongation of Division, being recently annexed to the City of San Diego, and known in such annexation as "Lane Tract".

Ordinance No. 4303 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of the Alley in Block 2 Braemar, between the westerly line of Dawes Street and a line parallel to and distant 20.00 feet westerly from the westerly line of Dawes Street, was on motion of Councilman Wincote, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Swan, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

Ordinance No. 4304 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of Tyrian Street, between the northerly line of La Jolla Boulevard and the easterly prolongation of the northerly line of Lot 1 Block 1 La Jolla Beach, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

Councilman Dail returned to the meeting at this time.

Councilman Godfrey was excused at this time.

On motion of Councilman Dail, seconded by Councilman Wincote, the Council, at the hour of 12:05 o'clock Noon, took a recess until the hour of 2:00 o'clock P.M., this date.

Upon re-assembling, at the hour of 2:06 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

Absent---Councilmen None.

Clerk---Fred W. Sick

The Acting City Manager requested, and was granted, unanimous consent, to present the following matters, not listed on the Council's agenda:

RESOLUTION NO. 96717, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, and transportation for the construction of a sanitary sewer from Manhole #9 in Trunk Sewer No. 2 to Pueblo Lot 282, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for the work hereinabove described, in accordance with plans and specifications on file in the office of the City Clerk under Document No. 412715, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from the Acting City Manager reporting on the proposed lease with Howard & Hoskins Material Company for the purpose of gold placer mining upon City-owned property, was presented, said communication also reported on the existing lease with said Howard & Hoskins Material Company for operation of a sand and gravel pit upon City-owned property in vicinity of the property in question.

There was considerable discussion on the terms of the existing lease, the reasons for reduction in price on the sand and gravel taken out of the property, and reference was made to the financial difficulties of the former lessee from whom the present lessees took over operations.

The Acting City Manager's report was read.

The City Auditor reported, verbally, that \$242. has been received, on an average, over the past four months on the \$2700.00 indebtedness.

On motion of Councilman Godfrey, seconded by Councilman Dail, the matter was referred back to the City Manager for a complete report on the existing lease - and the proposed "gold" lease held up for the time being.

The proposed Ordinance amending Section 2 of Ordinance No. 2639 (New Series), continued from this morning's session of the Council for report from the City Attorney at the request of the City Attorney, who reported verbally that the matter under consideration is the same one generally known as "San Diego City-County Camp Commission", and said that the Council could act thereupon at this time, if it chose to do so.

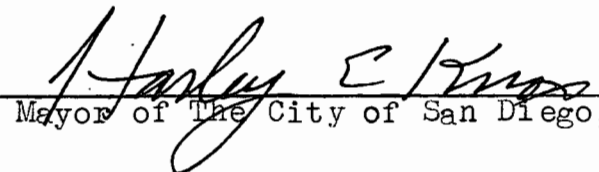
On motion of Councilman Kerrigan, seconded by Councilman Wincote, the action taken at this morning's session, to delay consideration on said proposed Ordinance, was reconsidered, and the matter again laid before the Council.

ORDINANCE NO. 4305 (New Series), recorded on Microfilm Roll No. 25, amending Section 2 of Ordinance No. 2639 (New Series) of the Ordinances of The City of San Diego, adopted March 26, 1943, affecting the membership on the Board of Recreation Commissioners for the City and County of San Diego (known as "The San Diego City-County Camp Commission") - the effect being to change the membership of the San Diego County Board of Supervisors' member for a term of one calendar year - was on motion of Councilman Kerrigan, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

3 The final reading of such Ordinance was in full.

There being no further business to come before the Council at this time, the meeting was, on motion of Councilman Dail, seconded by Councilman Kerrigan, adjourned at the hour of 2:47 o'clock P.M.


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,
Thursday, February 2, 1950.

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:03 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent----Councilmen None
Clerk-----Fred W. Sick

O. W. Campbell, the newly-appointed City Manager, attended the meeting.

The Mayor requested that the next item be taken out^{of} order on the Council's agenda, and considered at this time.

Communication from the Acting City Manager reporting on petition of Trepte Construction Company, 2001 Kettner Boulevard, for permission to install excess width driveway on Kettner Boulevard, which matter had been before the Council at two previous meetings and continued until this meeting, was again presented. It was brought out that the request had been considered in Conference this morning, at which time a report had been made by the Traffic Engineer.

RESOLUTION NO. 96718, recorded on Microfilm Roll No. 25, granting permission to Trepte Construction Company, 2001 Kettner Boulevard, to install a 94-foot driveway on the east side of Kettner Boulevard between points 53 and 147 feet north of A Street, adjacent to Lots 4 and 5 Block 16 Middletown, subject to the following conditions:

1. The layout of the off-street parking area be such as to enable all parked cars to be entirely clear of the property line;
2. The two existing driveways to be reconstructed to City specifications;
3. The Trepte Construction Company to pay to The City of San Diego the sum of thirty dollars for the removal of parking meter K-1305 and the relocation of parking meters K-1301 and K-1303,

was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted by the following vote, to-wit: Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman Wincote. Absent---Councilmen None.

Application of George H. Prince and John J. Madden, for a cabaret license at P M House, 4500 Ocean Boulevard, was presented, together with recommendations for the approval thereof, from the Chief of Police, the Director of Social Welfare, the Fire Marshal, the Building Inspector, and the Acting City Manager.

RESOLUTION NO. 96719, recorded on Microfilm Roll No. 25, granting permission to George H. Prince and John J. Madden, 829 Law Street, to conduct a Cabaret with paid entertainment at PM House, 4500 Ocean Boulevard, where liquor is sold but no dancing conducted, subject to regular license fee and to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of Ets-Hokin & Galvan, P.O. Box 1630, Foot of Sampson Street, for permission to cut a concrete public alley behind the Scripps Hospital, 464 Prospect, La Jolla, for the purpose of installing 3" fibre conduit, concrete encased, for high voltage service, to the hospital, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the petition was referred to the City Manager.

Claim of Beula F. Childress, 7057 Saranac Drive, San Diego, 5, in the sum of \$24,899.00, allegedly due her for salary compensation since July 15, 1939, was presented.

For the benefit of new members of the Council, the City Attorney explained that the claimant was at one time a member of the Police Department having the status of a policewoman, and that her position had been abolished. The Attorney said that Mrs. Childress regularly files a claim for compensation as an employee, and that the City cannot prevent her from filing such claims; also, he recommended, without the matter being referred to his office, that the Council deny the claim at this time.

RESOLUTION NO. 96720, recorded on Microfilm Roll No. 25, denying claim of Beula Childress, 7057 Saranac Street, filed under Document No. 412694, in the sum of \$24,899.00, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Laura Means, 4188 Swift, in the sum of \$3,790.00, for personal injuries from a fall on a sidewalk in the 3400 block on University Avenue, was presented.

RESOLUTION NO. 96721, recorded on Microfilm Roll No. 25, referring claim of Laura Means to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Minit Man Auto Wash, by Lippitt D. K. Madison, Manager, 1050 11th Avenue, filed under Document No. 412727, for damage to pipe by a Police car, in the sum of \$6.07, was presented.

RESOLUTION NO. 96722, recorded on Microfilm Roll No. 25, referring claim of Minit Man Auto Wash to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Wendell D. Stinson, 2534 Brant Street, filed under Document No. 412728, for damage to automobile by a City trash man having dropped a barrel thereon, was presented - in the sum of \$5.04.

RESOLUTION NO. 96723, recorded on Microfilm Roll No. 25, referring claim of Wendell D. Stinson to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Konrad M. Simonides and Anna F. Simonides, 3356 Landis Street, filed under Document No. 412651, for property damage from broken water pipe adjacent to their residence, in the sum of \$75.00, was presented.

RESOLUTION NO. 96724, recorded on Microfilm Roll No. 25, referring claim of Konrad M. Simonides and Anna F. Simonides to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Acting City Manager, reporting on request of San Diego Symphony Orchestra Association for allocation of \$5000.00 toward cost of "Midsummer Night Symphonies", and recommending that the matter be referred to the "Budget Box", was presented.

A motion was made and seconded to refer the matter to the Budget Conference, but when it was pointed out that the concerts are scheduled to begin on the first of August, 1950, it would be too late to consider an appropriation therefor in July, the motion was withdrawn.

The Acting City Manager suggested that the matter not be placed in the Budget, but that if the Council chooses to make the appropriation, it can be made from the Unappropriated Balance Fund.

RESOLUTION NO. 96725, recorded on Microfilm Roll No. 25, referring request of San Diego Symphony Orchestra Association, together with the Acting City Manager's recommendation thereon, for an allocation of \$5000.00 in the 1950-1951 City Budget, to Council Conference to be held at the hour of 9:00 o'clock A.M., Thursday, February 9, 1950, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending approval of the Final Map of Collwood Gardens, subject to the posting of an adequate bond for the installation of the required improvements, was presented.

RESOLUTION NO. 96726, recorded on Microfilm Roll No. 25, authorizing and directing the City Manager to execute a contract with the subdividers for the installation and completion of the unfinished improvements required for Collwood Gardens, and directing the City Engineer to present an ordinance establishing the official grades of all streets within said Subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96727, recorded on Microfilm Roll No. 25, adopting Map of Collwood Gardens, and accepting portions of public streets and unnamed therein, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The subdivision consists of portion of Lot 10 of the Marcellena Tract, portion of Lot 21 of Partition of the Rancho Mission of San Diego, together with a portion of the east half of 55th Street, formerly the unnamed street adjoining Lot 10 on the west.

Communication from M. H. Golden Construction Company reporting on overtime work done on repairing the main sewer outfall, was presented and read.

Questions were asked by members of the Council about total overtime hours, but no report thereon was readily available, the figures being contained in detailed time sheets accompanying the communication.

The City Auditor explained the necessity for making the report, stating that it is a Charter provision which has not been followed too closely, but that under improved auditing procedures such reports are now required.

On motion of Councilman Schneider, seconded by Councilman Wincote, the matter was ordered filed.

Communication from Fitch H. Haskell, architect, 1171 Morada Place, Altadena, California, requesting notification on sale of Pueblo Lot 1781 and the west half of Pueblo Lot 1780, was presented.

Councilman Schneider wondered why any particular individual should receive such notification, and the Mayor replied that anyone was entitled to ask for it. Also, it was pointed out that a similar request had been made at the previous meeting by another individual on this same property and additional land.

On motion of Councilman Schneider, seconded by Councilman Swan, the communication was referred to the City Manager for compliance with the request.

Communication from Ocean Beach Chamber of Commerce, P.O. Box 476, San Diego 7, dated January 31, 1950, and signed by Homer J. Gravelle, president, and Rolin W. Shaw, secretary, expressing need for action to prevent removal of present bridge and/or cutting any portion of the road leading to Mission Beach until a temporary crossing be provided leading into Sunset Cliffs Boulevard, and stating that its board of directors recently voted to support legal action in the form of an injunction unless assurance is given, by official action of the City Council within thirty days, that such temporary crossing will be provided. The letter stated, also, that action of the board of directors was confirmed by the Chamber of Commerce at a general meeting January 26th at which time said communication was ordered. The communication was read in full.

Asked by the Mayor if the City can legally commit itself for appropriations for improvements in the next year's appropriations ordinance, the City Attorney replied that the City cannot do so.

Mr. Shaw spoke regarding the communication, but although he said he was not in a position to speak for the people of Ocean Beach at this time, he outlined past actions, discussed future needs and expressed his apparent disbelief of the Council's willingness to provide facilities requested by the people of Ocean Beach.

The Mayor replied that the City of San Diego cannot tell the Army Engineers how it is to do the bridge work, and when, the expense of which is being met by Federal Funds, including the dredging job.

Councilman Swan expressed his views on the plans.

Former City Manager Rhodes told of the plans for the development, and said that the Army Engineers are not ready to build the bridge for another year.

The Mayor said that two bridges have been provided for in the Mission Bay Master Plan, but that an immediate temporary road is not included. He pointed out that the Council has told the Ocean Beach Chamber of Commerce over and over of the plans, and assured its members and others in the community of the City's desires to cooperate with them, but said that it appears to be impossible to convince the people of the City's sincerity. He said that, in the interest of clarifying the situation, he would be willing to reaffirm the City's previous position in the matter, and recommended that such action be taken.

RESOLUTION NO. 96728, recorded on Microfilm Roll No. 25, reaffirming the City's stand to use all possible haste to get transportation from the Ocean Beach area to the Mission Beach side, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96729, recorded on Microfilm Roll No. 25, requesting City Manager O. W. Campbell and former City Manager F. A. Rhodes to bring a report on the matter of transportation between Ocean Beach and Mission Beach to a Conference to be held on February 14 at the hour of 2:00 o'clock P.M., and inviting interested citizens of Ocean Beach to attend that Conference, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

After adoption of Resolutions Nos. 96728 and 96729, the Mayor expressed amazement at the attitude of the people of Ocean Beach in view of the enormous recreation project being provided by the entire City of San Diego in their immediate area. He said that, in his opinion, the Chamber of Commerce expressed intention to file an injunction suit is the wrong approach to the situation, and that he intends to tell the people who attend the February 14 conference so.

Proposed Resolution authorizing lease with The Sheridan Corporation for a 50-year lease on lands on Gleason Point, Mission Bay area, as a cottage resort, etc., was presented.

The City Attorney reported that copies of the lease were available, which copies he distributed to members of the Council. He said that he and his staff had attempted to incorporate all of the Council's ideas, as directed, into the lease.

Councilman Godfrey, however, said that he had not had an opportunity to study the lease as submitted with the changes made, and that he felt that on a project as important as this the Council should be sure of all the provisions before adopting the Resolution. He suggest continuance of consideration thereon.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the matter was continued until the meeting of Tuesday, February 7, 1950.

Petition of O. A. Allen, 2325 Vancouver Street, for permission to install a 4-inch cast iron soil sewer line outside the property line in Boundary Street, to serve property at 3266 University Avenue, was presented, together with recommendation for approval from the Health Department.

RESOLUTION NO. 96730, recorded on Microfilm Roll No. 25, granting permission to O. A. Allen, 2325 Vancouver Street, to install a four-inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a southerly direction, parallel to the east line of Lots 4, 5, 6, 7 Block 212 University Heights Subdivision to point of intersection with public sewer, to serve property at 3266 University Avenue, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Godfrey requested, and was granted, unanimous consent to introduce the following matter not listed on the Council's agenda:

A communication signed by Ernest S. Baumann, addressed to Mr. Godfrey, stating that he is a member of a committee opposing the proposed closing of Elm Street between Union and State Streets, and asking the status of the measure, and making reference to past petitions and protests, was presented and read.

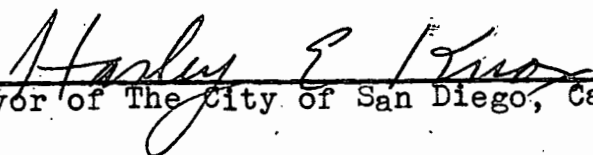
Mr. Baumann spoke on the subject, and was informed (as he had been, personally, in the office of the City Clerk on other occasions) of the legal procedure in the matter of street closings, the posting and publication of notices and time setting for hearing thereon if protests are filed.

No action was taken in the matter, inasmuch as the proceedings for closing of portion of Elm Street are under way, and property owners will be given an opportunity to be heard in protest thereon if they file objections to the closing within the prescribed State provisions.

Communication from the City Attorney, bearing Document No. 411770, and referred by the Council on January 10, 1950, to Conference by Resolution No. 96474, was withdrawn from Council Conference, and ordered filed. The communication setting forth need for two additional stenographers in the City Attorney's office in the Civic Center Building, two typists for the City Manager's Property Department to be assigned by him to aid the City Attorney in prosecution of condemnation and quiet title proceedings in connection with the Mission Bay Project, one additional attorney as a Deputy City Prosecutor, and one additional stenographer-clerk to be assigned to the City Prosecutor's Office.

A note from the Conference Secretary, attached to the communication, reports that the Council had approved employment of five additional persons, one of whom is to be an attorney, and that the City Attorney had been directed to prepare and present the necessary papers therefor.

There being no further business to come before the Council, the meeting was, on motion of Councilman Dail, seconded by Councilman Schneider, adjourned at the hour of 11:10 o'clock A.M.


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 7, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:09 o'clock A.M.

Mayor Knox

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,

Absent----Councilmen None

Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, January 31, 1950, and the Regular Meeting of Thursday, February 2, 1950, were presented to the Council by the Clerk, and on motion of Councilman Dail, seconded by Councilman Kerrigan, were approved as written without being read to the Council, and were signed by the Mayor.

The Mayor announced that Eagle Scouts were present at the meeting, to act as "City officials", and introduced each of them in turn.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the construction of Fire Station No. 17 located at Chamoune and Orange Avenues, the clerk reported that seven bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of H. W. Grizzle, accompanied by bond written by Seaboard Surety Company in the sum of ten percent of the bid, which bid was given Document No. 412998;

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 412999;

The bid of L. C. Anderson Co., accompanied by bond written by Continental Casualty Company in the sum of 10% of amount of bid, which bid was given Document No. 413000;

The bid of Anderson and Johnson, accompanied by certified check written by Bank of America, in the sum of \$2,000.00, which bid was given Document No. 413001;

The bid of O. O. Maurer and R. E. Maurer, a copartnership, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of 10% of the amount of the accompanying bid, which bid was given Document No. 413002;

The bid of G. R. Handy, accompanied by bond written by Manufacturers Casualty Insurance Company in the sum of 10% of bid, which bid was given Document No. 413003;

The bid of Harry Muns Contracting Co., (D. J. Kent, Blanche Kent & Harry Muns), accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of ten per cent of the total amount of the bid, which bid was given Document No. 413004;

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

Councilman Godfrey was excused from the meeting, after the opening bids for the Fire Station, and prior to the calling of the roll referring the same to the City Manager and City Attorney.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 1, for a period of one year from and including December 1, 1949, to and including November 30, 1950, the clerk reported that one bid had been received, which bid was presented to the Council, and on motion duly made and seconded, was opened and publicly declared.

Said bid was follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check written by San Diego Trust and Savings Bank in the sum of \$228.48, which bid was given Document No. 412997.

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

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on Resolution of Preliminary Determination No. 96365 had been continued, to consider the matter of protest against being assessed for "paving" torn up and to be replaced, the former City Manager Rhodes reported verbally that no allowance should be made for the removed surfacing which consisted of oil.

RESOLUTION NO. 96731, recorded on Microfilm Roll No. 25, overruling and denying the verbal protest of Neil Lee against the proposed improvement of Florida Court, between the east line of Georgia Street and the west line of Florida Street, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96732, recorded on Microfilm Roll No. 25, determining that the proposed paving of portion of Florida Court, within the limits and as particularly described in Resolution No. 96365 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination No. 96429, for the paving and otherwise improving of the East and West Alley in Block 109 University Heights, and portion of Kansas Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 96733, recorded on Microfilm Roll No. 25, determining that the proposed paving of the East and West Alley in Block 109 University Heights, and Kansas Street, within the limits and as particularly described in Resolution No. 96429 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination No. 96430, for the paving and otherwise improving of portion of Draper Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 96734, recorded on Microfilm Roll No. 25, determining that the proposed paving and otherwise improving of portion of Draper Street, within the limits and as particularly described in Resolution No. 96430 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination No. 96431, for the paving and otherwise improving of portion of Thomas Avenue, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 96735, recorded on Microfilm Roll No. 25, determining that the proposed paving and otherwise improving of portion of Thomas Avenue, within the limits and as particularly described in Resolution No. 96431 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96297, for the paving and otherwise improving of portion of Winona Avenue, within the limits and as particularly described in said Resolution, the clerk reported that a written protest had been received from Louis S. Rulik, Jr., which protest was presented to the Council and read. Said protest also bears the signature of Marie E. Rulik. No verbal protests were made, and no additional written protests were made.

The City Engineer reported, verbally, that the protest constituted 2.5% of property which would be assessed for the proposed improvement.

RESOLUTION NO. 96736, recorded on Microfilm Roll No. 25, overruling and denying the protest of Louis E. Rulik, Jr. and Marie E. Rulik, against the proposed paving and otherwise improving of portion of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for the preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96298, for the paving and otherwise improving of portions of Oliver Avenue and Ingraham Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard verbally, and no written protests were presented.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, the proceedings were referred to the City Attorney for the preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96299, for the paving and otherwise improving of portions of Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vicente Way, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard verbally, and no written protests were presented.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for the preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96362, for the paving and otherwise improving of portions of Clinton Street and 38th Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

Thereupon, on motion of Councilman Swan, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the hour set for hearing on Resolution of Intention No. 96363, for the paving and otherwise improving of portion of Evergreen Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

Petition of State-Reynard Way-Goldfinch Civic Group, 3053 Reynard Way, "Re: Proposed Route North on State St., Reynard Way and Goldfinch to University, Easterly on University to First Ave., North on First Ave., to W. Washington, West on Washington to Front St., Front St., to County Hospital and return", requesting a new hearing immediately regarding bus line as outlined in request to the Council on Oct. 18, 1949, based on new evidence, was presented and read.

Councilman Kerrigan moved, immediately, to refer the petition to the Public Utilities Commission with request that a survey be made and a report back be made to the City, which motion did not receive a second.

Paul Maiss spoke, and asked for a re-hearing, to present new statistics and evidence. A motion for hearing on Tuesday, February 14, 1950 was made by Councilman Dail, seconded by Councilman, but was changed to February 9, 1950, at the hour of 10:00 A.M., inasmuch as Mr. Maiss said that no longer period was needed for gathering and presentation of the evidence to be used in testimony at such a hearing.

RESOLUTION NO. 96737, recorded on Microfilm Roll No. 25, setting hearing at the hour of 10:00 o'clock A.M. of Thursday, February 9, 1950, to consider the petition of State-Reynard Way-Goldfinch Civic Group on need of bus line to serve the area and the County Hospital, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Application of Louis Stutz, 4171 El Cajon Boulevard, for a Class A Dine & Dance license to conduct public dance at the Casbah Cafe, was presented, together with recommendations for the granting thereof from the Chief of Police, the Social Welfare Director, Fire Marshal, Building Inspection Department, and the City Manager.

RESOLUTION NO. 96738, recorded on Microfilm Roll No. 25, granting application of Louis Stutz for a Class A Dine and Dance license to conduct public dance at the Casbah Cafe, 4717 El Cajon Boulevard, on premises where intoxicating liquor is sold, subject to compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of residents for the renaming of Bow Avenue as GAGE LANE, for its entire length, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was referred to the City Manager.

Petition of John Furst for sale at public auction of City-owned portions of Lots 15, 16, 17, 18, 20 Block 1 Orange Park, and transmitting with the petition a cashier's check in the amount of \$60.00, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Claim of Evelyn Binckley, 4305 Fanuel Street, for personal injury at 3515 Ingraham Street (the nature of the injury not stated in the claim), in the sum of \$16.95, was presented.

RESOLUTION NO. 96739, recorded on Microfilm Roll No. 25, referring claim of Evelyn Binckley to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Dorothy B. Holley, Suite 602 Scripps Bldg., for personal injury, damage to hosiery and shoes, from fall "on the southeast side of C Street", in the sum of \$12.45, was presented.

RESOLUTION NO. 96740, recorded on Microfilm Roll No. 25, referring claim of Dorothy B. Holley to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of George M. Smith, 5143 Landis Street, for damage to car in ditch across road in 3700 block on 52nd Street, in the sum of \$43.96, was presented.

RESOLUTION NO. 96741, recorded on Microfilm Roll No. 25, referring claim of George M. Smith to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Acting City Manager Rhodes reporting on communication from San Diego County Fair inviting City participation at the 1950 Fair to be held June 30th through July 9th, 1950, recommending in view of this year's budget limit the exhibition of the Mission Bay Diorama which can be moved at a cost of approximately \$300.00, and the participation of the Park Department with its floral displays, was presented.

RESOLUTION NO. 96742, recorded on Microfilm Roll No. 25, adopting recommendation of the Acting City Manager, under communication bearing Document No. 412767, for exhibition of the Mission Bay Diorama and participation of the Park Department with floral displays, in the 1950 San Diego County Fair, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Acting City Manager Rhodes reporting on communication from Mrs. Wanda A. Harder, 2031 Chatsworth Boulevard, petitioning for sale of City-owned portions of Lots 20, 21, 22, Block 17 Point Loma Heights, recommending denial inasmuch as the property should be retained for future widening of Wabaska Drive, and recommending return of the \$60.00 deposited, was presented.

RESOLUTION NO. 96743, recorded on Microfilm Roll No. 25, denying petition of Mrs. Wanda A. Harder, for placing a triangular piece of property fronting on Wabaska Drive in Block 17 of Point Loma Heights on sale at public auction, as recommended by the Acting City Manager, authorizing and directing to return \$60.00 deposited by Mrs. Harder with her petition, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from Acting City Manager Rhodes recommending, in view of problems and delay inconsistent with the intent of the original petition, to prepare new petition for closing portion of Plum Street (petition for the closing of a larger portion thereof having been denied), that the Council initiate closing as recommended in communication from the Acting City Manager of ~~10 feet~~ 10 feet on each side of Plum Street between Quimby Street and Poe Street, was presented.

RESOLUTION NO. 96744, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a description of the lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses of the closing of 10 feet on each side of Plum Street lying between Blocks 135 and 136 in Roseville Addition, between the southwesterly line of Quimby Street and the northeasterly line of Poe Street, as recommended by the Acting City Manager, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending that the center island in Normal Street, between Polk Avenue and University Avenue be improved by the removal of the excess dirt, grading and paving to the top of the existing curbs, and submitting an Ordinance appropriating funds in the sum of \$2,348.17 from the Traffic Safety Fund therefor, was presented.

ORDINANCE NO. 4306 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$2,348.17 from the Traffic Safety Fund, for the purpose of providing funds for the grading and paving of the center island on Normal Street, between Polk Avenue and University Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox. Nays---Councilmen None. Absent---Councilman Godfrey.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox. Nays---Councilmen None. Absent---Councilman Godfrey.

The final reading of such Ordinance was in full.

Communication from the City Manager recommending authorization to execute Supplemental and Amendatory Agreement between the State Park Commission, the City of San Diego, and the Department of Public Works of the State of California, providing for the construction of works for the development and improvement of Mission Bay State Park, was presented. The agreement modifies existing agreement with the State made in 1947, permitting the City to construct authorized improvements on the 60-acre State Park and receive reimbursement therefor from the existing \$90,000 fund on hand in the State Treasurer's Office.

The City Planning Director explained, verbally, the procedure proposed under the recommended arrangement.

RESOLUTION NO. 96745, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to execute a Supplemental and Amendatory Agreement between the State Park Commission of California, The City of San Diego, and the Department of Public Works of the State of California, providing for the construction of works for the development and improvement of Mission Bay State Park.

Communication from Great American Indemnity Company recommending denial of claim of Paul D. Thomas, was presented, together with communication from the City Manager reporting thereon. Said recommendation had been referred to the City Manager for report, and the report revealed that the claim in the amount of \$110.39 had arisen from three stoppages in the sewer caused by roots of trees growing on private property, for which the City of San Diego has no legal liability.

RESOLUTION NO. 96746, recorded on Microfilm Roll No. 25, denying claim of Paul D. Thomas, 1045 Reed Avenue, in the amount of \$110.39, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager, reporting on communication from R. G. Kirk, 8336 Paseo del Ocaso, relative to needed grading of dumped dirt near the Scripps Institute in connection with H. H. Peterson contract for sewer system in La Jolla Shores, stating that the excavated material placed on the lot owned by the complainant had been removed and leveled off the adjacent lots. The report pointed out that some material has been dumped on the lots by other persons since the completion of the Peterson Contract, and it recommended filing of the complaint.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, and the complaint upon which it reported, were ordered filed.

Councilman Godfrey returned to the meeting at this time.

Communication from the City Manager reporting on petition of property owners for the covering of, or the removal of the open drainage ditch in Pendleton Street and Balboa Avenue, was presented. The report estimates that work involved in replacing the drain would be \$4,280.00, and that the existing open ditch handles the drainage adequately and the proposed improvement would be entirely for benefit of petitioners. It also recommended that the petition be denied and the improvement be made only if the petitioners agree to pay for same.

The question arose as to whether the drain referred to is in the public property, or if it lies within the boundaries of the property northerly of Balboa Avenue.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred back to the City Manager for further recommendation, and advice if the drain is in the public property.

Communication from the City Manager reporting, at the request of the Council, on the possibility of opening of San Vicente Reservoir for public fishing on the aqueduct side, was presented and read. It was pointed out that last year a request had been made to the State Department of Health to use the area, and that it had been denied on the ground that the flow of water from the cove was directly to the outlet from the Reservoir, and that fishing activities had been ordered limited to a remote arm of the Reservoir. The communication stated, also, that it is doubtful if the State Department of Health would change its ruling in the matter at this time, and that there is no suitable parking area available, and that if the area were opened it would necessitate the addition of one more crew to the recreation supervision thereby doubling the expense of the operations.

Councilman Dail "wanted to see the letter" from the State Department of Public Health.

Councilman Dail moved, which motion was seconded by Councilman Wincote, that the City Manager present the letter from the State Department of Health on the subject. After discussion, the motion and second were withdrawn.

RESOLUTION NO. 96747, recorded on Microfilm Roll No. 25, referring the communication from the City Manager reporting on the possibility of providing access along the aqueduct to San Vicente Reservoir for public fishing, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on communication from the County Department of Public Welfare requesting an amendment to the San Diego Building Code relative to boarding homes for children, was presented and read. The report states that Section 902 of the Building Code refers to hospitals, rest homes, etc., and requires certain fire resistant provisions set forth therein. Also, the report points out, a strict application of Section 902 would practically terminate the foster home program, and recommends that the City Attorney be directed to prepare an amendment thereto: "Section 902 of this Chapter shall not apply to children's boarding homes, licensed and supervised by the State Department of Social Welfare, or any of its accredited agencies, when the home is to accommodate six or less than six children, in a one-story building. In such cases, where the provisions of Section 902 of this Chapter do not apply, the building shall be provided with a minimum of two widely separated exits and shall be plastered, or the approved equivalent, on the inside."

Councilman Schneider made a motion, which was seconded by Councilman Dail, to refer the matter to the City Attorney for preparation and preparation of an Ordinance to make the amendment to the Building Code as recommended by the City Manager.

At this point, before the roll could be called on the motion, the Mayor recognized Julius Rainwater, County Welfare Director, who had arisen and sought to speak. Mr. Rainwater spoke for an amendment to the existing ordinance. He pointed out, upon being questioned, that there are no crippled or bed-ridden children placed in private homes. Also, he stressed the importance of placing children in private homes to provide them with a normal home atmosphere, inasmuch as they usually come from broken homes and do not have the advantages of the ordinary normal child.

An unidentified woman spoke, twice, along the same line as Mr. Rainwater.

Another man arose, but was not recognized, and did not speak.

Mr. Chamness, of the City Building Inspection Department, was asked to give a verbal recommendation in the matter. He spoke in approval of the proposed ordinance.

RESOLUTION NO. 96748, recorded on Microfilm Roll No. 25, authorizing and directing the City Attorney to prepare and present an Ordinance amending Section 902 of Chapter 900 of the Building Code in accordance with recommendation of the City Manager in his communication bearing Document No. 412832, to include working out the details with the City Building Inspection Department, and the Welfare Department, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted. The motion included the direction for review of the amendment by the State Welfare Department and the City Building Inspection Department before adoption thereof by the Council.

Communication from the Purchasing Agent reporting on bids for construction of an access road at Gibbs Municipal Airport between State Highway and Aero Drive, recommending award to Griffith Company, in the amount of \$10,603.40, was presented.

RESOLUTION NO. 96749, recorded on Microfilm Roll No. 25, accepting the bid of Griffith Company for the construction of an access road at Gibbs Municipal Airport between State Highway and Aero Drive, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for fittings for Mission Valley pipe line lowering, was presented.

RESOLUTION NO. 96750, recorded on Microfilm Roll No. 25, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of steel cylinder mortar coated and lined special fittings for Mission Valley 24" pipe line lowering, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, bearing the Purchasing Agent's and the City Manager's stamps of approval, reporting on bids for the improvement of Rosecrans, Lowell Streets, Scott and Shafter Streets, Harbor Drive and portion of U. S. Navy property on Lowell Street near Rosecrans Street, recommending award to Daley Corporation, the low bidder, was presented. The communication stated that money for the improvement is available under Gas Tax Allocation for Major City Streets.

RESOLUTION NO. 96751, recorded on Microfilm Roll No. 25, accepting bid of Daley Corporation for improvement of portions of Rosecrans Street, Lowell Street, Scott Street, Shafter Street, Harbor Drive, and portion of U. S. Navy Property on Lowell Street near Rosecrans Street, awarding contract, and authorizing and empowering the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer recommending granting petition for improving Evergreen Street between Xenophon Street and Whittier Street, by grading, paving installing curbs and sidewalks, with the exception that no sidewalks be installed adjacent to Block 189 Roseville and that the area back of the curbs adj said block be not graded except enough to permit proper installation of curb, was presented. The recommendation, approved by the City Manager, states that petition is signed by the owners of 75% of the property frontage.

RESOLUTION NO. 96752, recorded on Microfilm Roll No. 25, granting petition for paving and otherwise improving of portion of Evergreen Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said improvement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for grading and paving the East and West Alley in Block 136 University Heights, the petition being signed by owners of 65.5% of the property frontage, with the addition of sewer laterals as required, was presented.

RESOLUTION NO. 96753, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the East and West Alley in Block 136 University Heights, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said improvement, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for grading and paving the Alley in Block 69 Ocean Beach, except a portion of the southerly stub, the petition being signed by 53.4% of the property frontage, the combining with proceedings ordered by Resolution No. 96374 for improvement of the Alley in Block 64 Ocean Beach, with the addition of laterals as required in said Alleys excepting portion of Alley in Block 69 westerly of Lot 13, was presented.

RESOLUTION NO. 96754, recorded on Microfilm Roll No. 25, granting petition for paving and otherwise improving of portion of the Alley in Block 69 Ocean Beach, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said improvement, and directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 96374 for the improvement of the Alley in Block 64 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for grading, paving and installing curbs and sidewalks as required on Dodson Street between Market Street and K Street, the petition being signed by the owners of 65.1% of the property frontage, and the addition of sewer laterals and water as required, was presented.

RESOLUTION NO. 96755, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Dodson Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of paving and otherwise improving said street, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the paving and grading of Dalbergia Street, between Thor Street and the southeasterly line of Una Street, the petition being signed by 65.2% of the property frontage, and the addition of curbs and water services if required, was presented.

RESOLUTION NO. 96756, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Dalbergia Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing curbs, sidewalks and water mains as required, the petition being signed by 60.8% of the property frontage, was presented., with the addition of water services, sewer laterals and drainage structures as required, on Cape May Avenue, between Abbott and Spray Streets.

RESOLUTION NO. 96757, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Cape May Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing curbs and sidewalks on Thomas Avenue between Fanuel Street and Gresham Street, the petition being signed by the owners of 66.2% of the property frontage, with the addition of water services as required, was presented.

RESOLUTION NO. 96758, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Thomas Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving, installing curbs, sidewalks, a water main and drainage structures on Nordica Avenue between 40th Street and 43rd Street, the petition being signed by the owners of 58.1% of the property frontage, with the addition of water services and sewer laterals as required, was presented.

RESOLUTION NO. 96759, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Nordica Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing sewer and water mains as required on Puterbaugh Street between Pringle Street and Mission Hills Boulevard, the petition being signed by the owners of 88.5% of the property frontage, with the addition of curbs, sewer laterals, water services and drainage structures as required, and that the pavement type be either asphalt concrete or Portland cement concrete whichever proves best after surveys are made, was presented.

RESOLUTION NO. 96760, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Puterbaugh Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail.

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Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing curbs, sidewalks and a water main on Van Nuys Street between La Jolla Mesa Drive and P.L. 1783, the petition being signed by 52.6% of the property frontage, and the addition of water services and drainage structures if required, recommending that the proceedings be consolidated with those ordered by Resolution No. 92270 for the improvement of Archer Street, which improvement will then consist of improving Van Nuys Street and Archer Street from the center line of La Jolla Mesa Drive west to P.L. 1783, by grading, paving, installing curbs, sidewalks, water mains, water services, and drainage structures as required.

RESOLUTION NO. 96761, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of Van Nuys Street between La Jolla Mesa Drive and Pueblo Lot 1783, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, and directing the City Engineer to consolidate said assessment district with the district heretofore ordered by Resolution No. 92270 for the improvement of Archer Street, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for grading and paving the Alleys in Blocks 96 and 97 Mission Beach, the petition being signed by the owners of 52.4% of the property frontage, and that the petition be combined with that ordered by Resolution No. 93748 for the improvement of the Alleys in Blocks 99, 103 and 104 Mission Beach, making the grading, paving, installing of sewer laterals, water services and drainage structures if required, in the Alleys in Blocks 96, 97, 99, 103 and 104 Mission Beach, was presented.

RESOLUTION NO. 96762, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of the Alleys in Blocks 96 and 97 Mission Beach, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the improvement of said Alleys, and directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 93748 for the improvement of the Alleys in Blocks 99, 103 and 104 Mission Beach, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing curbs on Riley Street between Jefferson Street and Congress Street, the petition being signed by the owners of 100% of the property frontage, and the addition of sewer laterals and water services if required, and extension of the improvement to the center line of Congress Street, was presented.

RESOLUTION NO. 96763, recorded on Microfilm Roll No. 25, granting petition for the grading, paving and installation of curbs in portion of Riley Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, including extension to the center line of Congress Street, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for grading, paving, installing curbs, sidewalks, water main and drainage structures in Francis Street between Ocean View Boulevard and Webster Avenue, the petition being signed by the owners of 56.9% of the property frontage, and the addition of water services as required, was presented.

RESOLUTION NO. 96764, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Francis Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for grading, paving and installing curbs and sidewalks on Landis Street between 47th Street and Euclid Avenue, and on Roselawn Avenue between Landis Street and Euclid Avenue, the petition being signed by the owners of 59.2% of the property frontage, together with sewer laterals and water services as required, was presented.

RESOLUTION NO. 96765, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portions of Landis Street and Roselawn Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing curbs and a water main, the petition being signed by the owners of 80.0% of the property frontage, and water services as required, was presented.

RESOLUTION NO. 96766, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Loring Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the grading, paving and installing curbs, sidewalks and a water main on Franklin Avenue between 32nd Street and Bancroft, the petition being signed by the owners of 53.7% of the property frontage, and the addition of water services as required, was presented.

RESOLUTION NO. 96767, recorded on Microfilm Roll No. 25, granting petition for the paving and otherwise improving of portion of Franklin Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Final Map of Westwood Hills Unit No. 2, subject to posting of an adequate bond for installation of required improvements, was presented.

RESOLUTION NO. 96768, recorded on Microfilm Roll No. 25, authorizing and directing the City Manager to execute contract with O. D. Arnold and Ethel Arnold, for installation and completion of unfinished improvements and setting of the monuments required for O. D. Arnold's Westwood Hills Unit No. 2, directing the City Engineer to present an Ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96769, recorded on Microfilm Roll No. 25, adopting map of O. D. Arnold's Westwood Hills Unit No. 2, being portion of Lot 17 Rancho Mission of San Diego, accepting public streets, portion of a street, unnamed alley and unnamed easements, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending suspension of portion of the Subdivision Ordinance affecting the Tentative Map of Collwood Manor, was presented.

RESOLUTION NO. 96770, recorded on Microfilm Roll No. 25, suspending Sections 3E5, 3I2, 3J6, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative and Final Maps of Collwood Manor, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Collwood Manor, a subdivision into 113 lots of a portion of La Mesa Colony in Lot 67 of Ex Mission Rancho, located near 63rd Street and Montezuma Road, upon eight conditions, was presented.

RESOLUTION NO. 96771, recorded on Microfilm Roll No. 25, approving the Tentative Map of Collwood Manor, on conditions set out in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Dail was excused from the meeting at this time.

Communication from the Planning Commission recommending suspension of portion of the Subdivision Ordinance affecting the Tentative Map of Loma Lands Park, was presented.

RESOLUTION NO. 96772, recorded on Microfilm Roll No. 25, suspending Sections 3E5, 3I2, 3J6, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative and Final Maps of Loma Lands Park, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Loma Lands Park, a subdivision into 76 lots of a portion of Pueblo Lots 196 and 197, located northerly of Chatsworth Boulevard adjacent to Orchard Avenue, Del Mar Avenue and Coronado Avenue, upon eight conditions, was presented.

RESOLUTION NO. 96773, recorded on Microfilm Roll No. 25, approving the Tentative Map of Loma Lands Park, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Dail returned to the meeting at this time.

Communication from the Planning Commission recommending suspension of portion of the Subdivision Ordinance affecting the Tentative Map of Cosgrove Venice Heights, was presented.

RESOLUTION NO. 96774, recorded on Microfilm Roll No. 25, suspending Sections 3E5, 3J6, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Cosgrove Venice Heights, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Cosgrove Venice Heights, a subdivision of a portion of Lot 50 Horton's Purchase into 59 lots, located on the northerly side of Ocean View Boulevard easterly of the extension of 43rd Street, upon nine conditions, was presented.

RESOLUTION NO. 96775, recorded on Microfilm Roll No. 25, approving Tentative Map of Cosgrove Venice Heights, on conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending suspension of portion of the Subdivision Ordinance affecting the Tentative Map of portion of Pueblo Lot 1262 on West Muirlands Drive, was presented.

RESOLUTION NO. 96776, recorded on Microfilm Roll No. 25, suspending Sections 3H3, 3I2, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of subdivision of Pueblo Lot 1262 on West Muirlands Drive, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map for subdivision of a portion of Pueblo Lot 1262 on West Muirlands Drive into eight parcels, upon seven conditions, was presented.

RESOLUTION NO. 96777, recorded on Microfilm Roll No. 25, approving Tentative Map for the subdivision of a portion of Pueblo Lot 1262 on West Muirlands Drive, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Boy Scouts, who had attended the Council meeting as "City Officials", were excused at this point, to go on a tour and have luncheon as guests of the City of San Diego.

Communication from the Planning Commission recommending suspension of portion of the Subdivision Ordinance affecting the Tentative Maps of Woodland Terrace, Units Nos. 1 and 2, was presented.

RESOLUTION NO. 96778, recorded on Microfilm Roll No. 25, suspending Sections 3E5, 3I2, 3J6, 3J8, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Maps of Woodland Terrace, Units Nos. 1 and 2, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Woodland Terrace, Unit No. 1, the first unit of a 177-lot subdivision on the westerly side of Catalina Boulevard in the Theosophical Grounds, upon eight conditions, was presented.

RESOLUTION NO. 96779, recorded on Microfilm Roll No. 25, approving Tentative Map of Woodland Terrace, Unit No. 1, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Woodland Terrace, Unit No. 2, for the subdivision of the remaining portion of Woodland Terrace, located near Catalina Boulevard and Dupont Street, upon eight conditions, was presented.

RESOLUTION NO. 96780, recorded on Microfilm Roll No. 25, approving Tentative Map of Woodland Terrace, Unit No. 2, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission reporting on petition of San Diego Unified School District, for the rezoning of the northerly portion of Lot 15 La Mesa Colony, from the existing Zone R-1 to Zone R-2, to permit construction of an elementary school, in an area East of the San Diego State College, and North of El Cajon Boulevard, recommending the granting thereof, and the forwarding to the City Attorney's Office for the drafting of the proper ordinance therefor prior to the setting of a public hearing thereon by the Council, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the Planning Commission's recommendation for the rezoning of said property to Zone R-2, and various papers relating thereto, were referred to the City Attorney for preparation and presentation of the necessary Ordinance.

Communication from San Diego City-County Sports Commission, signed by O. W. Todd, Jr., Chairman, recommending to the Council that said Commission be authorized to sponsor a civic celebration to be held in Balboa Stadium, on May 20 and 21, 1950 (Armed Services Day), and that if proper arrangements can be made that the San Diego Firemen's Relief Association conduct the All-Navy Boxing Championships as a part of the civic celebration observing Armed Services Day, was presented.

RESOLUTION NO. 96781, recorded on Microfilm Roll No. 25, authorizing the City-County Sports Commission to sponsor the All-Navy boxing championships bouts in Balboa Stadium on May 17th and May 20th ~~May 17th and May 20th~~ 1950, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from Harley E. Knox, Mayor, submitting for Council confirmation, in accordance with Section 41a of the City Charter, the names of Frank A. Frye, Jr., 3162 Front Street, Thomas F. O'Connell, Sr., 1811 Fort Stockton Drive, and Louis J. Rice, Jr., 960 Scott Street, for re-appointment, was presented.

RESOLUTION NO. 96782, recorded on Microfilm Roll No. 25, confirming appointment by Mayor Harley E. Knox of Frank A. Frye, Jr., Thomas F. O'Connell, Sr., and Louis J. Rice, Jr., as members of the Funds Commission of The City of San Diego, to succeed themselves, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the City Auditor and Comptroller recommending the cancellation by the Council of a lease with Alice D. (Mrs. J. W.) Fisher on City-owned land in Old San Diego, which had been leased to her in 1948 for a 5-year term on a percentage basis, but which has not been improved to this date and no rental thereon accrued to the City. The communication states that the lessee does not contemplate using the area in the near future and recommends termination in accordance with terms thereof providing for the giving of 90 days' notice thereof, was presented. On motion of Councilman Kerrigan, seconded by Council-

man Schneider, the recommendation of the Auditor and Comptroller was approved, and the matter referred to the City Attorney for the proper papers to cancel said lease.

Communication from the City Clerk of the City of El Cajon transmitting certified copy of City of El Cajon's Resolution No. 855 regarding joint survey in connection with disposal of sewage from the City of El Cajon, the City of La Mesa tributary to Alvarado Canyon, and in which the County of San Diego would join, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the matter was referred to the City Manager for report.

Communication from Portia Creed, 2735 E Street, relative to dog licenses, dogs running at large, etc., was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Councilman Kerrigan was excused at this time.

Communication from Alfred E. Christie protesting bus service, overloading of buses, etc., in relation to the proposed 50-year franchise to the San Diego Transit System, was presented. On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was referred to the San Diego Transit System and then to the franchise file.

Communication from Carl H. Aulic, Colonel, CSC, CAL NG, Operations & Training Officer, acknowledging Council Resolution re site for Armory, and stating that the California Legislature required to National Guard to have a site before funds are appropriated. The communication suggests provision in Deed or Lease of conveyance to solve the situation, to avoid awaiting appropriation. The communication was read to the Council.

RESOLUTION NO. 96783, recorded on Microfilm Roll No. 25, referring the matter to the City Manager for sending a proper reply thereon, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication signed by M. F. Small, secretary to Governor Warren, acknowledging receipt of Council Resolution re assignment of officers to San Diego County, and stating that two have been assigned, was presented. The communication also reported that Commissioner Peterson would be in San Diego for further consultation in connection with State Highway Patrol matters. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from San Diego Civic Light Opera Association, Inc., signed by its President, Secretary, and eight Directors, was presented. The communication asks the City to install revolving stages in Balboa Park Bowl, for presentation of modern light opera and musical comedy, after the fashion stages installed by The City of Los Angeles at the Greek Theatre in Griffith Park. The request covered the stages which could be duplicated here for an outside cost of \$5,400.00, the dropping and leveling of the existing stage could be done at an outside of \$5,400.00. It was stated, also, that such stages would be of great value to the contemplated exposition proposed for Balboa Park. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from McKinley Civic Association, signed by Robert J. McPherson, president, was presented. The communication stresses the condition of the present Redwood Street Bridge, and advocates its removal and filling in of the canyon, as well as the construction of a street. (A communication was before the Council previously on the same subject, at which time the former City Manager recommended against repairs to the bridge, but its removal, filling, and street construction). On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Greater San Diego Association, Inc., P.O. Box 59 East San Diego (5), was presented. The communication opposes any cessation in the purchase of Colorado River water, and is signed by Marie L. Mayrhofer, Secretary. On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

At this time a majority of the members of the Council signed the following undertakings with San Diego Gas & Electric Company, for the furnishing of electrical current for the ornamental street lights located in the following districts:

- Adams Avenue Lighting District No. 1;
- Roseville Lighting District No. 1;
- Midway Drive Lighting District No. 1;
- La Jolla Shores Lighting District No. 1.

Communication from the Harbor Commission, addressed to the Mayor, submitting lease covering San Diego Speed Boat Club's occupancy of an area adjacent to the Institute of Aeronautical Sciences building, explaining terms thereof and recommending ratification thereof, was presented.

RESOLUTION NO. 96784, recorded on Microfilm Roll No. 25, ratifying, confirming and approving Tidelands Lease with San Diego Speedboat Club, in the vicinity of the Institute of Aeronautical Sciences Building, on the Harbor Drive side of San Diego Bay, for a period of five years and three months with an option to renew for an additional five-year period, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 96785, recorded on Microfilm Roll No. 25, directing notice of filing of assessment and of the time and place of hearing thereof, for paving and otherwise improving of portions of Meadow Grove Drive, North Evergreen Street, Michaelmas Terrace, Madrid Street and Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 93527, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 96786, recorded on Microfilm Roll No. 25, setting Tuesday, the 14th day of February, 1950, at the hour of 10:00 o'clock A.M. in the Council Chamber of the Civic Center as the time and place for hearing protest of E. L. Bartlett against closing portion of Polk Avenue, within the limits set forth in Resolution of Intention No. 96077, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 96787, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of portions of Tyrian Street, La Jolla Boulevard, the Alleys in Blocks 2 and 3 La Jolla Park, on file under Document No. 412411, approving Plat No. 2126 showing the exterior boundaries of the district to be included in the assessment for said work and directing the City Clerk upon passage of Resolution of Intention, to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 96788, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley lying between L Street and Imperial Avenue and between the east line of 29th Street and the west line of 30th Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 96789, recorded on Microfilm Roll No. 25, for the construction of sewer mains and otherwise improving Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catoctin Drive, Choctaw Drive, Art Street, public rights of way in Lots 11 and 12 Oakmere, Lots 1, 2, 3, 4, 5, 6, 7, 8, 28, 29, 30, 31, 32 and 50 Acacia Park, and Lots 1, 2, 3, 4, 5 Alvarado Heights, within the limits and as particularly described in Resolution of Intention No. 96293, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 96790, recorded on Microfilm Roll No. 25, for the construction of sewer mains in Paseo Dorado, Spindrift Drive, Princess Street, Avenida Alamar, Roseland Drive, Hypatia Drive, Little Street, St. Louis Terrace, Viking Way, Torrey Pines Road and public rights of way in portions of Pueblo Lots 1285 and 1281, within the limits and as particularly described in Resolution of Intention No. 96294, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 96791, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Udall Street, within the limits and as particularly described in Resolution of Intention No. 96295, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 96792, recorded on Microfilm Roll No. 25, for the closing of Albert Street, within the limits more particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 96793, recorded on Microfilm Roll No. 25, for the closing of Trumbull Street, within the limits more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 96794, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 96795, recorded on Microfilm Roll No. 25, for the closing of portion of Rosecrans Street, within the limits and as particularly set forth in said Resolution, declaring that it is not deemed necessary that any land be taken therefor, setting out the exterior boundaries of the district of lands to be affected by said work and improvement and to be assessed therefor, electing to proceed under the provisions of the "Street Opening Act of 1889", was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96796, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alleys in Blocks 2 and 3 La Jolla Park, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96797, recorded on Microfilm Roll No. 25, ascertaining and declaring wage scale for the paving and otherwise improving of Orange Avenue, within the limits set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96798, recorded on Microfilm Roll No. 25, ascertaining and declaring wage scale for the paving and otherwise improving of 10th Avenue, within the limits set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96799, recorded on Microfilm Roll No. 25, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of the Alley in Block 9 City Heights Annex No. 2, the Alley in Block 1 Clifton Addition to City Heights, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 94576, authorizing and directing the City Clerk to certify the fact and date thereof and deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96800, recorded on Microfilm Roll No. 25, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of Missouri Street, within the limits and as particularly described in Resolution of Intention No. 94756, authorizing and directing the City Clerk to certify the fact and date thereof and deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96801, recorded on Microfilm Roll No. 25, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of the Alley in Block 238 Pacific Beach, within the limits and as particularly described in Resolution of Intention No. 95271, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96802, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on installing a sewer main in Beta Street, within the limits and as particularly described in Resolution of Intention No. 95453, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96803, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on installing a sewer main in Catalina Boulevard, Silver Gate Avenue, Albion Street, Jennings Street, Wilcox Street, et al., within the limits and as particularly described in Resolution of Intention No. 95608, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96804, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on paving and otherwise improving of 39th Street, within the limits and as particularly described in Resolution of Intention No. 95273, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96805, recorded on Microfilm Roll No. 25, directing the Supervisor of Properties to file a petition with the Board of Supervisors of the County of San Diego, requesting that all taxes against various parcels of tax delinquent land in Pacific Beach Vista Tract, Choate's Addition, Reed and Swayne's Central Park Addition, Pueblo Lot 1108, Pacific Beach, Unnumbered Lot of the Pueblo Lands, Pueblo Lot 1112, , American Park

Addition, together with all penalties and other expenses in connection therewith, the cancellation of all deeds to the State of California for delinquent taxes, and directing said Supervisor of Properties to take whatever steps he may deem necessary otherwise to secure the cancellation of said taxes and deeds, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Proposed Resolution authorizing lease with The Sheridan Corporation for tidelands of Mission Bay for the purposes of developing and operating a cottage resort area, was presented again, the matter having considered in numerous meetings and conferences, and continued from last week's meeting until this meeting.

Councilman Swan said that he was not ready to adopt the Resolution at this time, and had "not had not had opportunity to study the final draft". Other members of the Council and the City Attorney said that all points in question had been gone over many times, and that all changes heretofore authorized based upon past considerations, had been incorporated into the draft now submitted.

The City Attorney, Deputy City Attorney Karp and the other members of the Council answered each of the questions asked by Mr. Swan.

RESOLUTION NO. 96806, recorded on Microfilm Roll No. 25, authorizing the City Manager, for and on behalf of the City of San Diego, to execute a lease with The Sheridan Corporation, for certain tidelands of Mission Bay, for the purposes of developing and operating a cottage resort area with accompanying facilities, businesses and concessions which may be necessary or desirable for such development and operation, so far as the same may be permitted by law, more particularly set forth in said Resolution, for a period of 50 years, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96807, recorded on Microfilm Roll No. 25, authorizing the City Manager to execute, for and on behalf of the City of San Diego, a lease with G. E. Philbrook for 11 acres of land more or less in Lot 2 Riverview Farms, Tract R, Rancho El Cajon, for agricultural purposes, for a term of five years beginning on February 1, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Director of Social Welfare, addressed to the City Manager, recommending that a protest be made by the City Council in connection with application of Lloyd E. Conrad and Lucille M. Conrad for an original on-sale beer and wine license at 3717 University Avenue, on reasons set out therein, was presented.

RESOLUTION NO. 96808, recorded on Microfilm Roll No. 25, authorizing and directing the Mayor and City Manager to execute and file with the State Board of Equalization a written protest against the issuance of an original on-sale beer and wine license to Lloyd E. Conrad and Lucille M. Conrad for the premises located at 3717 University Avenue (known as The Silhouette) on the grounds that the said premises are located 392 feet from the St. Nicholas Russian Orthodox Church at 3873 Cherokee Avenue, 525 feet from the Glad Tidings Assembly of Good Church at 3737 Wightman Street, and that it is protested by a considerable number of residents in the immediate vicinity of the establishment applying for the license, and that issuance thereof would be contrary to the public welfare and public morals, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96809, recorded on Microfilm Roll No. 25, appointing Milton W. Lancaster and John Birkel as members of the Planning Commission for a term of two years from and after the date of the passage of said resolution, (both re-appointed to succeed themselves), was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Petition of John Dewey Locke, 5004 Hawley Boulevard, for permission to install a soil sewer line between the property line and the sidewalk, to serve property at 1429 Myrtle Avenue, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 96810, recorded on Microfilm Roll No. 25, granting permission to John Dewey Locke, 5004 Hawkey Boulevard, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in an easterly direction, parallel to the north line of Lot 8 Block 1 T. J. Higgins Addition, to point of intersection with public sewer, to serve property at 1429 Myrtle Avenue, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96811, recorded on Microfilm Roll No. 25, accepting Bill of Sale, executed on the 20th day of January, 1950, by the San Diego Transit System, transferring, selling, assigning and setting over to The City of San Diego all of its right, title and interest in and to all of that personal property consisting of poles with cross-arms and attachments thereon, heretofore erected and now standing upon the public streets, numbering 246, more or less, as set forth in the inventory attached to said Bill of Sale, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96812, recorded on Microfilm Roll No. 25, accepting the Conveyance executed on the 19th day of January, 1950, by the San Diego Transit System (formerly San Diego Electric Railway Company), a corporation, transferring, selling, assigning, setting over, relinquishing and quitclaiming all of its right, title and interest in and to that certain property consisting of a conduit system, with manholes and attachments

thereto, underneath or upon Kettner Street, Broadway, Fifth Avenue and India Street, as particularly described in said conveyance, and directing the City Clerk to file the conveyance, together with a certified copy of said Resolution for record in the office of the County Recorder, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96814, recorded on Microfilm Roll No. 25, accepting deed of Kate Carlstrom, dated January 28, 1950, conveying an easement and right of way for street purposes in portion of Lots 1, 2, 3, 12 Block 69 Ocean Beach, setting aside and dedicating the same to the public use as and for a public street, and naming the same Ocean Boulevard, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96815, recorded on Microfilm Roll No. 25, accepting deed of Mae A. Edgerton, bearing date January 27, 1950, conveying Lots 15 and 16 Block 34 Mission Beach Addition, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, repealing Resolution No. 96569 adopted January 19, 1950, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96816, recorded on Microfilm Roll No. 25, accepting deed of S. P. Price, bearing date January 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 40 Block 80 Pacific Beach, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Proposed Ordinance forbidding the maintenance of all places breeding flies, declaring such places a nuisance, and providing a penalty for the violation thereof, was again presented, having been continued to this meeting from the meeting of January 31, 1950. The City Manager reported, verbally, that the Ordinance, and the one which follows this item, were not in accordance with the wishes of the Public Health Officer. On motion of Councilman Godfrey, seconded by Councilman Dail, the proposed Ordinance was referred to the City Manager.

Proposed Ordinance amending Sections 1 and 2 of Ordinance No. 464 (New Series) adopted June 13, 1934, having to do with the keeping, storing or depositing of fertilizing material within the City of San Diego, was again presented, having been continued to this meeting from the meeting of January 31, 1950. On motion of Councilman Godfrey, seconded by Councilman Dail, the proposed Ordinance was referred to the City Manager.

Councilman Kerrigan returned to the meeting at this time.

Proposed Ordinance amending Section 26 of Ordinance No. 3674 (New Series), (Building Code), and repealing Ordinance No. 4237 (New Series), was presented.

The City Attorney explained the provisions of the ordinance, stating that it covers the matters of building inspection permit fees, and relates particularly to television antennas.

There was some discussion as to the advisability of adoption of said Ordinance at this time without further consideration as to its effects.

RESOLUTION NO. 96817, recorded on Microfilm Roll No. 25, referring the proposed Ordinance amending Section 26 of Ordinance No. 3674 New Series (Building Code) and repealing Ordinance No. 4237 New Series, to Council Conference, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4307 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$11,200.00 from the Traffic Safety Fund, for the purpose of providing funds for the payment of the contract price and other expenses incident thereto, in connection with the construction of an access road at Gibbs Airport, between the State Highway and Aero Drive, was on motion of Councilman Schneider, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Communication from the City Planning Director, addressed to the City Manager, and forwarded with the City Manager's stamp of approval, recommending repeal of Ordinance No. 4219 (New Series), stating that said Ordinance should have been repealed when Ordinance 4246 (New Series) was adopted making the sum of \$14,000.00 available for payment to the State Highway Department for preparation of plans and specifications for Highway 101 Bridge over the San Diego River Flood Channel, was presented.

ORDINANCE NO. 4308 (New Series), recorded on Microfilm Roll No. 25, repealing Ordinance No. 4219 (New Series) adopted October 11, 1949, which Ordinance appropriated \$14,000.00 from the Mission Bay Fund as the City's cost of preparation of plans and specifications and preliminary engineering for the necessary alteration and extension of the San Diego River Bridge on U.S. Highway 101, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4309 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of Camino Del Oro, between the northeasterly line of Avenida de la Playa and the westerly line of El Paseo Grande, was on motion of Councilman Godfrey, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4310 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of Camino del Sol, between the northeasterly line of Avenida de la Playa and the termination of Camino del Sol in Vallecitos and in de la Ribera, was on motion of Councilman Godfrey, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4311 (New Series), recorded on Microfilm Roll No. 25, establishing the grade of Upshur Street, between the westerly boundary line of New Roseville, and a line produced at right angles from the southwesterly line of Upshur Street and distant 29.72 feet northwesterly from the intersection of the southwesterly line of Upshur Street with the westerly boundary line of said New Roseville, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda:

RESOLUTION NO. 96818, recorded on Microfilm Roll No. 25, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the "Fourth Supplemental Memorandum of Agreement for Expenditure of 1/4 Cent Gas Tax for State Highways" (1948 fiscal year) covering improvements as set forth in Document No. 413061 on file in the office of the City Clerk, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Under the unanimous consent granted to the City Manager, Councilman Godfrey presented the following matter:

A communication from Esther Sommer, addressed to Councilman Vincent T. Godfrey, complaining of the flooding of the basement of the Sommer Building located at 432 F Street, presumably from cracks in the street, and requesting that F Street between 4th and 5th Avenues be next to be resurfaced, was presented. On motion of Councilman Godfrey, seconded by Councilman Swan, the communication was referred to the City Manager.

Communication from J. B. Newkirk, Sr., address not shown, requesting that Section 6c of Ordinance 3888 (New Series) be waived requiring cash deposit representing a faithful performance bond, to move a small building on his own lot and attach it to his own main residence for conversion to a bathroom, stating that the making of a cash deposit for a faithful performance bond would constitute a hardship, pledging to the Council that he will observe the conditions set forth in said Ordinance in the completion of the work, was presented by the Mayor.

RESOLUTION NO. 96819, recorded on Microfilm Roll No. 25, waiving provisions requiring a faithful performance bond or cash deposit for the moving of a small building on the property of J. B. Newkirk, located on Lot 2 Block 6 Encanto Heights, at 701 - 66th Street, in accordance with subsection (c) of (6) Section 2802 of Ordinance No. 3888 (New Series), as petitioned for under date of February 6, 1950, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council, the meeting was, on motion of Councilman Dail, seconded by Councilman Schneider, adjourned at the hour of 12:02 o'clock Noon.

Harley E. Knox
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,
Thursday, February 9, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 10:05 o'clock A.M.

Mayor Knox. Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,

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

The hour of 10:00 o'clock A.M., having arrived, the time set for hearing of the petition of State-Reynard Way-Goldfinch Civic Group regarding its request for the establishment of a bus line: State Street, Reynard Way and Goldfinch Street to University Avenue, easterly on University Avenue to First Avenue, north on First Avenue to West Washington Street, west on West Washington Street to Front Street, Front Street to the County Hospital and return, the petition was presented to the Council.

Paul Maiss, 909 Sutter Street, spokesman for the group, read a prepared statement. He spoke regarding previous requests made for such bus service, and read a letter from Mr. Campion to the San Diego Transit System regarding bus service to the San Diego County Hospital and the lack thereof.

Mr. Maiss mentioned the Volunteer Community Motor Health Organization, which group is now assisting in the transportation to and from said Hospital. He said that there is need for transportation to Fraser Hall Hospital and Convalescent Hospital.

Next, Mr. Maiss read a letter from John C. Wiley, pastor of the Mission Hills Congregational Church, addressed to the Mayor and members of the City Council, and from Charles F. Buddy, Bishop of San Diego, addressed to the Members of the San Diego City Council, both of which stressed need for such bus service.

Mr. Maiss spoke regarding the 50-year franchise sought by the San Diego Transit System. He said that a bus line up Reynard Way would relieve the crowded condition on other lines. Then he outlined proposed routes to serve the area under discussion. He said that he could have obtained many more signatures on petition presented, and mentioned that said petition contained 1295 signatures. He asked the Council to support the proposal when it goes before the Public Utilities Commission. He quoted from the San Diego Transit System's application and offer for franchise, and from the proposed franchise ordinance.

Mr. Maiss presented a Resolution, which he read, said resolution being one that he proposed and requested the Council to adopt endorsing and recommending to the San Diego Transit System and the California Public Utilities Commission the establishment and operation of adequate bus service through Reynard Way to the County Hospital.

Councilman Dail asked Mr. Maiss about a house count between Washington Street and the County Hospital. The reply was that there 800 dwelling units counted, and many others in the area. Children who attend Washington School and Florence School, Mr. Maiss said, are without transportation.

Councilman Kerrigan asked if Mr. Maiss had stated that the Council could order the establishment and operation of bus service. Mr. Maiss said that the Council recommend such service, and he re-read his statement.

The City Attorney said, upon being questioned by members of the Council, that the City can request, but not enforce such service, except through the Public Utilities Commission.

Mr. Maiss corrected his statement regarding the area embraced within the house count previously referred to.

The Bus Company, Mr. Maiss said, had said "no" to requests for the service, based upon, it was contended, old surveys. He said that what is now wanted, is a point-to-point route between downtown San Diego and the County Hospital. Mr. Maiss admitted that it would have been prohibitive to construct a trolley line to serve the area, but expressed the belief that a bus line would be feasible.

The Mayor asked Mr. Maiss to reduce his verbal presentation to writing, and file the same with the City Clerk. The Mayor pointed out, in order to make any findings that it would be necessary to have facts and figures. Mr. Maiss replied that he would be glad to do as requested, but he said that he thought that the City already has enough information for the making of an endorsement, and asked for such an endorsement to be made today. The Mayor spoke again, saying that the Public Utilities Commission will not make a survey of the situation until sufficient facts thereon are presented. He said that the Commission is a strictly non-political body, working entirely upon presentations to indicate a need. He said, also, that the Commission receives a tremendous number of requests that cannot be considered and upon which surveys are not even undertaken, because there is not sufficient evidence presented to justify making the complicated and expensive investigations.

Councilman Dail said that he thought Mr. Reading (the City's traffic engineer) should, and could, make an impartial survey, through the City Manager's office.

Councilman Schneider stressed the strong factor involved in the "public convenience", and said that the company should supply the service if it can do so.

Councilman Kerrigan wanted to have the matter referred to the Public Utilities Commission for a report in two months, and renewed his motion which he had made at the meeting of February 7, 1950 (from which meeting this matter had been continued for this hearing). The motion obtained no second.

Councilman Dail wanted to obtain all evidence before going to the Commission, and cited instances of Council support in requests to the Commission for establishment of other services.

The Mayor mentioned two lines installed at the urgency of communities which were loud in their demands for the service but which are not supporting the lines, and which he thought might be withdrawn.

The City Manager spoke, and said that the application, if justified and approved by the City and the Transit System, on a factual basis, still has to be on what is shown to be a paying basis. He said that complete facts are needed before being presented to the Commission. He said that he wanted to make a study and present the same to the Commission and the Bus Company, or to give an answer based on the study that the City cannot support the application.

The Mayor stressed the point that the Commission would not even allow a hearing before facts are presented.

Councilman Wincote said that complete information is needed regarding the count and traffic passenger count. He said that a resolution at this time would be of no use unless the Commission would be informed sufficiently to act, and that a resolution of the Council now urging the Commission to institute the service sought would be a meaningless gesture. He said that "traffic", rather than convenience and necessity of the needed service which must be shown.

John d'Alfonso, 3502 Pringle Street, said that the request is a simple one, and quite uncomplicated. He said that no one can guarantee the patronage. He said that "traffic" and "cost" are synonymous. Mr. d'Alphonso said that no company can make money in the beginning, and that the Transit Company should not expect to do so on the proposed line. Mr. d'Alphonso said, further, that it is fantastic that no transportation is available in an area that contains many of the city's best homes, and a hospital. Also, he mentioned the fact that the County now subsidizes a bus line to the hospital at an approximate cost of \$4,000.00 per year. He agreed that the City needs the evidence at hand before approaching the Commission with an endorsement.

The City Manager said that he could make an investigation which would take a maximum of a month, to secure the needed factual survey.

Frank J. Henschel, 115 Dickinson Street, told of the lack of transportation in the hospital area.

Councilman Kerrigan was excused from the meeting at this point.

Dan Rossi, member of the Board of Supervisors of San Diego County substantiated statements made regarding need for bus line to the hospital, and said that there would be a saving to the County. Mr. Rossi asked for Council support of the request, to relieve the County of the expense of operating the bus to the hospital.

Mr. Maiss then presented a letter from the Public Utilities Commission, addressed to the Reynard Way group, regarding not having an application before it from the Transit System for the establishment of the service requested.

Councilman Kerrigan returned to the meeting at this time.

Colonel Don Scofield, 2631 - 32nd Street, who identified himself as chairman of the Volunteer Motor Service, spoke. He said that he would file a brief regarding the necessity for supplying transportation service to the County Hospital.

Upon being asked if he would furnish factual data to the City in the case under discussion, Mr. Maiss said that he would do so.

The Mayor asked R. F. McNally, vice president in charge of Operations of the San Diego Transit System if he would care to be heard in the matter. Mr. McNally took the floor and spoke about previous requests and surveys for service. He said that it is 3.8 miles from downtown to the County Hospital, and that a bus line installed upon the route proposed would be a duplication of existing services. He said that the System will study the facts and evidence presented to it by the City of San Diego.

At this time the Mayor attempted to close the hearing, but there were others present who indicated that they wished to be heard, so he invited them to speak, if they were not going to repeat other statements already made, and if they had any additional factual data to present.

Henry Mergen, 2755 Eagle Street, spoke about the 60 to 70 persons who are crowded into little buses now, on the A line. He told of experiences in riding on the buses. He said that the buses are needed on existing lines, and should not be diverted to the proposed line if established, and that the new line is needed.

Wallace Walter, 3229 Falcon Street, identifying himself as a builder, said he has had to sell his home due to the lack of transportation. He said that he had built 17 homes in the area in question, one a 5-unit apartment. He said that there is considerable resistance to sales and rentals due to there being no bus. He said that it is "the duty of the transit company to precede development".

Charles W. Schuey, 3230 Falcon Street, spoke of the increased revenue to the City of San Diego which would result from additional taxes upon development of property through the installation of a bus line.

The Mayor declared the hearing closed at this time, saying that apparently all of the information and data available now had been presented.

RESOLUTION NO. 96820, recorded on Microfilm Roll No. 25, requesting the City Manager, with the help of all departments, to make a survey in connection with the proposal to establish the herein-referred-to bus service within one month, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

A communication signed by C. F. Wahl, 3256 Reynard Way, dated Feb. 7, 1950, and addressed to the Reynard Way & Goldfinch Committee, outlining developments in the area and vacant property yet to be developed, concluding "I feel it is time the City Council sits up and takes notice of this need for transportation instead of giving the tax-payers along this route the cold shoulder everytime the subject is brought to its attention", was handed in to be added to the file.

Petition of A. T. Borges, 1550 Cable Street, requesting permission to install sewer line between the property line and the sidewalk, to serve property at 4503 Cape May Avenue, was presented, together with recommendation for approval by the Health Department and the City Manager.

RESOLUTION NO. 96821, recorded on Microfilm Roll No. 25, granting permission to A. T. Borges, 1550 Cable Street, San Diego 7, to install a four inch tile soil sewer line between the property line and the sidewalk, to be placed 1 foot outside the property line and run in a westerly direction parallel to the southern line of Lot 25 Block 2 Ocean Beach Subdivision, to point of intersection with public sewer, to serve property located at 4503 Cape May Avenue, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of Howard E. Chubb, 1844 Capistrano Street, requesting permission to install sewer line between the property line and the sidewalk, to serve property at 1716 Warrington Street, was presented, together with recommendation for approval by the Health Department and the City Manager.

RESOLUTION NO. 96822, recorded on Microfilm Roll No. 25, granting permission to Howard E. Chubb, 1844 Capistrano Street, San Diego 6, to install a 4 inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside property line and run in a northeasterly direction parallel to the southeasterly line of Lot 1 of Purpus Park Subdivision, to point of intersection with public sewer, to serve property at 1716 Warrington Street, being the northeasterly 50 feet of Lots 1 and 2 Block 4 Wildwood Annex, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Petition of San Diego Co-Operative Poultry Association for permission to maintain drag chain conveyors over dock area on Commercial Street, was presented and read.

Communication from the Assistant Director of Public Works, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, reporting on the petition, and recommending granting revocable permit on conditions set forth therein, was presented and read.

RESOLUTION NO. 96823, recorded on Microfilm Roll No. 25, granting revocable permission to San Diego Co-Operative Poultry Assn., 22nd Street and Imperial Avenue, San Diego 12, California, to install and maintain drag chain conveyors over the Company's present dock area on Commercial Street, between 21st and 22nd Streets, so as to load directly into a bulk delivery truck parked at the curb, on various conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Hilary A. Sirutis, 2440 Calle Corva, bearing Document No. 412983, filed February 6, 1950, for damage to his automobile by City truck, in the sum of \$10.50, was presented.

RESOLUTION NO. 96824, recorded on Microfilm Roll No. 25, referring claim of Hilary A. Sirutis to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Claim of Lulu May Minor, 3696 Bayside Lane, bearing Document No. 412994, filed February 7, 1950, for damage from water pipe leak inside newly-installed water meter at that address, in the sum of \$4.21, was presented.

RESOLUTION NO. 96825, recorded on Microfilm Roll No. 25, referring claim of Lulu May Minor to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Claim of Mark A. Lyons and Mrs. Edna C. Lyons, for damage to house by water overflowing from drain at rear of property, located at 1704 Essex Street, in an unstated amount, was presented.

RESOLUTION NO. 96826, recorded on Microfilm Roll No. 25, referring claim of Mark A. Lyons and Mrs. Edna C. Lyons to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Claim of Charles W. Haffly, 188 Halsey Street, Chula Vista, California, filed February 7, 1950, in the sum of \$5.00, for two charges involving being towed from mud-filled ditch in the intersection of Maple and Haller Streets, was presented.

RESOLUTION NO. 96827, recorded on Microfilm Roll No. 25, referring claim of Charles W. Haffly to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the City Manager reporting on petition of A. W. Cutright, 3500 Kurtz Street, for the removal of encroachments in the Alley of Block 178 Pacific Beach, was presented and read. The communication states that an investigation discloses that the encroachments are not serious enough to impair use, and that when the alley is to be improved the encroachments will be removed, and recommends filing the matter.

The former City Manager reported, verbally, that the protest concerns cages used by Maud Erwin in her "cat farm", being a refuge for homeless cats, and said that the encroachment is so minor that it does no harm. Other charges against Mrs. Erwin's operations at the location have been made at various times, and the former City Manager reported that if the encroachments are removed, many cats would be released upon the neighborhood.

On motion of Councilman Dail, seconded by Councilman Wincote, the matter was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for the furnishing of furniture for Balboa Park Club, and submitting a tabulation of bids thereon, was presented.

RESOLUTION NO. 96828, recorded on Microfilm Roll No. 25, accepting bid of Christopher Furniture Co., Inc., for the furnishing of Items 6, 7, 8, being 4 square cocktail tables, 2 rectangular cocktail tables, 2 round cocktail tables, for the Balboa Park Club, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96829, recorded on Microfilm Roll No. 25, accepting bid of H. L. Benbough Co., Ltd., for the furnishing of Items 1, 2, 3, 4, 5, being 2 curved sectional sofas, 8 sectional sofas, 8 armless sectional sofas, 4 end sections, 2 lounge chairs, for the Balboa Park Club, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from Great American Indemnity Co., by Max H. Seeger, representative, recommending denial of claim of Elfva S. Forbes, 7765 Ludington Place, La Jolla, arising out of personal injury sustained on November 1, 1949, and filed January 12, 1950, in the sum of \$59.25, was presented.

RESOLUTION NO. 96830, recorded on Microfilm Roll No. 25, denying claim of Elfva S. Forbes, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from Fred Watson, Mayor of the City of San Jose, bearing date February 6, 1950, congratulating the Mayor and City Council upon their good fortune in obtaining the services of O. W. Campbell as City Manager of the City of San Diego, referring to the time Mr. Campbell had occupied the position of City Manager of San Jose and saying that Mr. Campbell possesses the indispensable qualities which go to make up a truly great City Manager, was presented and read. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed. Councilman Wincote moved, which motion was seconded by Councilman Dail, and carried, referring the communication to Mayor Harley E. Knox for answer.

RESOLUTION NO. 96831, recorded on Microfilm Roll No. 25, authorizing F. E. Young Construction Company to add 9 lights in front of stage, priming frames that are sheet metal covered, tile wainscot both toilet rooms, in connection with contract for construction of the Veterans' War Memorial Building, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted. The additions to the contract total \$1,481.47.

ORDINANCE NO. 4312 (New Series), recorded on Microfilm Roll No. 25, authorizing and directing the City Auditor and Comptroller to pay the sum of \$966.00 out of the money received as the purchase price for Block 495 Old San Diego, to W. B. Melhorn, licensed Real Estate Broker, as Real Estate Broker's commission for the sale of said property, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays-None. Absent-None. Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays-None. Absent-None. The final reading of such Ordinance was in full.

Mayor Knox brought up the matter of adopting a Resolution by the Council endorsing request of Western Air Lines, Inc., for extension of its service to Phoenix, Arizona. The Mayor said that he had been requested by members of the Council, in Conference, to prepare such a resolution for presentation at this meeting, but that he had not had the time to do so. He asked the City Attorney if such a resolution could be adopted at this time, which he would draw. The City Attorney said that a resolution addressed to the Civil Aeronautics Board should contain the Council's recommendation based upon findings developed through hearings on the necessity for service. The City Attorney said he would prepare such a Resolution for adoption at this meeting.

RESOLUTION NO. 96832, recorded on Microfilm Roll No. 25, addressed to the Civil Aeronautics Board, Washington 25, D. C., re: Additional California-Nevada Service Case, Docket No. 2019, et al, endorsing application of Western Air Lines for continuance of operations by extension of present route from Yuma to Phoenix, Arizona, on reasons set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The Manager requested permission to present the following matter, also, which was granted:

ORDINANCE NO. 4313 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$5000.00 from the Unappropriated Balance Fund, and transferring the same to "Salaries and Wages," City Attorney's Fund, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

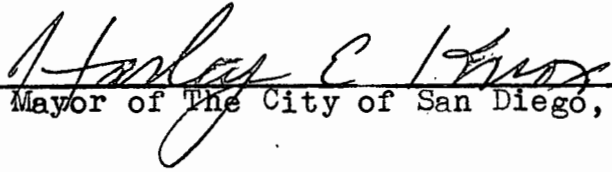
The final reading of such Ordinance was in full.

The following item was withdrawn from Council Conference, and ordered filed:

Communication from the San Diego Civil Service Commission requesting that the Administrative Code, which had been amended by Ordinance 3268 N.S. requiring the filing of the Compensation Schedule not later than March first of each year, be amended to May 1 of each year, and setting out reasons therefor.

(Minutes of Council Conference held February 7, 1950, show that the time for submitting the Compensation Schedule by amendment to the Administrative Code remain unchanged, but that the Civil Service Commission be allowed to submit the salary schedule by April 15th of this year).

There being no further business to come before the Council, the meeting was, on motion of Councilman Kerrigan, seconded by Councilman Dail, adjourned at the hour of 11:49 o'clock A.M.


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 14, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent----Councilmen None
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, February 7, 1950, and the Regular Meeting of Thursday, February 9, 1950, were presented to the Council by the Clerk, and on motion of Councilman Wincote, seconded by Councilman Dail, were approved as written without being read to the Council, and were signed by the Mayor.

Councilman Wincote was excused from the meeting at this time.

The hour 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the construction of Bonita Pipe Line Replacement at Federal Boulevard and Wabash Boulevard, (in two schedules - I and II - for furnishing and delivering trenchside of pipe, special fittings and appurtenances and the installation of the same, respectively), the clerk reported that seven bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Before opening of the bids, Director of Public Works F. A. Rhodes reported verbally, upon being asked the estimated amount of the contract, approximately \$38,000.00. Said bids were as follows:

Pace Construction Company, accompanied by bond written by New York Casualty Company in the sum of fifteen hundred seventy three and 65/100 dollars, which bid was given Document No. 413336 - Schedule II;

Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 413337 - Schedule II;

American Pipe and Construction Co., Inc., accompanied by bond written by Fidelity and Deposit Company of Maryland in the sum of three thousand dollars, which bid was given Document No. 413338 - Schedule I;

Walter H. Barber, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten per centum of the amount of the accompanying bid, which bid was given Document No. 413339 - Schedule II;

Charles J. Dorfman, accompanied by bond written by General Casualty Company of America in the sum of ten per cent of the amount of the bid, which bid was given Document No. 413340 - Schedule II;

United Concrete Pipe Corporation, accompanied by bond written by Maryland Casualty Company in the sum of twenty five hundred dollars, which bid was given Document No. 413341 - Schedule I;

Cameron Bros., accompanied by bond written by Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 413342 - Schedule II.

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

Councilman Wincote returned to the meeting at this time.

At this time a majority of the members of the Council executed undertaking with San Diego Gas & Electric Company for the furnishing of electric current in Logan Avenue Lighting District No. 1.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96427, for the paving and otherwise improving of portions of College Avenue, College Way, Carol Street, Bradford Street and Estelle Street, within the limits and as particularly described in said Resolution, the clerk reported that written protests had been received from R. O. Dawson, L. Maude Porter, Earl R. Lakin (in the form of request for added work, rather than protesting against the proposed work), Margaret Cunningham, which protests were presented to the Council.

The City Engineer reported, verbally, that the protests filed represented 7.6% of the property affected.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Roy Dawson, 4575 College Avenue, spoke. He said that he had been told by someone in the City Engineer's office that his property would not be assessed to pay for the proposed improvement, and said that previous paving had been done up to his property,

then stopped. Mr. Dawson asked that his property be excluded from the assessment district, and that the improvement be paid for from State Gas Tax funds.

Councilman Wincote expressed the belief that the City's \$5,000.00 made toward the protest should be allocated to College Avenue, and should not be spread on the other streets.

The matter of thickness of pavement was then discussed. The City Engineer said that the assessment would be no grater for the 6" than for 4", and no greater than if the street in question were not an arterial street. Also, the Engineer said that the street in question does not qualify for the application of State Gas Tax funds for improvement thereof.

Mr. Dawson said, on being questioned, that his property has not been assessed. (This was in connection with statements which had been made relative to "double assessments")

Councilman Wincote contended that someone is "getting a free ride", but the City Engineer disagreed with the statement.

Earl R. Lakin, 4539 - 60th Street, asked why 60th Street cannot be paved at the same time as the other streets. He said, also, that 60th Street had been left in an impassable condition after installation of water main by the City.

The City Attorney replied that to include 60th Street in the proceedings the present project would have to be abandoned and started over.

Mr. Lakin spoke again, and said that petition for 60th Street had been filed, and the City Engineer said that no work has been done to date on plans therefor.

D. M. Hammond, 4534 College Avenue, one of the petition originators, spoke on the history of the proceedings. He asked that the work go forward with the least possible delay, saying that it was one of the projects abandoned with many others during the war, and said that the improvement is much needed.

RESOLUTION NO. 96833, recorded on Microfilm Roll No. 25, overruling the protests of R. O. Dawson, L. Maude Porter, Earl R. Lakin, Margaret Cunningham against Resolution of Intention No. 96427 for the paving and otherwise improving of portions of College Avenue, College Way, Carol Street, Bradford Street, and Estelle Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted, by the following vote, to-wit: Yeas--- Councilman Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman Wincote. Absent---Councilmen None.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the proceedings for the improvement of College Avenue, College Way, et al., were referred to the City Attorney for preparation and presentation of the next step, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen Wincote. Absent---Councilmen None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's Assessment No. 1921, made to cover the cost of paving and otherwise improving of San Rafael Place, within the limits and as particularly described in Resolution of Intention No. 92920, the clerk reported that no written appeals had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, and no written appeals were presented.

RESOLUTION NO. 96834, recorded on Microfilm Roll No. 25, confirming the City Engineer's Assessment No. 1921, made to cover the paving and otherwise improving of San Rafael Place, within the limits and as particularly described in Resolution of Intention No. 92920, authorizing and directing the City Engineer to attach his warrant and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's Assessment No. 1922, made to cover the cost of paving and otherwise improving of Dwight Street, within the limits and as particularly described in Resolution of Intention No. 93818, the clerk reported that no written appeals had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, and no written appeals were presented.

RESOLUTION NO. 96835, recorded on Microfilm Roll No. 25, confirming the City Engineer's Assessment No. 1922, made to cover the paving and otherwise improving of Dwight Street, within the limits and as particularly described in Resolution of Intention No. 93818, authorizing and directing the City Engineer to attach his warrant and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on protest of E. L. Bartlett against the proposed closing of Polk Avenue, between Oregon Street and Idaho Street, the protest of Mr. Bartlett was presented and read.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, and no additional protests were presented.

RESOLUTION NO. 96836, recorded on Microfilm Roll No. 25, overruling the protest of E. L. Bartlett against the proposed closing of portion of Polk Avenue, within the limits and as described in Resolution of Intention, overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

On motion of Councilman Swan, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating the north one-half of Quarter Section 78 Rancho de la Nacion into an "R-1" Zone, recently annexed to the City of San Diego as "Lane Tract", and recommended for zoning by the City Planning Commission, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

ORDINANCE NO. 4314 (New Series), recorded on Microfilm Rol No. 25, incorporating the north one-half of Quarter Section 78 Rancho de la Nacion into an "R-1A" Zone as defined by Ordinance No. 8924 and amendments thereto, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The application of Harry H. Tolen and Teresabelle Tolen, 364 Parkway, Chula Vista, for Class A Dine and Dance license to operate Bamba Club and Cafe, 2001 Logan Avenue, was presented, together with recommendations for approval from the Social Welfare Director, Chief of Police, Fire Marshal, Building Inspector, and City Manager.

RESOLUTION NO. 96837, recorded on Microfilm Roll No. 25, approving application of Harry H. Tolen and Teresabelle Tolen for a Class A license to conduct public dance at Cafe La Bamba, 2001 Logan Avenue, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Claim of Mrs. Edith A. Barbato, 3137 First Avenue, in the sum of \$11.65 based on accident at University Avenue when Police car backed into her automobile, was presented.

RESOLUTION NO. 96838, recorded on Microfilm Roll No. 25, referring claim of Mrs. Edith A. Barbato to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of Rial B. Loonam, 4270 Orange Avenue, in the sum of \$257.94 based on accident on Van Dyke Avenue when her car was sideswiped by a Fire Truck, was presented.

RESOLUTION NO. 96839, recorded on Microfilm Roll No. 25, referring claim of Rial B. Loonam to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of Ed T. Reed, 3969 Riviera Drive, in the sum of \$44.05 for damage to clothes by surge of dirty water coming into washer from the City water supply, was presented.

RESOLUTION NO. 96840, recorded on Microfilm Roll No. 25, referring claim of Ed T. Reed to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of C. W. Sanders, Route 1 Box 178 Brawley, California, in the sum of \$3,000.00, for damage to his airplane in partially filled ditch at Gibbs Municipal Airport, was presented.

RESOLUTION NO. 96841, recorded on Microfilm Roll No. 25, referring claim of C. W. Sanders to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager reporting on claim of O. D. Arnold and Sons for refund of \$4,000 which was deposited to enable the construction of a trunk sewer for Arnold's Westwood Hills Unit No. 1, stating, among other things, that upon completion of the sewer it was determined that \$53.60 remained of the \$4,000 advanced by O. D. Arnold and Sons, reporting that payment of such sum was actually accomplished on February 2, 1949, and stating that there is no justification for said claim, was presented. On motion of Councilman Godfrey, seconded by Councilman Schneider, the matter was referred back to the City Manager for another report in one week.

Communication from the City Manager reporting on petition of Leo J. Demers for annexation to the City of San Diego of a portion of Lot 17 of Rancho Mission, stating that another petition for annexation of portion of the same property had previously been denied due to its being a small annexation of a type that becomes a liability to the City, and again making recommendation for denial based upon the same reasons, was presented.

RESOLUTION NO. 96842, recorded on Microfilm Roll No. 25, denying petition of Leo J. Demers for annexation of portion of Lot 17, Rancho Mission of San Diego, filed under Document No. 402674, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending the installation of three overhead street lights, was presented.

RESOLUTION NO. 96843, recorded on Microfilm Roll No. 25, authorizing and directing the San Diego Gas & Electric Company to install a 600 c.p. overhead street light at each of the following locations:

Nashville Street at Lapwai Street;
Lapwai Street 400 ft. east of Nashville Street;
Manchester Road at Mandalay Road;

was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of an Airport Traffic Control Cab at Lindbergh Field, and recommending award to G. R. Handy, the low bidder; stating that the Harbor Commission concurs in the recommendation, was presented.

RESOLUTION NO. 96844, recorded on Microfilm Roll No. 25, accepting bid of G. R. Handy for construction of an Airport Traffic Control Cab at Lindbergh Field, for the Harbor Department, awarding contract and authorizing the City Harbor Commission to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for dismantling and relocation of Pier "B" and construction of new pier designated as Pier "C", adjacent to High Seas Tuna Company, and recommending award to M. H. Golden Construction Company, the low bidder; stating that the Harbor Commission concurs in the recommendation, was presented.

RESOLUTION NO. 96845, recorded on Microfilm Roll No. 25, accepting bid of M. H. Golden Construction Company for dismantling and relocation of Pier "B", and construction of new pier "C", awarding contract and authorizing the City Harbor Commission to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, transmitting Resolution authorizing bids for furnishing Butane-Propane Gas, was presented.

RESOLUTION NO. 96846, recorded on Microfilm Roll No. 25, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing of approximately 50,000 gallons of Butane-Propane Gas (for the Sewage Treatment Plant), was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending change of type of improvement on Acacia Street between Rigel Street and the west line of 36th Street, and on Z Street between Acacia Street and the west line of 36th Street, to Portland cement, based on soil tests; and that in addition to the improvements ordered by Resolution No. 85409, sewer laterals and water services be installed as required, was presented.

The City Engineer made a verbal report, and answered questions of the Council, and said that it is advisable to make the change. Some members of the Council foresaw difficulties in making changes in the type of improvement and the added sewer laterals and water services not called for in the petition, and thought it advisable for the City Engineer to consult with the petitioners to see if they wish to have the work done on a basis other than contained in the original petition.

On motion of Councilman Wincote, seconded by Councilman Dail, the City Engineer was directed to notify petitioners of his proposed changes in the improvement, and continuing the matter for two weeks from this date.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending amendment to Resolution No. 92601 for the improvement of Fenelon Street, Garrison Street and Scott Street, for the inclusion, at the request of the Harbor Commission, of streets below the Mean High Tide Line in the above-mentioned proceedings; the improvement to consist of grading, paving, installing curbs, sidewalks, drainage structures, sewer laterals and water services as required, was presented.

The City Engineer and the Port Director explained the situation, and said the adjoining streets ought to be improved together with those included in the present proceedings.

Asked how long it might be before work could begin, the City Engineer replied about 22 weeks from the filing of the plans - if all goes well.

The Mayor said that the work is needed. He said that he has received many complaints of the dusty conditions on Scott Street from visiting sports fishermen.

The Mayor and the Port Director said that sport fishing is an important tourist attraction, and they both said that the area in question is an industrial street.

The Port Director thought that a temporary oil treatment might be used to effect relief from the dusty condition.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was continued one week, and the Port Director requested to see if the work can be done on a private contract, cash proceedings basis, in order to save time.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for the improvement of G Street from 25th Street to 26th Street, and recommending that proceedings be amended to include drainage structures as required, so that the improvement will consist of grading, paving, installing curbs, sidewalks, drainage structures and a water main and water services as required, was presented. RESOLUTION NO. 96847, recorded on Microfilm Roll No. 25, adopting recommendation of the City Engineer for amendment to proceedings for improvement of G Street between 25th and 26th Streets, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, reporting on discrepancies in property lines on Dwight Street, on which protests had been sustained for improvement of Dwight Street and Lantana Drive, stating that they have been corrected and improvement plans have been revised, was presented. The communication recommended that the Council order a district formed to grade, pave, install curbs, sidewalks, drainage structures and sewer laterals as required on portions of Lantana Drive, Dwight Street, and Euclid Avenue.

RESOLUTION NO. 96848, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of portions on Lantana Drive, Dwight Street, and Euclid Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Harvey H. Atherton, Chairman, Balboa Park Boy Scout Camp Development Committee, requesting the City to absorb the water bill for the Boy Scout area occupied under lease from the City in Balboa Park, for the various reasons set forth therein, was presented.

Mr. Atherton spoke, and said that it is a matter of policy on the part of the Council.

Members of the Council felt that it is a legal matter.

The Mayor said that in his opinion granting the request, regardless of its merits, would constitute the giving away of public funds, and felt that could not be done.

The City Attorney was asked for a statement, and he replied that he would not be in a position to give an opinion until he had had an opportunity to study the matter.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Attorney for a report to the Council in one week from this date.

Communication from Christenson, engineer at Kelly Laundry Co., 1971 Kettner Boulevard, whose address is 4614 32nd Street, objecting to "new license fees" for stationary engineers, was presented and read.

It was felt by members of the Council that Mr. Christenson was incorrect in his assertions about license requirements, and felt that a report should be made.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from the City Clerk of the City of La Mesa, transmitting copy of that City's Resolution No. 4303, requesting a joint survey by the cities of San Diego, El Cajon and La Mesa for transportation, treatment and disposal of sewage, was presented. (A similar resolution of request from the City of El Cajon was presented to the Council at the meeting of February 7, 1950, and referred to the City Manager.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was referred to the City Manager.

Communication from Old San Diego Chamber of Commerce, signed by Lois M. Chatterley, secretary, calling the Council's attention to a petition presented a year ago and asking what action has been taken in regard to providing drain at Congress Street and La Jolla Boulevard, and again mentioning the need for a drainage system, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was referred to the City Manager.

Communication from San Diego Council of Veterans Organizations, signed by B. G. Hamblin, Executive Secretary, enumerating and naming the newly-elected and installed officers, was presented. On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

By unanimous consent, the Mayor introduced the following matter, not listed on the Council's agenda:

A communication from Mission Bay Advisory Committee, signed by George A. Scott, Chairman, stating that it had been decided, after a meeting with the Ocean Beach Chamber of Commerce representatives, to postpone the hearing heretofore set by the Council to be held at the hour of 2:00 P.M. this date in Conference, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, it was determined to postpone further consideration of the Mission Beach-Ocean Beach bridge matter until

a further report thereon is received from the Mission Bay Advisory Committee and/or the Ocean Beach Chamber of Commerce.

(A meeting was held by the Mission Bay Advisory Committee, together with members of the Ocean Beach Chamber of Commerce, and others, in the Council Chamber at the hour of 3:00 o'clock P.M., this date).

A proposed agreement for amendment of Tidelands Lease between the City of San Diego and the Essex Wire Corporation, in City-owned building located at the southwest corner of Pacific Highway and Ash Street, providing for an additional five-year option (beyond the option clause contained in the existing lease) and the waiver of subrogation rights against the lessee by the fire insurance companies, was presented.

The Port Director explained the matter to the Council, dwelling on the Corporation's desire for the additional option, and the matter of the insurance subrogation. He said that the Corporation is housed in the \$200,000.00 building built by the U.S. Navy on City-owned tidelands; \$400,000.00 is the value of the land; \$100,000.00 electrical work has been recently installed therein.

Councilman Schneider felt that the matter should be continued until a decision is made on the location of the State Building proposed to be built, as to whether or not it will be located on the property in question.

Then the discussion became involved in the matter of future locations for public buildings, which was not the matter before the Council at the time.

The Port Director said that there are some 130 persons now employed by the Essex Wire Corporation in the present location.

The Port Director spoke about the area back of 2 main piers, and said that they are restricted inasmuch as it is divided by Navy occupancy. He said that the area in question might be needed for sea-going cargo (referring to the land being taken for State building), and the Mayor pointed out that the operations of the Essex Wire Corporation could not be listed in the category of sea-going cargo.

The Mayor expressed the belief that the property might be put to better use than that of the Essex Wire Corporation, and he said that he had opposed at the time of granting the original lease the matter of the option which the present lease contains. He referred, also, to operations of the company and said that in one of its plants there is now only 1 employee. The Port Director replied that it was true that the Corporation is closing some of its plants and consolidating them with others. He said, also, that 600 persons could be employed on the premises.

Discussion brought out the fact that the area now occupied by Essex Wire Corporation had been made available to it as an inducement to bring the Corporation to San Diego, but that there are now suitable industrial and manufacturing areas available which the Corporation could use.

It was felt by some members of the Council that the Essex Wire Corporation should state its complete proposal in writing.

On motion of Councilman Dail, seconded by Councilman Godfrey, the matter was referred back to the Harbor Commission for a proposal in writing from the Essex Wire Corporation, for the meeting of February 28, 1950.

Mayor Knox was excused from the meeting at this time, and Vice Mayor Godfrey assumed the duties of chairman.

Councilman Swan requested, and was granted, unanimous consent for consideration of the next matter, not listed on the Council's agenda, and said that Mr. Lancaster and Mrs. Muchmore, from Ocean Beach were present, and he asked if they cared to be heard.

Milton W. Lancaster, Ocean Beach business man, spoke regarding the community center building. He gave the background of the project, its present use, and said that although it is a fine structure the acoustical properties are so poor that the building cannot be given its full use. He said that a public address system had been installed through public contributions in the hope that the sound qualities of the auditorium would be improved. They have not, it was stated. He said that funds from rentals in the building go into the City's general fund. He estimated that the sound treatment on the ceiling alone would be \$5,000.00, for fire-proof work; semi-fire-proof construction on the ceiling only would be \$3,000.00. Mr. Lancaster said that the City would derive more revenue through greater use of the building if the acoustical material were installed.

Mrs. Donald Muchmore, of Ocean Beach, spoke. She made reference to the fire-proof and semi-fire proof sound proofing materials, and said that she had been told by experts in the field that if semi-fire-proof material were used basketball and volley ball could be played, but that the more expensive fire-proof material would not stand up when struck by basketballs and volley balls. In answer to questions about the auditorium, she said that it is a square box-like room with a 20-foot plastered ceiling.

When Councilman Swan suggested referring the matter to the City Manager for report, it was pointed out that such action had already been taken in the matter on a previously-made complaint regarding the acoustical properties of the Ocean Beach Community Center.

The City Clerk said that three communications had been received on the same subject, and the Council asked that they be sent for and presented at this time (they had been received in the City Clerk's Office too late to be listed on this meeting's agenda).

Communication from Ocean Beach Junior Woman's Club, signed by Laura Moore, president, and La Verne Smith, Corres. Secretary, asking for an appropriation to take care of the acoustic problem;

Communication from The Ocean Beach Jeans & Calico Club, by Enar F. Olson, president, relative to acoustical problems;

Communication from Ocean Beach Community Center Executive Committee, by Edith K. Burdine (Mrs. John F.), President, regarding bad acoustics.

On motion of Councilman Swan, seconded by Councilman Schneider, the three communications were referred to the City Manager.

RESOLUTION OF AWARD NO. 96849, recorded on Microfilm Roll No. 25, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 1, for a period of one year from and including December 1, 1949, to and including November 30, 1950, awarding contract therefor, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96850, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block City Heights Annex No. 2, the Alley in Block 2 City Heights Annex No. 2, and Block 11 City Heights Annex No. 1, within the limits and as particularly described in said Resolution, and Plat No. 2150 showing the exterior boundaries of the district to be included in the assessment therefor, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96851, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 132 Manasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in said Resolution, and Plat No. 2146 showing the exterior boundaries of the district to be included in the assessment therefor, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Clerk, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96852, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, within the limits and as particularly described in said Resolution, and Plat No. 2146 showing the exterior boundaries of the district to be included in the assessment therefor, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Clerk, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96853, recorded on Microfilm Roll No. 25, directing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Montemar Lighting District No. 1, for a period of one year from and including December 16, 1949, to and including December 15, 1950, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 96854, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 96855, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 96363, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 96856, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 96857, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vincente Way, within the limits and as particularly described in Resolution of Intention No. 96299, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 96858, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96859, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in said Resolution, and specifying that portion thereof shall be done to the modified grade shown and indicated upon plans and profiles on file in the office of the City

Clerk, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96860, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Tenth Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96861, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2, the Alley in Block 2 City Heights Annex No. 2, and Block 11 City Heights Annex No. 1, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96862, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley in Block 132 Manasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96863, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96864, recorded on Microfilm Roll No. 25, ascertaining and declaring wage scale for the paving and otherwise improving of the East and West Alley in Block 109 University Heights, and Kansas Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96865, recorded on Microfilm Roll No. 25, ascertaining and declaring wage scale for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96866, recorded on Microfilm Roll No. 25, ascertaining and declaring wage scale for the paving and otherwise improving of Florida Court, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96867, recorded on Microfilm Roll No. 25, ascertaining and declaring wage scale for the paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96868, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a description of the lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses of the closing of 12.5 feet of Horton Avenue adj property lines of Blocks 371 and 402 Horton's Addition, the 10.0 feet on both sides of Thorn Street adj to Blocks 371 and 402 Horton's Addition, with the reservation of corner cut-offs on all block corners where closings are made, rescinding Resolution No. 96054 adopted December 6, 1949, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96869, recorded on Microfilm Roll No. 25, authorizing the Director of the Water Department to issue an Extra Work Order to the M. H. Golden Construction Company for the installation of galvanized steel ladders in dry wells and make certain necessary changes in railings in connection with the construction of Alvarado Filtration Plant, Specification No. 11, the cost of which extra work shall not exceed the sum of \$1,242.00, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Accompanying said Resolution was a communication from the Director of the Water Department, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, recommending its adoption.

Members of the Council asked for details on the contract and the reasons for adoption of authorization for the extra work, and wondered if provisions therefor had not been included in the specifications and original contract. The Public Works Director told the Council, verbally, of the need for the extra work order as recommended by the Director of the Water Department.

RESOLUTION NO. 96870, recorded on Microfilm Roll No. 25, authorizing the City Engineer to issue an extra work order to M. H. Golden Company, contractor, for the removal of the old 60x60 slide gate at Junction "B", sewage treatment plant, installation of new hydraulically operated slide gate, including replacement of concrete, patching of tilework, relocation of hydraulic cylinder and painting of all exposed metal work, in connection with the reconstruction and enlargement, the cost of which extra work shall not exceed the sum of \$1507.00, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Proposed Resolution approving policy of Mission Bay Advisory Committee and establishing rental charges relative to use of Mission Bay for yacht clubs and boat clubs, was presented.

Members of the Council indicated that they were not yet ready to vote upon the Resolution, as submitted. The Public Works Director told the Council, verbally, the Resolution was in accordance with direction to prepare the same, based upon recommendations of the Mission Bay Advisory Committee and concurrence therein by the Park and Recreation Director.

RESOLUTION NO. 96871, recorded on Microfilm Roll No. 25, referring the proposed Resolution approving policy of Mission Bay Advisory Committee relative to use of property at Mission Bay for yacht clubs and boat clubs, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96872, recorded on Microfilm Roll No. 25, authorizing the City Manager to execute an agreement between The City of San Diego and the San Diego County Water Authority for joint use of facilities in connection with the storage and use of Colorado River water, in accordance with form of agreement filed in the office of the City Clerk under Document No. 413253, was on motion of Councilman Dail, seconded by Councilman Kerri-gan, adopted.

Mayor Knox returned to the meeting at this time, and re-assumed the duties of Chairman.

RESOLUTION NO. 96873, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to execute on behalf of The City of San Diego amendments to the following Park and Recreation area and Balboa Stadium concession agreements:

1. Document No. 374160 as modified by Document No. 411022,
Lessees: Ohler & Barnet, a co-partnership;
 2. Document No. 389045 as modified by Document No. 411022,
Lessees: Ohler & Barnet, a co-partnership; and
 3. Document No. 405226, Lessee: Nate Barnet,
- which said documents are to be amended to substitute for the present lessees, or second parties, Mr. Edward Ohler, Mr. Nate Barnet and Mr. Clayton Hicks, a co-partnership, as second party, to be known as Ohler, Barnet and Hicks, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96874, recorded on Microfilm Roll No. 25, amending Resolution No. 96404, passed and adopted by the Council of The City of San Diego on the 5th day of January, 1950, by deleting therefrom the following paragraph:

"WHEREAS, said Army Engineers, on behalf of the Secretary of the Army of the United States, recently asked for an additional perpetual easement over, upon and across all that real property (Tract No. 22) more particularly described in the proposed deed to perpetual right of way easement attached hereto, incorporated herein, made a part hereof and designated Exhibit A", for the purposes stated in said deed; and"

and by further deleting from said Resolution, Exhibit "A", was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The Resolution No. 96404, hereinabove referred to, had to do with perpetual right of way and easement from the City of San Diego to the United States of America, in connection with San Diego River-Mission Bay improvement.

RESOLUTION NO. 96875, recorded on Microfilm Roll No. 25, accepting the subordination agreement executed by Chula Vista Building-Loan Association, trustee and beneficiary, bearing date December 15, 1949, subordinating all its right, title and interest in and to a portion of Lot 43 Block 24 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149 to the right of way and easement for embankment slope purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96876, recorded on Microfilm Roll No. 25, accepting the subordination agreement executed by Hazel G. Hein and Nicholas J. Hein, beneficiaries, and Southern Title & Trust Company, trustee, bearing date December 29, 1949, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 6 and 7 Block 23 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149,

to the right of way and easement for embankment slope rights heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96877, recorded on Microfilm Roll No. 25, accepting subordination agreement executed by J. P. Martikas, beneficiary, and Land Title Insurance Company, trustee, bearing date February 3, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 2 Block 344 of Old San Diego, to the right of way and easement for sewer purposes heretofore conveyed, authorizing and directing City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96878, recorded on Microfilm Roll No. 25, accepting deed of Gail Mary Jane Hyatt and Vernon F. Hyatt, bearing date December 12, 1949, conveying an easement and right of way for earth embankment slope rights in portions of Lots 6 and 7 Block 23 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo 1149, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96879, recorded on Microfilm Roll No. 25, accepting deed of Elsa Guerra Leas, Hope Montalvo, Carlos Montalvo and Michael Hernandez, bearing date December 23, 1949, conveying an easement and right of way for embankment slope and drain pipe purposes in portions of Lots 39 and 40 Block 24 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96880, recorded on Microfilm Roll No. 25, accepting deed of Morrill William Moore, Helen Moore Forrest and Ruth Moore Guyer, bearing date January 18, 1950, conveying an easement and right of way for embankment slope and drainage purposes in portions of Lots 10, 11, 12, 13, 14 Block 23 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96881, recorded on Microfilm Roll No. 25, accepting deed of Silas E. Morris and Zella May Morris, bearing date December 9, 1949, conveying an easement and right of way for embankment slope purposes in portion of Lot 43 Block 24 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96882, recorded on Microfilm Roll No. 25, accepting deed of Esther R. Oliver, bearing date December 9, 1949, conveying an easement and right of way for embankment slope rights in portion of Lots 8 and 9 Block 23 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96883, recorded on Microfilm Roll No. 25, accepting deed of George Little and Nellie Little, bearing date January 26, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 2 Block 344 of Old San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96884, recorded on Microfilm Roll No. 25, accepting deed of Arthur J. O'Keefe and Vera A. O'Keefe, bearing date January 31, 1950, conveying an easement and right of way for sewer purposes in the N 1/2 of Lot 2 Block 2 Golden Park, authorizing and directing the City Clerk to record said deed in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96885, recorded on Microfilm Roll No. 25, accepting deed of Cecil Thompson, Selma Thompson, William Thompson and Priscilla A. Thompson, bearing date January 27, 1950, conveying an easement and right of way for sewer purposes in portions of Lots 1 to 4 inclusive Block 344 of Old San Diego, authorizing and directing the City Clerk to record said deed of record in the office of the County Recorder, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96886, recorded on Microfilm Roll No. 25, accepting deed of Jackson & Scott, Inc., bearing date January 30, 1950, conveying an easement and right of way for water main purposes in portion of Lots 13 and 14 of Seminole Terrace, and a portion of Lot 21 of La Mesa Colony, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96887, recorded on Microfilm Roll No. 25, accepting subordination agreement from Mayme Whiteneck, beneficiary, and Southern Title & Trust Company, trustee, bearing date December 14, 1949, subordinating all their right, title and interest in and to a portion of Lots 6 and 7 Block 23 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149, to the right of way and easement for embankment slope rights heretofore conveyed to the City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96888, recorded on Microfilm Roll No. 25, accepting deed of Mary E. Jones, bearing date December 9, 1949, conveying an easement and right of way for embankment slope through, along and across portions of Lots 41 and 42 Block 24 of Breed and Chase's Subdivision of the Southwest Quarter of Pueblo Lot 1149, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4135 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$30,000.00 from the Capital Outlay Fund for the purpose of constructing Fire Station No. 17 at Chamoune and Orange Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Dail, seconded by Councilman Wincote, said Ordinance was adopted, by the Councilman Dail, seconded by Councilman Wincote, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted unanimous consent, to present the next three items which were not listed on the Council's agenda:

RESOLUTION NO. 96889, recorded on Microfilm Roll No. 25, accepting bid of G. R. Handy for the construction of Fire Station No. 17, at Chamoune and Orange Avenues (4200 to 4216 Chamoune Avenue, East San Diego, with deduction for Alternate No. 1, declaring said bid to be the lowest, responsible and reliable bidder therefor, rejecting all bids for construction of said Fire Station No. 17, except said bid of G. R. Handy, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4316 (New Series), recorded on Microfilm Roll No. 25, appropriating the sum of \$1,000.00 from the Unappropriated Balance Fund for placement in Travel Expense Account, General Appropriations, was on motion of Councilman Dail, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Dail, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

RESOLUTION NO. 96890, recorded on Microfilm Roll No. 25, authorizing the City Attorney to stipulate with the attorneys for J. M. Martinac Shipbuilding Corporation, ~~Plaintiffs~~ plaintiffs, against the City and County of San Diego numbered 156945, ~~144303 and 149136~~ of the Superior Court of the State of California in and for the County of San Diego, having to do with taxes assessed and collected against the ocean-going oil-screw tuna clipper "South Pacific", that a judgment may be entered for the sum of \$1599.61 against the defendant, The City of San Diego, on condition that said attorneys waive their demand for interest at 5% from the 22nd day of July, 1949, was on motion of Councilman Godfrey,

seconded by Councilman Dail, adopted.

Prior to adoption of said Resolution, the City Attorney explained the matter in detail.

Said Resolution recites that the action was for the purpose of recovering moneys from the County together with interest until paid, and for costs, for taxes alleged to have been illegally assessed and collected against the "South Pacific", and that the law departments of the County and City had concluded that the facts come within the category of the decision pertaining to the oil-screw Sherry Ann, in the case of Petrich et al v. the County of San Diego, No. 144303 and No. 149136 in the files of the Superior Court of the State of California in and for the County of San Diego, and that it would be to the advantage of the City and County to stipulate to the entry of Judgement, if the attorneys will waive their prayer for 5% interest from date of payment of taxes paid under protest.

The City Attorney introduced the following matter, not listed on the Council's agenda:

A communication from the City Attorney transmitting report of Hoyt Ray on his attendance at the judicial conference of Traffic Court Judges and Prosecutors at the University School of Law, held January 30, 1950 to February 3, 1950, (University of Southern California, School Law), was presented. On motion of Councilman Kerrigan, seconded by Councilman Dail, the matter was ordered filed.

On motion of Councilman Swan, seconded by Councilman Dail, the Council took a recess, at the hour of 12:07 o'clock Noon, until the hour of 2:00 o'clock P.M. this date.

Upon re-assembling, at the hour of 2:03 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent----Councilmen None
Clerk-----Fred W. Sick

The Mayor asked the people who had assembled in the Council if any of them were interested in the Mission Bay, Mission Beach-Ocean Beach matter which had been set for the hour of 2:00 o'clock P.M. this date before a Conference session. All those present in the Chambers indicated that was the reason for their attendance.

The Mayor then announced that at the request of the Mission Bay Advisory Committee, with the consent of the Ocean Beach Chamber of Commerce (the group which had asked for the hearing), the matter was to be heard, instead, by said Advisory Committee this date at the hour of 3:00 o'clock P.M., in Room 351.

The Mayor also said that if anyone cared to address the Council, the members would be glad to hear them, inasmuch as the hearing had been called. No one responded to the invitation to speak, and all left for Room 351.

(The hearing, conducted by the Mission Bay Advisory Committee, was actually held in the Council Chambers, inasmuch as that meeting room was available at that time.

Thereupon, on motion of Councilman Dail, seconded by Councilman Schneider, the Council took a recess until the hour of 4:00 o'clock P.M., this date, to permit the holding of a Conference in the Mayor's office until that time.

The Vice Mayor re-appeared in the Council Chambers at the hour 4:44 o'clock P.M., and announced that the Council had no further business to consider at that time, and therefore declared the meeting adjourned, there being no quorum present.

Vincent T. Godfrey

Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Thursday, February 16, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 10:06 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Godfrey, Mayor Knox, Kerrigan.
Absent-----Councilman Dail
Clerk-----Fred W. Sick

Petition of Navy Club of Southside, Ship 198, by J. Gordon Ball, Commandant, and Vernon Russell Beasley, Shipswriter, for the issuance of a card room permit fee, for use of members only, at headquarters, 1215 Market Street, in accordance with Section 15 of Ordinance No. 2809 (New Series, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said petition was referred to the City Manager.

Petition of San Diego Gas & Electric Company, by R. S. Ruffin, Engineer in Charge, Land Division, for a permit to construct, operate, maintain and use a three phase 12 Kv power line constructed on single wooden pole structures over property owned by the City of San Diego in Pamo Valley, in portion of Section 23 Township 12 South Range 1 East San Bernardino Meridian, as more particularly described in said petition, for the purpose of extending electric service power line to the property of R. E. Foster, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Young Women's Christian Association, by Mrs. Alpheus J. Gillette, President, submitting request for consideration of being granted location in the Mission Bay Recreation area, in connection with the City's offering the Social Welfare Agencies the opportunity of using certain locations in the project, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Councilman Dail entered the meeting at this time.

Communication from the City Manager reporting, in accordance with request of the Council contained in Resolution 96571, on plans of the Board of Education regarding doing away with the existing recreational area at the Horace Mann School and regarding the establishment of playgrounds at the 54th Street and El Cajon Boulevard site of a Junior High School, setting out in detail plans of the Board of Education, was presented and read.

The City Manager made a verbal report regarding items to be included for recreation, in connection with a conference he had had with the City Budget Officer.

It was indicated that considerable consideration will have to be given to the matter of recreational areas, inasmuch as Councilman Kerrigan pointed out that the Board of Education proposes to abandon recreational activities at the Horace Mann School where the City of San Diego had invested a considerable sum of money in equipment.

RESOLUTION NO. 96891, recorded on Microfilm Roll No. 25, referring the communication from the City Manager reporting on doing away with the existing recreational area at the Horace Mann School and the establishment of playgrounds at the 54th Street and El Cajon Boulevard site of a Junior High School, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of 6504 lineal feet of 3" and 400 lineal feet of 2" fiber conduit, recommending award to Electric Supplies Distributing Co. one of the two tied low bidders on alternate bid, was presented and read.

RESOLUTION NO. 96892, recorded on Microfilm Roll No. 25, accepting bid of Electric Supplies Distributing Co. of San Diego, for the furnishing of 6504 lineal feet of 3" fiber conduit and 400 lineal feet of 2" fiber conduit, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with the exception of checks submitted by the low and the second low bidder, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, recommending granting suspensions of portions of the Subdivision Ordinance relating to the Tentative Maps of Units Nos. 1 and 2 of Emerald Hills, was presented.

RESOLUTION NO. 96893, recorded on Microfilm Roll No. 25, suspending Sections 3I2, 3J8, 4A8 and 6 of the Subdivision Ordinance, insofar as they relate to the Tentative Maps of Units Nos. 1 and 2 of Emerald Hills, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of the Tentative Maps of Units Nos. 1 and 2 of Emerald Hills, consisting of 39 lots fronting on Merlin Drive, was presented.

RESOLUTION NO. 96894, recorded on Microfilm Roll No. 25, approving Tentative Maps of Units Nos. 1 and 2 of Emerald Hills, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from Challenge Cream and Butter Association protesting notice received from the City Planning Commission to remove a sign from its building on property located on Sixth Avenue (Cabrillo Freeway), making mention, also, of the rezoning of the property, and that under the rezoning that adequate signs pertaining to the business on its buildings are not allowed, stating that the sign in question had replaced an old sign of rather dilapidated appearance, and requesting serious consideration of the matter, was presented and read.

Councilman Wincote reported that Bruce Hazard had called him regarding a ~~similar sign~~ sign merely pointing out direction to Hazard Contracting Co. Councilman Kerrigan gave a resume of Zoning proceedings in the area, and brought up the matter of the taking of properties by the State along the Freeway. He said that in the re-zoning, the Association's property had acquired a non-confirming use (which existed, however, prior to such re-zoning), and said that similar conditions exist throughout the City. He said that the area could not have been placed into a residential zone, with the single property left under commercial zoning. Mr. Kerrigan admitted, upon being questioned, that the Association would have to receive zone variances for certain improvements on its property.

The Mayor felt that Mr. Kerrigan was so well informed in the matter, that it would be well to refer the communication to him for a report.

On motion of Councilman Dail, seconded by Councilman Schneider, the communication was continued for one week, and Councilman Kerrigan be requested to bring a report to the Council at its meeting of February 23, 1950.

Communication from Cornelious H. Parkes relative to new license fees for steam engineers, was presented. On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was referred to the City Manager, it having been pointed out by the City Clerk that such action had been taken on another communication in connection with the same matter.

RESOLUTION NO. 96895, recorded on Microfilm Roll No. 25, authorizing the City Manager to attend the California City Managers' meeting in Santa Barbara, California, February 16th to and including the 20th, 1950, and to incur all necessary expenses, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Proposed Ordinance amending Chapter 900 of Ordinance No. 3674 (New Series) - the Building Code - adopted March 2, 1948, by adding thereto a new section to be known as and numbered Section 904.

The preparation of said proposed Ordinance had been ordered by the Council, based upon request from the Department of Public Welfare, to provide exemptions from the terms of the City Building Code in connection with Boarding Homes for Children.

Some members of the Council felt that the proposed amendment did not cover the situation, and felt that more consideration should be given thereto before its adoption. Wm. P. Mayer, Assistant Director, Department of Public Welfare (County of San Diego), spoke. He asked, also, for time to consider the matter before Council adoption. Mr. Mayer said Mr. Landgraf, of the City Attorney's office, had talked with him about the Ordinance change, but he felt that the amendment as written still did not cover the question.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the proposed Ordinance making the amendment to the Building Code was continued until the meeting of Thursday, February 23, and the Department of Public Welfare requested to report further.

The following matters were introduced on unanimous consent granted to the City Manager, the items not appearing on the Council's agenda:

Communication from the Director of the Water Department, stating that for the past three years he has been representing the City on flood control appropriations hearings before Congressional Committees in Washington. The communication stated that he had been advised by the State Division of Water Resources at Sacramento that Senate hearings on flood control appropriations for the next year will be held February 24 in Washington, and suggesting to the City Manager (to whom the communication was addressed) that if it is the desire of the City that he attend the hearing that the Council authorization be made for expenses for such a trip. The communication refers, further, to the Council's desire to make a two-day tour of the water system and that one day of the schedule he would be absent on the above-mentioned business, and suggested postponement of the trip.

The Mayor said it would be necessary to postpone the water system tour, in

any event, because the City Manager would be absent from the City at that time, and that the Manager wished to tour the water system with members of the Council. He mentioned, also, that the Hydraulic Engineer was ill and that he was being detached from the City service, and that the Water Department Director might not be spared from the City.

RESOLUTION NO. 96896, recorded on Microfilm Roll No. 25, approving the recommendation of the Water Department Director for his attendance at flood control appropriations hearings to be held in Washington, D.C., on February 24, 1950, subject to two long distance calls to be made by the Mayor to Senators William F. Knowland and Sheridan Downey as to the necessity for making the trip, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted. Incurring expenses was also authorized.

Prior to adoption of said Resolution, the Mayor mentioned that the City would be permitted only five minutes in which to make a presentation at the hearing, and he wondered if such a brief hearing justified sending Mr. Arnold, and he wondered, also, if one of the Senators might represent the City, instead.

Communication from Randal F. Dickey, chairman, Assembly Air and Water Pollution Committee of the California Legislature, announcing public hearings in San Diego on Tuesday, February 21, at 10:00 A.M. in the Chamber of Commerce Building, and on February 22, 23, and 24, in the State Building at Los Angeles, was presented. The communication said that the San Diego meeting is to hear testimony on the Tijuana River and Calexico-Mexicali sanitation problems as well as air pollution in the San Diego region; the Los Angeles hearings will be devoted entirely to testimony on air pollution.

Motions were made to authorize one member of the Council to attend, and to authorize G. E. Arnold to attend the meeting, neither of which motion received a second. On motion of Councilman Dail, seconded by Councilman Wincote, the matter was referred to the City Manager.

RESOLUTION NO. 96897, recorded on Microfilm Roll No. 25, authorizing Mayor Harley E. Knox to make a trip to Sacramento, on February 20, 1950, in connection with the subject of unemployment, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted. Said Resolution authorizes, also, the incurring of the necessary expenses in connection with the trip.

There being no further business to come before the Council, the meeting was adjourned at the hour of 10:48 o'clock A.M., on motion of Councilman Kerrigan, seconded by Councilman Dail.

Vincent T. Godfrey
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Tuesday, February 21, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Vice Mayor at the hour of 10:06 o'clock A.M.

Present-----Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey.
Absent-----Councilman Dail, Mayor Knox
Clerk-----Fred W. Sick

The minutes of the Regular meetings of Tuesday, February 14, 1950, and Thursday, February 16, 1950, were presented to the Council by the Clerk, and on motion of Councilman Wincote, seconded by Councilman Schneider, were approved without reading, and were signed by the Vice Mayor.

The Vice Mayor addressed those attending the meeting, and invited them to avail themselves of copies of the Council's agenda, in order that they might follow the proceedings.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for construction of Wabash Boulevard, Section A, the clerk reported that ten bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of L. A. & R. S. Crow, 1234 Rosemead Boulevard, El Monte, California, accompanied by bond written by United Pacific Insurance Company in the sum of ten per cent of the amount of the bid, which bid was given Document No. 413609;

Councilman Dail entered the meeting at this point.

The bid of Silva & Hill Construction Co., 5575 Valley Boulevard, Los Angeles, California, accompanied by bond written by United Pacific Insurance Company in the sum of ten percent of the amount of the bid, which bid was given Document No. 413610;

The bid of Griffith Company, 1060 South Broadway Los Angeles 15, accompanied by bond written by National Surety Corporation in the sum of seventy five thousand dollars, which bid was given Document No. 413611;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., P.O. Box "F" Hillcrest Sta., San Diego, accompanied by bond written by Continental Casualty Company in the sum of 10% of the aggregate sum of the bid, which bid was given Document No. 413612;

The bid of Daley Corporation, Box 67 No. Park Sta., San Diego, accompanied by bond written by Glens Falls Indemnity Company in the sum of one hundred thousand and no/100 dollars, which bid was given Document No. 413613;

The bid of Charles C. MacClosky, Clyde K. Moseman and Walter F. Maxwell, co-partners dba Charles MacClosky Company; R. E. Hazard Contracting Co., Inc., and C. G. Willis & Sons, Inc., Joint Venturers of P.O. Box 727, San Diego 10, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of ten per cent of amount bid, which bid was given Document No. 413614;

The bid of Guy F. Atkinson Company, P.O. Box 259, Long Beach 1, accompanied by bond written by Fidelity and Deposit Company of Maryland in the sum of ten percent of the amount of the attache bid, which bid was given Document No. 413615;

The bid of Charles J. Dorfman, 124 North La Brea Avenue, Los Angeles 36, accompanied by bond written by General Casualty Company of America in the sum of ten per cent of the amount of the bid, which bid was given Document No. 413616;

The bid of Cox Bros. Construction Co. and J. E. Haddock, Ltd., a Joint Venture, 3538 E. Foothill Blvd., Pasadena, accompanied by bond written by Great American Indemnity Company in the sum of ten per cent of the amount of accompanying bid, which bid was given Document No. 413617;

The bid of Peter Kiewit Sons' Co., P.O. Box 566, Arcadia, California, accompanied by bond written by Central Surety and Insurance Corporation in the sum of ten per cent of the aggregate sum of the principal's bid, which bid was given Document No. 413618.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Pacific Highway Lighting District No. 1, within the limits and as particularly described in Resolution of Intention No. 95614, for a period of one year from and including November 5, 1949, to and including November 4, 1950, the clerk reported that one bid had been received, which bid was presented to the Council, and on motion duly made and seconded was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check written by San Diego Trust and Savings Bank in the sum of \$307.66, which bid was given Document No. 413589.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said bid was referred to the City Manager and to the City Attorney 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 Assessment No. 1925, made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 97 City Heights, within the limits and as particularly described in Resolution of Intention No. 92827, the clerk reported that no written appeals had been received.

Thereupon the Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written appeals were presented.

RESOLUTION NO. 96898, recorded on Microfilm Roll No. 25, confirming and approving the City Engineer's Assessment No. 1925 made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 97 City Heights, within the limits and as particularly described in Resolution of Intention No. 92827, authorizing and directing the City Engineer to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1923, made to cover the cost and expenses of the paving and otherwise improving of Landis Street, between Arnold Avenue and Villa Terrace, as more particularly described in Resolution of Intention No. 93732, the clerk reported that written appeals had been received from N. R. Devich, and others, and from Mrs. Elizabeth R. McCann, which appeals were presented to the Council and read.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

The following persons appeared, and were heard verbally:

Mrs. James Baird, 2576 Landis Street, asked why the assessment was so high in relation to the estimate.

The City Engineer spoke. He said that the bids were actually 11.5% under the estimate. He pointed out, further, that the Council had ordered the splitting of the Landis Street improvement into two proceedings, based upon protests made on originally including the two portions into one proceeding although there were two petitions.

Members of the Council joined with the City Engineer in explaining the matter, and accepted responsibility for segregating the proceedings - based on the wishes of the property owners in a previous hearing, so that either proceeding, or both, could go forward without protest in either of the two blocks on Landis Street throwing out the entire improvement.

At this time the clerk read previous protests.

The City Engineer said that there had been a big protest in one block, but not in the other block.

Mary A. Chase, 3737 Arizona Street, said that the improvement is "a cheap job."

Councilman Wincote went into the matter of the two separate petitions, and said that the Council had combined them, then separated the two.

The City Engineer said that there is nothing wrong with the improvement, as alleged by Mrs. Chase, and said that it is a good job. He said, too, that if future repairs should be needed that they would be done at City expense. He mentioned big jumps in labor and material figures which had raised the cost of the job.

Mrs. Randal Hunley, 2542 Landis Street, and Ellsworth Hunter, 3722 Arnold Avenue, both spoke in protest - but it was pointed out to them that they were speaking on the wrong proceeding. The next hearing on Landis Street, between different points, was the improvement in which they were interested.

Mrs. R. S. Miles, 3694 Villa Terrace, also spoke about previous estimates as compared with the final assessment.

RESOLUTION NO. 96899, recorded on Microfilm Roll No. 25, overruling and denying the appeals of Elizabeth R. McCann, N. R. Devich and others, and overruling and denying all other appeals, from the Street Superintendent's Assessment No. 1923 made to cover the paving and otherwise improving of Landis Street, between Arnold Avenue and Villa Terrace, as particularly described in Resolution of Intention No. 93732, confirming and approving said Assessment No. 1923, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1924, made to cover the cost and expenses of the paving and otherwise improving of Landis Street, between Arizona Street and Arnold Avenue, as more particularly described in Resolution of Intention No. 93731, the clerk reported that a written appeal had been received from Roy E. and Annabell Davis, and others, which appeal was presented and read.

A letter from Alfred M. and Lily E. Kerchley, going on record as stating that the paving is a good job and an asset to property holders in the community, and that they consider their assessment to be a fair charge under the circumstances, was presented and read.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

The following persons appeared, and were heard verbally:

Mrs. Randal Hunley, 2545 Landis (who had spoken, in error, on the preceding Landis Street hearing), asked for an explanation on the costs, which the City Engineer explained in detail.

Mrs. Randal Hunley then went into the matter of incidentals, charging that advertising costs were high "for a little notice announcing this hearing". It was pointed out that there were many advertising costs beyond that of this hearing, and it was shown that when she had looked at figures on costs in the City Engineer's office she had reversed them.

Mrs. Hunley said that there is a "huge bump" which had been left at the intersection of Landis Street and Arnold Avenue.

Howard Dennis, of the V. R. Dennis Construction Co., said that a depression had been left, and that there are such throughout the area, to provide for cross-drains,

The City Engineer said that the "huge bump" and the drainage area referred to are outside the job being discussed at this hearing. He said, also, that it is true that there is difficulty in joining old and new work. He said that the Public Works Department would correct the condition complained of by Mrs. Hunley, if possible.

Ellsworth Hunter, 3722 Arnold Avenue (who had also spoken, in error, on the preceding Landis Street hearing), spoke about the specifications, and asked what was being paid for. Councilman Wincote said that the property owners were paying "for what they got" - no more.

RESOLUTION NO. 96900, recorded on Microfilm Roll No. 25, overruling and denying the appeals of Roy E. and Annabell Davis and others, and overruling and denying all other appeals from the Street Superintendent's Assessment No. 1924 made to cover the costs and expenses of the paving and otherwise improving of Landis Street, between Arizona Street and Arnold Avenue, as more particularly described in Resolution of Intention No. 93731, confirming and approving the said Assessment No. 1924, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96606 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

P. A. Wolf, who did not give his address, identified himself as the petition circulator. Mr. Wolf said he saw no reason for preparation by the City Engineer of the "Engineer's Estimate", which could be asked for under said Resolution of Preliminary Determination.

Elmer R. Oberdorf, 4150 Florida Street, spoke. He said that the property owners seem to be all in accord with the proposed proceedings.

The City Engineer explained that the purpose of this hearing was to permit the property owners to make a request for preparation by the City Engineer of his estimate, which would be mailed to individual property owners.

Councilman Wincote said that although no property owners appeared at his hearing he felt reasonably certain that when the assessment is levied, there will be protestants.

RESOLUTION NO. 96901, recorded on Microfilm Roll No. 25, determining that it is feasible to pave and otherwise improve the Alley in Block 143 University Heights, within the limits and as particularly described in Resolution No. 96606 of Preliminary Determination, and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Minnie Diefendorf, 4738 - 33rd Street, San Diego, in the sum of \$35.00 for damage to rafter of her house by a City-owned dump truck, was presented.

RESOLUTION NO. 96902, recorded on Microfilm Roll No. 25, referring claim of Minnie Diefendorf to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of Mrs. J. R. McCampbell, 4400 North Avenue, San Diego, in the sum of \$5.00 for damage to the siding of her house from a ball coming from the Horace Mann Playground, was presented.

RESOLUTION NO. 96903, recorded on Microfilm Roll No. 25, referring claim of Mrs. J. R. McCampbell to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of Charles Eugene Crumley, 5253 Everetts Street, San Diego 9, and Mrs. Dorothy Broer (Mrs. Edwin L. Broer), 419 Gravilla Street, La Jolla, in the sum of \$75.00 for damage for an automobile loss (not explained further in the claim), was presented.

RESOLUTION NO. 96904, recorded on Microfilm Roll No. 25, referring claim of Charles Eugene Crumley and Mrs. Edwin L. Broer to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending denial of petition of property owners for the closing of the Alley in Block 10 Loma Alta No. 1, from Catalina Boulevard to Collier Park, stating the only reasonable vehicular access to property fronting on Whittier Street and the majority of the block is via said alley, and that the Planning Commission has made a finding that the proposed closing affects the Major Street Plan in that it is proposed to widen Catalina Boulevard to 80 feet, was presented.

RESOLUTION NO. 96905, recorded on Microfilm Roll No. 25, denying petition for closing the Alley in Block 10 Loma Alta No. 1, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending that the intersection of 28th and A Streets be established as an intersection stop affecting traffic on A Street, due to accidents resulting from intersection being blinded by buildings, was presented.

RESOLUTION NO. 96906, recorded on Microfilm Roll No. 25, declaring the intersection of 28th and A Streets, affecting traffic on A Street, to be an "Intersection Stop", authorizing the installation of necessary signs and markings, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending rescinding of Resolution No. 91131, adopted September 28, 1948, which granted permission to Leah Hogarth, 2820 Market Street, to install a private sewer on a strip of public property, due to the City of San Diego not owning said strip of property, and that the sewer has not been so placed, was presented.

RESOLUTION NO. 96907, recorded on Microfilm Roll No. 25, rescinding Resolution No. 91131, adopted September 28, 1948, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on request of Aris M. Sherwood, Jr., for notification of sale date on Pueblo Lots 1280, 1296, 1297, 1299, 1780 and 1781, stating that the Planning Commission is engaged in making a study of the most advantageous method of disposing thereof, that the final method of disposal will be determined by the Council, that there will be legal advertising in the newspaper of notices thereof to the public, etc., and recommending filing, was presented.

RESOLUTION NO. 96908, recorded on Microfilm Roll No. 25, referring communication from the City Manager regarding request for notification re sale of Pueblo Lots 1280, 1296, 1297, 1299, 1781 and 1781 to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on communication from Joel L. Chambers relative to grouping of public buildings in area between Broadway, Market Street, 8th and 12th Avenues, and recommending that it be filed with other letters pertaining to the grouping of public buildings, was presented. On motion of Councilman Kerrigan, seconded by Councilman Dail, the matter was ordered filed. (A note from the City Manager's Office to the City Clerk's office, indicates that Mr. Chambers has had a copy of the report).

Communication from the City Engineer recommending that the Council order a district formed for the improvement of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, et al, on which proceedings had been abandoned by the Council and new plans ordered eliminating curb and sidewalk replacements, was presented.

RESOLUTION NO. 96909, recorded on Microfilm Roll No. 25, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of portions of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Guizot Street, Orchard Avenue and Venice Street, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

At this time Councilman Wincote brought up the matter of protests against dips, bumps, etc., in the streets complained of in connection with the assessment hearings on portions of Landis Street, and the rough condition of portion of Arizona Street complained of by Mrs. Randal Hunley, 2542 Landis Street, and Mrs. Mary A. Chase, 3737 Arizona Street, and asked the Council to take action requesting the City Manager to investigate the same.

RESOLUTION NO. 96910, recorded on Microfilm Roll No. 25, requesting the City Manager to check the several streets mentioned in the area at this morning's hearing for improvement of portions of streets as being out of order - being drains in Landis Street and bumpy pavement in Arizona Street in the vicinity of Landis Street, as reported by Mrs. Mary A. Chase, 3737 Arizona Street and Mrs. Randal Hunley, 2542 Landis Street, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing and installing one Truck Spray Painting Booth for the Auto Shops Division of the Public Works Department, stating that the low bid of S. R. Frazee Company (the low bidder) did not meet the specifications in several particulars, and recommending award to Equipment Engineering Company of San Diego (the low bidder meeting specifications), was presented.

RESOLUTION NO. 96911, recorded on Microfilm Roll No. 25, accepting bid of Equipment Engineering Company for the furnishing and installing of one Truck Spray Painting Booth, awarding contract and authorizing the City Manager to execute the same, and directing the City Clerk to return bid checks with the exception of the low and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing six months' requirements of Clay Sewer Pipe and Fittings, stating that there were two low identical bids, the award having been determined by a drawing, recommending award of Ceramicweld to Industries Supply Company of San Diego, was presented.

RESOLUTION NO. 96912, recorded on Microfilm Roll No. 25, accepting bid of Industries Supply Company of San Diego for furnishing requirements of Clay Sewer Pipe and Fittings for a period of six months beginning February 1, 1950, awarding contract, and directing the City Manager to execute the same, and directing the City Clerk to return bid checks with the exception of the low and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent reporting on bids for furnishing one Duplex Vacuum Pump for Mission Beach Plunge, and recommending bid to Mission Pipe and Supply Company of San Diego, the second low bidder, stating that the low bid of Gould Hardware and Machinery Company of San Diego did not meet the specifications, was presented.

RESOLUTION NO. 96913, recorded on Microfilm Roll No. 25, accepting bid of Mission Pipe and Supply Company for furnishing of one No. B-30 Skidmore Duplex Vacuum Pump for Mission Beach Plunge, awarding contract and authorizing the City Manager to execute the same, and directing the City Clerk to return bid checks with the exception of the low and second low bidder, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Pelletizing Equipment for Sewage Treatment Works, was presented.

RESOLUTION NO. 96914, recorded on Microfilm Roll No. 25, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Pelletizing Equipment for Sewage Treatment Works, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96915, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all required labor, tools, plant, transportation, material and equipment and all other expense necessary or incidental to the construction of Sanitary Sewer Main and installation of 3" Sewage Pumps to serve Lindbergh Field Commercial and School area, in accordance with Specifications bearing Document No. 413563, authorizing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 96916, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and all other expenses necessary for the construction of Gravilla Street, La Jolla Hermosa and Bird Rock Pump Stations (being in connection with Trunk Sewer No. 1), authorizing the Purchasing Agent to publish notice to contractors calling for bids therefor, in accordance with Specifications bearing Document No. 413573, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96917, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and all other expense necessary for the improvement of the intersection of Midway Drive, Frontier Street and West Point Loma Boulevard, in accordance with Specifications bearing Document No. 413569, authorizing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96918, recorded on Microfilm Roll No. 25, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for the construction of East San Diego Office Building at 4067 Fairmount Avenue, the construction and alteration of three shuffleboard courts in the rear of said premises, in accordance with Specifications bearing Document No. 413571, authorizing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending the granting of suspension of subdivision ordinance section insofar as it relates to the Tentative Map of Seminole Terrace, Unit No. 2, to permit continuous number system of Units Nos. 1 and 2, was presented.

RESOLUTION NO. 96919, recorded on Microfilm Roll No. 25, suspending Section 3J8 of the Subdivision Ordinance, to permit the numbering of Seminole Terrace Unit No. 2 to begin with the subsequent last number in Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Prior to adoption of said Resolution, Councilman Swan asked for information on the subject, which was answered by Councilman Kerrigan, in explanation of procedure for exemptions to the subdivision ordinance.

Communication from the Planning Commission recommending the rezoning of portions of Lots 6 and 7 La Mesa Colony, from the existing R-1 Zone to R-4 Zone, which property adjoins an area now zoned R-4 and C, and recommending that papers be referred to the City Attorney for the drafting of the proper ordinance, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

Communication from the Planning Commission recommending that the Council make a finding regarding the use of property on Lot 19 Block 2 Corella Tract, at 1471 Morena Boulevard, for sale and display of pottery and for limited amount of manufacturing in a C Zone, which expands an area heretofore classified for such use in 1947, and upon which the Commission had made such a finding, was presented.

Councilman Schneider thought the matter should be referred to Council Conference for study in regard to making such a finding, but was informed by other members of the Council that it was simply a routine finding based upon Planning Commission action, in accordance with Ordinance.

RESOLUTION NO. 96920, recorded on Microfilm Roll No. 25, making a finding that the expansion of classification of use under Resolution No. 86770 of August 12, 1947, to include construction of 40x60-foot fireproof structure on front of Lot 19 Block 2 Corella Tract, at 1471 Morena Boulevard, for sale and display of pottery, supplies and equipment and for limited amount of additional manufacturing, is not more objectionable than other permitted uses in "C" Zone, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Director, transmitting plan showing proposed division of portions of Pueblo Lots 1280, 1296, 1297, 1299, which had been authorized for sale at the election of April 19, 1949, was presented.

The Vice Mayor said that members of the Council desired to study the matter in conference before making any decisions.

Councilman Swan indicated that there were some persons present who might like to be heard in the matter. It was pointed out that there was nothing to be heard at this time, but the Vice Mayor asked if anyone wished to speak.

The following individuals came forward, and asked to be notified when the matter is to come before the Council again:

M. C. Sargent, 26 Discovery Way, La Jolla;

Melin Wattenberg, 1186 Prospect, La Jolla

Roger Lavelle, 7378 Vista Del Mar;

Carl Hubbs, 16 Discovery Way, La Jolla.

RESOLUTION NO. 96921, recorded on Microfilm Roll No. 25, referring to Council Conference the communication from the Planning Director reporting on proposed sale of land in Pueblo Lots 1280, 1296, 1297, 1299, which sale had been authorized at the election held April 19, 1949, and transmitting plan showing proposed division of said lands, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

In the file submitted by the Planning Director were several communications from individuals expressing their views in the matter regarding zoning and desiring to purchase some of said property.

Communication from Memorial Coordinating Council, signed by Dale Pyle, Secretary, commenting on serious traffic condition at 32nd Street and Imperial Avenue, and asking for consideration of installation of a four-way stop or an automatic signal light, was presented. On motion of Councilman Dail, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Kathryn T. Niehouse, member of the State Assembly, thanking the Council for use of the Council Chambers on February 8, 1950, for the conducting of a meeting regarding the State's adult blind program, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from property owners, signed by 28 persons, protesting noise and disturbance by the Shell Oil Station at Prospect Street and Exchange Place, was presented. On motion of Councilman Swan, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from San Diego Women's Civic Club, signed by Mrs. James B. Fulton, Cor. Secy., commending the Council for reported plans to provide for the safety of motorists passing under Cabrillo Bridge, and hoping that the plans may be successfully carried out, was presented. On motion of Councilman Kerrigan, seconded by Councilman Win-cote, the communication was ordered filed.

Communication from John Cotton submitting copy of his testimony at the rent control hearing, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the matter was filed in the City Clerk's file (not to be made a part of the file of "briefs", it having been received too late for that action).

Communication from Mrs. J. C. Sherman favoring continued rent control, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was filed in the City Clerk's file (not to be made a part of the file of "briefs")

Communication from Mrs. Bette G. Barb favoring continued rent control, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was filed in the City Clerk's file (not to be made a part of the file of "briefs")

Fifteen mimeographed postal cards, each individually signed, favoring continuance of rent control, were presented from: M. F. Gillis, J. B. Greiten, T. A. Smith, L. L. Hodson, T. J. Huie, H. T. Stovall, C. P. Rice, A. E. Torgersen, T. V. Sandoval, Joseph Liser, A. C. Schwab, R. F. Krause, W. L. Barnum, J. Kilbsin, T. H. Mauldin. On motion of Councilman Schneider, seconded by Councilman Dail, said cards were referred to the City Clerk's file (not to be made a part of the file of "briefs").

Communication from Mrs. T. Stevens, 4027 48th St., Miss Paulelia G. Pinkham, 4027-1/2 48th Street, Mrs. C. D. Lounsbury, 4038 48th St., complaining of unusual noise and unseemly hours of the "so-called religious organization, The Italian Full Gospel Church, situated at 4019 48th Street", claiming that it is a violation of the City's anti-noise ordinance and a public nuisance and as such should be investigated without the necessity of civil suit proceedings, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was referred to the City Manager.

RESOLUTION NO. 96922, recorded on Microfilm Roll No. 25, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Upshur Street, under Document No. 413427, and approving Plat No. 2148 showing the exterior boundaries of the district to be included in the assessment therefor, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96923, recorded on Microfilm Roll No. 25, directing notice of filing of assessment and of the time and place of hearing thereof, being Street Superintendent's Assessment No. 1931, for the paving and otherwise improving of Chalcedony Street, Law Street, Beryl Street and Jewell Street, within the limits and as particularly described in Resolution of Intention No. 93730, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96924, recorded on Microfilm appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in La Jolla Lighting District No. 1, for the period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 96925, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of College Avenue, College Way, Carol Street, Bradford Street, and Estelle Street, within the limits and as particularly described in Resolution of Intention No. 96427, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 96926, recorded on Microfilm Roll No. 25, for the closing of the Alley in Block 162 Subdivision of Acre Lots 67, 68, 76, 77, 80 and 81 Pacific Beach, Emerald Street, Haines Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 96927, recorded on Microfilm Roll No. 25, for the closing of Polk Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 96928, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of the East and West Alley in Block 109 University Heights and Kansas Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 96929, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 96930, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Florida Court, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 96931, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 96932, recorded on Microfilm Roll No. 25, for the changing of the grades on pons. of Saranac Street, Mohawk Street, 71st Street, 72nd Street and 73rd Street, within the limits and as described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96933, recorded on Microfilm Roll No. 25, for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the Planning Director recommending the adoption of a resolution, submitted with said communication, requesting the Atchison, Topeka & Santa Fe Railway Co. to grant the City authority for the U.S. Engineers and their contractors to enter upon the railroad right of way and proceed with construction of a bridge across the San Diego River Channel, requesting granting authority to build the bridge approaches on the right of way, and requesting the granting of authority to enter upon the right of way and make flood control channel improvements, was presented.

RESOLUTION NO. 96934, recorded on Microfilm Roll No. 25, authorizing the City Manager to apply and obtain from The Atchison, Topeka and Santa Fe Railway Company:

1. The right of the City and the United States Engineers and their contractors to enter upon the lands of the company, and to proceed with construction of a bridge across the San Diego River channel.
2. The right to build the aforesaid bridge approaches on the railroad right of way.
3. The right to enter upon the railroad right of way and make necessary flood control channel improvements.

Also establishing as a matter of policy and assuring the United States Army that:

1. The City of San Diego will at its own cost and expense relocate or have relocated those certain 6 telegraph lines now located on the Company's bridge.
2. That the City, at its own expense, will relocate or have relocated the San Diego Gas & Electric Company's 16-inch gas line in the area south of Anna Street.
3. That the City, at its sole expense, will raise Anna Street at the crossing of the railroad company's right of way, to any necessary grade, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96935, recorded on Microfilm Roll No. 25, determining that the best interests of The City of San Diego require that it convey to the United States of America the temporary easement attached to said Resolution, and that the Mayor and City Clerk be, and they are authorized and directed to execute a deed in said form to easement for operation, construction and maintenance of a flood control channel at the mouth of the San Diego River, more particularly set forth in said Resolution, said easement containing 25.0 acres of land, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96936, recorded on Microfilm Roll No. 25, accepting subordination agreement executed by Robert W. Henck and Faye C. Henck, beneficiaries, and Union Title Insurance and Trust Company, trustee, wherein said parties subordinate all right, title and interest in and to a portion of Lot C Block 14 Central Homestead, to the right of way and easement for storm drain and sewer purposes heretofore conveyed to The City of San Diego, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96937, recorded on Microfilm Roll No. 25, accepting subordination agreement executed by Southern Title & Trust Company, trustee, and San Diego Federal Savings and Loan Association, beneficiary, bearing date February 7, 1950, wherein said parties subordinate all right, title and interest in and to a portion of Lot 37 El Paso Tract, to the right of way and easement for storm drain purposes heretofore conveyed to the City of San Diego, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96938, recorded on Microfilm Roll No. 25, accepting deed of Rudolph E. Ransom and Vera L. Ransom, bearing date January 31, 1950, conveying a portion of Lot 43 Block 1 Hunter's Addition, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96939, recorded on Microfilm Roll No. 25, accepting deed of Florence Chambers, bearing date November 9, 1949, conveying an easement and right of way for storm drain and sewer purposes in portion of Lot E Block 14 Central Homestead, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley Road, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96940, recorded on Microfilm Roll No. 25, accepting deed of Stella F. Holladay, Jim Holladay and Robert Holladay, bearing date December 22, 1949, conveying a portion of Lot 1112 of the Pueblo Lands, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley Road, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96941, recorded on Microfilm Roll No. 25, accepting deed of Rex I. Officer, Elsie S. Officer, Arthur C. Woodward and Emma L. Woodward, conveying a portion of Lot 1110 of the Pueblo Lands, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley Road, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96942, recorded on Microfilm Roll No. 25, accepting deed of Rex I. Officer and Elsie S. Officer, Arthur C. Woodward and Emma L. Woodward, conveying a portion of Lot 1109, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mission Valley Road, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96943, recorded on Microfilm Roll No. 25, accepting deed of Thomas J. Pridemore and Lindsay L. Pridemore, bearing date February 2, 1950, conveying an easement and right of way for street purposes in portion of Lot "B" in Pueblo Lot 285, setting aside and dedicating the same to the public use as and for a public street, and naming the same Morena Boulevard, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96944, recorded on Microfilm Roll No. 25, accepting deed of Rudolph E. Ransom and Vera L. Ransom, bearing date January 31, 1950, conveying a portion of Lots 43 and 44 Block 1 Hunter's Addition, setting aside and dedicating the same to the public use as and for a public street and naming the same Wabash Boulevard, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96945, recorded on Microfilm Roll No. 25, accepting deed of Mathew R. Barthel and Linda R. Barthel, bearing date February 3, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 37 El Paso Tract, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96946, recorded on Microfilm Roll No. 25, accepting deed of Leonard M. Swezey and Ione D. Swezey, bearing date February 3, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 38 El Paso Tract, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96947, recorded on Microfilm Roll No. 25, accepting deed of Deaigo D. Farace and Margaret D. Farace, bearing date August 4, 1949, conveying an easement and right of way for storm drain and sewer purposes in portion of Lot C Block 14 Central Homestead, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Councilman Dail asked for, and was granted unanimous consent to present the following matter.

Mr. Dail said that there had been a great deal of time consumed, and considerable misunderstanding earlier in the meeting in connection with public improvements hearings, and wondered what had happened to the proposal to have the City Engineer explain questions in connection therewith in Conference outside of Council meetings.

It was suggested that the Mayor announce at public improvements proceedings hearings that they be referred to the City Engineer to discuss problems arising in connection with work done or amounts of assessments at the opening of the meeting.

RESOLUTION NO. 96948, recorded on Microfilm Roll No. 25, requesting that the Mayor, at the opening of council meetings at which there will be public improvements hearings, ask if there are any property owners present who desire to be heard. If there are interested affected property owners who wish to ask questions or enter appeals or protests they shall be referred to the City Engineer who shall meet with property owners in conference, not in the Council Chambers. Also, the City Clerk was directed to bring to the attention of the Mayor at each such Council meeting that the procedure is to be followed. On motion of Councilman Dail, seconded by Councilman Schneider, said Resolution was adopted.

A proposed Ordinance incorporating a portion of Lots 14 and 15 La Mesa Colony into an "R-2" Zone, and repealing Ordinance No. 13558 insofar as the same conflicts, was presented. On motion of Councilman Kerrigan, seconded by Councilman Wincote, said proposed Ordinance was set for hearing at the hour of 10:00 o'clock A.M., on Tuesday, March 7, 1950.

The City Manager requested, and was granted unanimous consent, to present the following matter, not listed on the Council's agenda:

Communication from the Planning Director, bearing the City Manager's signature of approval, recommending that Robert W. Hunt Company be employed for specialized and professional service in connection with steel inspection on the Midway Drive Bridge, was presented.

RESOLUTION NO. 96949, recorded on Microfilm Roll No. 25, authorizing the City Manager to enter into a contract with Robert W. Hunt Company for specialized and professional services in connection with the inspection of the Midway Drive Bridge, for which said services the City will pay the sum of \$1,749.00, was on motion of Councilman Wincote, seconded by Councilman

Communication from the City Manager reporting on possibility of providing access along the aqueduct side of San Vicente Reservoir for fishing, which had been referred to Council Conference, was withdrawn from Conference and ordered filed, with no action taken to establish such fishing area.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Dail, adjourned at the hour of 11:40 o'clock A.M. It was announced, at that time, that the Council would meet in Conference, at the hour of 2:00 o'clock P.M.

ATTEST:
FRED W. SICK, City Clerk

Harley E. Knox
Mayor of The City of San Diego, California

By *August M. Hadstrom*
Deputy.

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, February 23, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.

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

Petition of San Diego Junior Chamber of Commerce requesting the allocation in the coming budget of the amount of \$3,000.00 for the San Diego Junior Chamber of Commerce to be used together with a like appropriation from the County of San Diego, for the entry of San Diego's float in the 1951 Pasadena Tournament of Roses Parade, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

Claim of Clifford S. Frucht, in the sum of \$50.00, for damage from break in water main in alley back of property located at 3790 Nile Street, was presented.

RESOLUTION NO. 96950, recorded on Microfilm Roll No. 25, referring claim of Clifford S. Frucht, 3790 Nile Street, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on communication from Fitch H. Haskell requesting notification on sale of Pueblo Lot 1781 and the west half of Pueblo Lot 1780, and stating that while his name will be added to the mailing list, and suggesting that he watch local newspapers for notices and publicity, and keep in contact with the City Purchasing Agent for details, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the communication was ordered filed.

Communication from the Planning Director forwarding copy of the Corps of Engineers, U.S. Army Definite Project Report on Mission Bay and San Diego River prepared by the District Engineer, Los Angeles District, was presented. The communication states that at a conference with the Army Engineers it was disclosed that there is approximately \$6,000.00 in the fund advanced by the City unexpended, and that the money will be returned to the City on application filed with the District Engineer.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was referred to the City Manager.

Communication from the Director, Water Department, reporting on bids for Bonita Pipe Line Replacement, at Federal Boulevard and Wabash Boulevard, bearing the City Manager's and the Purchasing Agent's stamps of approval, and recommending award on Schedule I to American Pipe and Construction Company (low bidder), and on Schedule II to Carroll & Foster (low bidder), was presented.

RESOLUTION NO. 96951, recorded on Microfilm Roll No. 25, accepting bid of American Pipe and Construction Company for the furnishing and delivering trenchside reinforced concrete cylinder pipe and mortar coated and lined steel cylinder Pipe, special Fittings, and appurtenances, for the Bonita Pipe Line Replacement, under Schedule I; accepting bid of Carroll & Foster for the installation of reinforced concrete cylinder pipe and mortar coated and lined steel cylinder Pipe, special Fittings and appurtenances, for the Bonita Pipe Line Replacement, under Schedule II, declaring said bids to be the lowest bids received therefor, awarding said contracts and authorizing and empowering the City Manager to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Great American Indemnity Co., signed by Max H. Seeger, representative, recommending denial of claim of Mark A. Lyons, 1704 Essex Street, San Diego, arising out of water damage occurring on November 9, 1949, in the sum of \$1500.00, was presented.

RESOLUTION NO. 96952, recorded on Microfilm Roll No. 25, denying the claim of Mark A. Lyons, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Bertha Ridgeway, 2404 - 32nd Street, objecting to the installation of a bus stop in front of her home (on the newly-inaugurated bus line), requesting its removal to the corner of Pamo and Kalmia Streets, which she believes to be the logical location, was presented and read.

It was pointed out that Mrs. Ridgeway was present at the meeting, and she was asked if she wished to be heard. Mrs. Ridgeway spoke, saying that the bus stop at its present location prevents use of her property in its accustomed manner, inasmuch as people alighting and boarding the bus use the same as a sort of public bus station.

After considerable discussion, it was developed that Mrs. Ridgeway's property is located at the northwesterly corner of 32nd Street and Kalmia Street.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Estelle M. Henderson, chairman, San Diego Real Property League, favoring the decontrol of rents in San Diego, was presented and read.

Mrs. Henderson spoke, but her remarks were foreign to the subject presented.

On motion of Councilman Dail, seconded by Councilman Godfrey, the communication was referred to the City Clerk's file (not the file set up for "briefs" on the subject).

RESOLUTION NO. 96953, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to do all the work necessary in connection with the replacement of 3246 feet of 6" water main connecting with the new 12" water main at New Hampshire Street, Massachusetts Street, Rhode Island Street, Delaware Street, Maryland Street, Cleveland Avenue, Campus Avenue and North Avenue, together with the connection of five fire hydrants to 12" main and transfer of 67 services to said 12" main, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96954, recorded on Microfilm Roll No. 25, accepting deed of Cora C. McIntosh, bearing date February 10, 1950, conveying an easement and right of way for street purposes in portion of Lot 15 La Mesa Colony, setting aside and dedicating the same to the public use as and for a public street, and naming the same Montezuma Road, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from J. H. Rainwater, Director, Department of Public Welfare, County of San Diego, stating that the Department heartily approves the Ordinance amending Chapter 900 of Ordinance No. 3674 (New Series) as written and corrected to February 15, 1950, and expressing appreciation for the courtesy shown the Department, was presented and read.

ORDINANCE NO. 4317 (New Series), recorded on Microfilm Roll No. 25, amending Chapter 900 of Ordinance No. 3674 (New Series), (The Building Code), adopted March 2, 1948, by adding thereto a new section to be known as and numbered Section 904 (a), (b), and (c), having to do with Section 902 insofar as they relate to Children's Boarding Homes, was on motion of Councilman Schneider, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent, to present the following matters, not listed on the Council's agenda:

Application of James Doonan, General Partner, and P. H. Kellar, Limited Partner, for Class D Dine and Dance License at Riviera Beer Gardens, 3225 Midway Drive, was presented, together with recommendations for approval thereof from the Chief of Police, the Director of Social Welfare, the Fire Marshal, the Building Inspector, and the City Manager.

RESOLUTION NO. 96955, recorded on Microfilm Roll No. 25, granting application of James Doonan, for a Class "D" license to conduct public dance at Riviera House, 3225 Midway Drive, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Petition of Geo. M. Foxworthy, 2797 San Diego Avenue, for permission to install two excess-width driveways in the 2400 block on San Diego Avenue, between Conde and Harney Streets, was presented, together with communication from the City Manager recommending the granting thereof.

The City Manager explained the matter, verbally, stating that the petition and recommendation are in accordance with standard practice.

RESOLUTION NO. 96956, recorded on Microfilm Roll No. 25, granting permission to George M. Foxworthy to install two thirty-foot driveways on the southerly side of San Diego Avenue, between points 6 and 36 feet, and 70 and 100 feet west of the west line of Conde Street, adjacent to the southeasterly 100 feet of Lot 3 Block 481 Old San Diego, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96957, recorded on Microfilm Roll No. 25, authorizing and empowering the City Manager to do all the work in connection with the installation of 1170 feet of eight-inch water main and one six-inch two-way fire hydrant in Mission Valley Road, east of 6th Street Extension on South Side, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Prior to adoption of said Resolution, the City Manager explained the arrangement in effect with installation under said procedure.

RESOLUTION NO. 96958, recorded on Microfilm Roll No. 25, adopting and approving the execution of the amendment to grant agreement between the Administrator of Civil Aeronautics, U. S. Department of Commerce, and The City of San Diego, accepted by said City of San Diego on the 4th day of August, 1949, relating to the lighting of the Gibbs Municipal Airport, project No. 9-04-033-904, as more particularly outlined in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Prior to adoption of said Resolution, the City Attorney explained the matter in detail, and the Public Works Director told of the cost involved in the project.

The City Attorney explained the provisions involved in the next two Resolutions, and said that the Council is required to adopt them, under the terms of the existing contract.

RESOLUTION NO. 96959, recorded on Microfilm Roll No. 25, authorizing and directing the City Manager to serve or cause to be served, on or before the 1st day of March, 1950, upon the San Diego County Water Company and upon the Vista Irrigation District a notice in writing to the following effect: That, pursuant to and in accordance with the provisions referred to in said Resolution, upon the expiration of four months from the date of the service of said notices The City of San Diego will require delivery of water from Lake Henshaw to Lake Hodges, in accordance with the covenants, terms and conditions contained in said contracts, in sufficient amounts to enable said City to furnish to the Del Mar Water Light and Power Company the amount of water which said Company is entitled to have delivered to it from said San Dieguito Water System under the contracts described, and to the further effect that at or prior to the expiration of said four months said City will serve upon said San Diego County Water Company and said Vista Irrigation District a further notice in writing, which said further notice will state the quantity of water required to be furnished and delivered in accordance with the provisions of said contracts, executed by the said Companies, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 96960, recorded on Microfilm Roll No. 25, determining and finding from evidence presented to the Council and from reports resulting from investigations made by officers and employees of the Department of Water of The City of San Diego that there has for some time existed in the County of San Diego, and particularly in that portion of the County providing the drainage area and watershed of San Dieguito River from which water is secured and supplied to San Dieguito Water System, a period of continued drought of such character as to create an acute water shortage in said System, and as a result thereof The City of San Diego will not be able to obtain sufficient water, either from that stored in Lake Hodges Reservoir or that which can be obtained from all other sources belonging to said City in said San Dieguito watershed, to supply the maximum need of Del Mar Water, Light and Power Company, as provided for under contract heretofore assumed by the City, and that it will be necessary for said City in the immediate future to reduce the amount of water supplied to Del Mar Water, Light and Power Company in the proportions and amounts and to the extent authorized by said contract hereinabove described, and

authorizing the City Clerk to serve or cause to be served on the officers of said Del Mar Water, Light and Power Company a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The City Attorney presented the following communication, which was read:

"Pursuant to your request we are submitting for your consideration an opinion of this office on the question of holding a special municipal bond election on the same day and at the same time and under an order of the Board of Supervisors consolidating such special election with that of the state primary election in June, 1950.

Up until the year 1947 Section 10050 of the Election Code of the State of California prohibited directly the consolidation of any election with a direct primary election. However, in 1947 the Legislature amended this section so as to eliminate such prohibition, and shortly thereafter the Attorney-General of this state rendered a written opinion to the effect that a city bond election could be held at the same time and could be consolidated with the state direct primary election. (11 Opinions Attorney-General, p. 202). In this opinion it was pointed out that the Legislature by amending the statute in 1947 by eliminating the prohibition against the consolidation of elections with the direct primary election impliedly authorized such consolidation.

It is the opinion of this office that such reasoning is sound, and we are in accord therewith.

Respectfully submitted,
(SIGNED) SHELLEY J. HIGGINS,
Assistant City Attorney."

Following the presentation and reading of said communication, the City Attorney explained the procedure to be followed, verbally.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the communication was ordered filed.

Raymond Krah, Personnel Director, filed with the Mayor, during the meeting, a communication dated February 23, 1950, and signed by George A. Scott, president, San Diego Civil Service Commission, transmitting "Rules" for consideration of the Council, upon which the communication had conducted hearings and which it had approved on February 20, 1950.

The Mayor introduced the letter, which was read to the Council (the "Final Draft of The City Civil Service Rules as approved by the Commission at its Meeting on February 20, 1950 and recommended to the Council for Adoption" was actually filed with the City Clerk by the Personnel Director later, in the afternoon of the same day).

The Personnel Director then explained the matter to the Council, verbally, and told of the procedure for adoption of the final "Rules" by the Council.

RESOLUTION NO. 96961, recorded on Microfilm Roll No. 25, authorizing and directing the City Clerk to comply with all the necessary procedures for the publication of such "Rules" prior to adoption of the same by the Council, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96962, recorded on Microfilm Roll No. 25, setting the hour of 7:30 o'clock P.M., in the Council Chamber, room 358 of the Civic Center Administration Building, on Thursday, March 9, 1950, as the time and place for conducting a Conference hearing regarding the City Civil Service Rules, approved by the Civil Service Commission at its meeting on February 20, 1950, presented to the Council on February 23, 1950, which final draft of "Rules" bears Document No. 413655, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 96963, recorded on Microfilm Roll No. 25, setting a Conference with the City Civil Service Commission, for the afternoon of Tuesday, March 14, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 96964, recorded on Microfilm Roll No. 25, referring to Council Conference the matter of possible holding of a special Municipal Bond Election at the same day and at the same time as the State Primary Election to be conducted in June, 1950, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

There being no further business to come before the Council, the meeting was adjourned at the hour of 11:45 o'clock A.M., on motion of Councilman Dail, seconded by Councilman Kerrigan.

ATTEST:
FRED W. SICK, City Clerk

By August M. Kadstrom
Deputy.

Harley E. Knox
Mayor of The City of San Diego, California.

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Tuesday, February 28, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor at the hour of 10:07 o'clock A.M.

Mayor Knox. Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent---Councilmen None
Clerk----Fred W. Sick

The Minutes of the Regular Meetings of Tuesday, February 21, 1950, and of Thursday, February 23, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Kerrigan, were approved without reading, and were signed by the Mayor.

In line with Resolution No. 96948, adopted February 21, 1950, the City Clerk reminded the Mayor of the Council's decision regarding informal discussions with the City Engineer by persons desiring to make protests or have information on street improvement proceedings held this date.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard in protest, or to receive detailed information on any of the street improvement proceedings scheduled for hearings at this meeting. No one responded to the Mayor's invitation to meet with the City Engineer for that purpose.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the construction of sewer mains and otherwise improving Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catoctin Drive, Choctaw Drive, Art Street, Public Rights of Way in Lots 11 and 12 Oakemere; Lots 1, 2, 3, 4, 5, 6, 7, 8, 28, 29, 30, 31, 32 and 50 Acacia Park; and Lots 1, 2, 3, 4, 5 Alvarado Heights, within the limits and as particularly described in Resolution of Intention No. 92693, the clerk announced that seven bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of Chris Evanovich, accompanied by bond written by General Casualty Company of America in the sum of six thousand dollars, which bid was given Document No. 413856;

The bid of Charles J. Dorfman, accompanied by bond written by General Casualty Company of America, in the sum of six thousand dollars, which bid was given Document No. 413857;

The bid of L. B. Butterfield, accompanied by bond written by Maryland Casualty Company in the sum of four thousand dollars, which bid was given Document No. 413858;

The bid of H. H. Peterson, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of five thousand five hundred dollars, which bid was given Document No. 413859;

Councilman Dail was excused from the meeting at this time - during reading of bids.

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of five thousand dollars, which bid was given Document No. 413860;

The bid of Walter H. Barber and H. R. Breeden, joint venturers, 7309 El Cajon Boulevard, La Mesa, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of five thousand dollars, which bid was given Document No. 413861;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of five thousand dollars, which bid was given Document No. 413862.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the construction of sewer mains in Paseo Dorado, Spindrift Drive, Princess Street, Avenida Alamar, Roseland Drive, Hypatia Drive, Little Street, St. Louis Terrace, Viking Way, Torrey Pines Road and Public Rights of Way in portions of Pueblo Lots 1285 and 1281, within the limits and as particularly described in Resolution of Intention No. 92694, the clerk reported that seven bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of Cameron Bros., accompanied by bond written by Glens Falls Indemnity Company in the sum of five thousand five hundred dollars, which bid was given Document No. 413863;

The bid of Chris Evanovich, accompanied by bond written by General Casualty Company of America in the sum of ten percent of bid, which bid was given Document No. 413864;

The bid of Charles J. Dorfman, accompanied by bond written by General Casualty Company of America in the sum of six thousand dollars, which bid was given Document No. 413865;

The bid of H. H. Peterson, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of six thousand dollars, which bid was given Document No. 413866;

The bid of L. B. Butterfield, accompanied by bond written by Maryland Casualty Company in the sum of five thousand dollars, which bid was given Document No. 413867;

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of six thousand dollars, which bid was given Document No. 413868;

The bid of Walter H. Barber and H. R. Breeden, joint venturers, 7309 El Cajon Boulevard, La Mesa, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of forty-five hundred dollars, which bid was given Document No. 413869.

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

Councilman Dail returned to the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alley lying between L Street and Imperial Avenue and between the east line of 29th Street and the west line of 30th Street, as more particularly described in Resolution of Intention No. 92696, the clerk reported that two bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of John B. Henry and Ned H. Mulleneaux doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of nine hundred dollars, which bid was given Document No. 413870;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of seven hundred dollars, which bid was given Document No. 413871.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Udall Street, within the limits and as particularly described in Resolution of Intention No. 96295, the clerk reported that three bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of seventeen hundred dollars, which bid was given Document No. 413872;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of seventeen hundred dollars, which bid was given Document No. 413873;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of seventeen hundred dollars, which bid was given Document No. 413874.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96603, for the improvement of the Alley in Block 54 Fairmount Addition to City Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96604, for the improvement of Atascadero Drive, Alicia Drive and Tennyson Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96690 of Preliminary Determination for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 96965, recorded on Microfilm Roll No. 26, ascertaining and declaring that no written protests were filed against the proposed paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution No. 96690 of Preliminary Determination, determining the proposed improvement to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1927 made to cover the costs and expenses of the work upon the paving and otherwise improving of the Alley in Block 35 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94299, the clerk reported that a written appeal had been received from L. J. Millburn, which appeal was presented.

The appeal stated that the assessment was for work which did not benefit protestant's property. It was pointed out that the assessment was for a "district benefit".

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no additional appeals were presented.

RESOLUTION NO. 96966, recorded on Microfilm Roll No. 26, overruling and denying the appeal of L. J. Millburn, and overruling and denying all other appeals from the Street Superintendent's Assessment No. 1927 made to cover the costs and expenses of the paving and otherwise improving of the Alley in Block 35 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94299, confirming and approving said Assessment No. 1927, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1928 made to cover the costs and expenses of the work upon the paving and otherwise improving of the Alley in Block 55 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94300, the clerk reported that a written appeal had been received from E. Martin Cole and Lullah M. Cole, which appeal was presented.

The appeal stated that the work was not completed.

The City Engineer made a verbal report regarding the allegedly incompleting work, stating that the contractor was helping the property owner, doing work which was not his or the City's responsibility, but that the property had come out "throwing his weight around" whereupon the contractor ceased the work which was not on the City property but on the owner's for access to his garages.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no additional appeals were presented.

RESOLUTION NO. 96967, recorded on Microfilm Roll No. 26, overruling and denying the appeal of E. Martin Cole and Lullah M. Cole, and overruling and denying all other appeals from the Street Superintendent's Assessment No. 1928 made to cover the costs and expenses of the paving and otherwise improving of the Alley in Block 55 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94300, confirming and approving said Assessment No. 1928, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1926 made to cover the costs and expenses of the work of paving and otherwise improving of Diamond Street, within the limits and as particularly described in Resolution of Intention No. 93817, the clerk reported that no written appeals had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no appeals in writing were presented.

RESOLUTION NO. 96968, recorded on Microfilm Roll No. 26, confirming and approving the Street Superintendent's Assessment No. 1926 made to cover the costs and expenses of the paving and otherwise improving of Diamond Street, within the limits and as particularly described in Resolution of Intention No. 93817, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Mason Bowen from the Zoning Committee decision in denying application for the construction of a studio addition to an existing building with no setback at 2195 Chatsworth Boulevard, on Lot 24 Pantages Terrace, in Zone R-C, by Resolution No. 4441, a letter from Mason Bowen and Gladys Bowen setting forth their reasons for appealing, was presented and read.

Report of the Zoning Engineer was also presented and read.

Mason Bown spoke regarding the numbers of neighbors who are in favor of granting the request.

Councilman Schneider said he had been out to view the property, and could see no effect on the neighborhood by granting the setback variance.

Councilman Wincote made a similar report.

Councilman Kerrigan said that the Zoning Committee had taken its only possible action, and explained why such action had been taken. He said that he would not oppose granting the variance.

RESOLUTION NO. 96969, recorded on Microfilm Roll No. 25, sustaining the appeal of Mason Bowen from the Zoning Committee decision in denying application No. 7783 by its Resolution No. 4441, variance to provisions of Ordinance No. 12321 for construction of a studio addition to an existing building with no setback on Lot 24 Pantages Terrace, at 2195 Chatsworth Boulevard, in Zone R-C, overruling and denying said Zoning Committee decision, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Application of S. Ellison, C. N. Hilton and J. W. Drown, for a Class A license to conduct public dance at Hotel Manor (formerly Imig Manor) at 2223 El Cajon Boulevard, was presented, together with recommendations for approval from the Police Department, the Social Welfare Director, Fire Marshal, Building Inspector and the City Manager.

RESOLUTION NO. 96970, recorded on Microfilm Roll No. 26, granting application of S. Ellison, C. N. Hilton and J. W. Drown for a Class A license to conduct public dance at Hotel Manor, 2223 El Cajon Boulevard, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Board of Supervisors, County of San Diego, petitioning the City of San Diego for cancellation of street assessments due on Lots 2 to 6 inclusive Block F Boulevard Heights, in the amount of \$573.80, for installation of sewers, etc., stating that the County of San Diego owns the property which is used for the housing of indigents who are clients of the Department of Public Welfare. The communication states that the matter is forwarded to the Council on recommendation of the District Attorney and County Counsel.

The City Attorney reported, verbally, in the matter, informing the Council that it had been taken care of, and recommending its filing.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the matter was ordered filed.

Communication from M. H. Golden Construction Company, petitioning the City to sell Pueblo Lots 272, 282, 283, being approximately 14.92 acres of land, submitting \$60.00 deposit as required by Ordinance, and stating that an offer of approximately \$45,000.00 will be made therefor, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

Communication from the San Diego-California Club, petitioning the City for an allocation of \$50,000.00 in the 1950-51 Budget, for tourist promotion, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager for Budget study.

Petition of Louis Theaman for elimination of the existing "no parking" zone on the south side of Market Street at Merlin Drive, which zone was established recently by the City, stating that its existence results in loss of business and that as a result thereof he may have to close, was presented.

Councilman Dail spoke in defense of the previously-taken action in establishing said "no parking" zone, and said that the narrowness of Market Street requires the restriction.

The Traffic Engineer reported, verbally, and said that parking should not be permitted on both sides of the narrow Market Street. He made reference to the "model" Ordinance on traffic which has been approved by the League of California Cities which provides for no parking on streets of 30 feet or less in width. He recommended that the "no parking" zone remain.

RESOLUTION NO. 96971, recorded on Microfilm Roll No. 26, denying the petition of Louis Theaman, P.O. Box 23, Encanto Station, San Diego, for elimination of the "no parking" zone established by the City on the south side of Market Street at Merlin Drive, and authorizing notification to Mr. Theaman that the City Council and the City Traffic Engineer deem it to be in the interest of safety to traffic to maintain the zone as established, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Petition of Alton H. Whiting and Veteran Associates for permission to paint house numbers on curbs, setting out the product to be used, specifications, price for the services, and stating that employees will be veterans who are San Diego residents, was presented.

Councilman Kerrigan moved to refer the petition to the City Manager, which motion was seconded by Councilman Wincote.

Before the roll was called on the motion, Mr. Whiting was recognized, and was asked if he cared to be heard in connection with the application.

Mr. Whiting spoke regarding the application, and outlined proposed operations. Dan Williams, whose name does not appear on the petition, but who is apparently one of the applicants, also spoke. He said that he is a licensed painting contractor; best materials would be used, and that work would be done in a satisfactory manner.

Mr. Whiting spoke again, saying that there would be a specific charge of 75¢; that there would be no "voluntary contributions" in the case of some previous operators; that no high pressure methods would be used. He said that they had only a service to sell, which he hoped would be accepted.

The roll was called on the motion to refer the petition to the City Manager, with a request added that he report thereon at an early date.

Claim of R. F. Stoudt, Rt. 1, Box 554 El Cajon, California, in the sum of \$18.40 for damage to car from a City-owned Compressor, was presented.

RESOLUTION NO. 96972, recorded on Microfilm Roll No. 26, referring the claim of R. F. Stoudt to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Mrs. Okey and Mr. L. E. Okey, 3233 Copley Avenue, San Diego 4, in the sum of \$41.20 for damage to bathroom from sewer stoppage, was presented.

RESOLUTION NO. 96973, recorded on Microfilm Roll No. 26, referring the claim of Mrs. Oakey and Mr. L. E. Okey to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Florence R. Martin, 3617 - 42nd Street, San Diego 5, in the sum of \$150.00 for damage to apartment from break in water main at 3790 Nile Street, was presented.

RESOLUTION NO. 96974, recorded on Microfilm Roll No. 26, referring the claim of Florence R. Martin to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Chester F. Cutting, 1247 Monroe Avenue, in the sum of \$44.27 for damage to car from faulty street, was presented.

RESOLUTION NO. 96975, recorded on Microfilm Roll No. 26, referring claim of Chester F. Cutting to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mayor Knox introduced the following matter, not listed on the Council's agenda, and asked for consideration thereon at this time:

Communication from Harley E. Knox, Mayor, requesting approval, pursuant to authority created by Ordinance No. 4295 New Series, establishing a Centennial Commission of the following list of names for membership on said Commission: Miss Clara Breed, Elwood Bailey, Howard Chernoff, Clark Chamberlain, Gerald C. Crary, Ewart Goodwin, Kenneth Nairne, George A. Scott, Donald B. Smith, Jack Lovejoy, William Parker, Joseph Kelly, Charles Salik, Jack Gross; Leo Calland, ex-officio, was presented.

RESOLUTION NO. 96976, recorded on Microfilm Roll No. 26, approving appointment by Mayor Harley E. Knox of Mrs. Clara Breed, Elwood Bailey, Howard Chernoff, Clark Chamberlain, Gerald C. Crary, Ewart Goodwin, Kenneth Nairne, George A. Scott, Donald B. Smith, Jack Lovejoy, William Parker, Joseph Kelly, Charles Salik, Jack Gross; Leo Calland, ex-officio, as members of the Centennial Commission, under authority of Ordinance No. 4295 (New Series), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mayor Knox left the meeting at this time, and Vice Mayor Vincent T. Godfrey assumed the duties of Chairman.

Communication from the Purchasing Agent reporting on bids for construction of Sewer from Manhole #9, Trunk Sewer #2, to Pueblo Lot 282, and recommending award to Charles J. Dorfman, the low bidder, was presented.

RESOLUTION NO. 96977, recorded on Microfilm Roll No. 26, accepting bid of Charles J. Dorfman for the construction of a sewer from Manhole #9, Trunk Sewer #2, to Pueblo Lot 282, awarding contract and authorizing the City Manager to execute the same, pursuant to the plans and specifications therefor on file in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

of approval
Communication from the Purchasing Agent, bearing the City Manager's stamp, submitting Resolution authorizing bids for the furnishing of one 3-to-4-ton Chassis, Cab and flat rack Body, was presented.

RESOLUTION NO. 96978, recorded on Microfilm Roll No. 26, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one 3-to-4-ton Chassis, Cab and flat rack Body, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending purchase without bids of one 8000-gallon tank car of Anhydrous Ferric Chloride from Great Western Division of Dow Chemical Company, the sole manufacturer and supplier on the Pacific Coast, and stating that no benefit would be derived in advertising for bids, was presented.

RESOLUTION NO. 96979, recorded on Microfilm Roll No. 26, authorizing and directing the Purchasing Agent to purchase from the Great Western Division of Dow Chemical Company, without advertising for bids, of one 8000-gallon tank car of Anhydrous Ferric Chloride, at \$4.15 per cwt., f.o.b. San Diego, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending the purchase of 38 City directories without advertising for bids, the sole source of supply being San Diego Directory Company, was presented. Submitted, and attached to said communication, was a list of departments requiring the directories, and the number per department.

RESOLUTION NO. 96980, recorded on Microfilm Roll No. 26, authorizing and directing the Purchasing Agent to purchase from the San Diego Directory Company, without advertising for bids, 38 San Diego City Directories for 1950, at a price of \$35.00 each, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 96981, recorded on Microfilm Roll No. 26, authorizing and directing the Purchasing Agent to advertise for bids for the sale at public auction of portions of City-owned Lots 15, 16, 17, 18, 19 and 20 Block 1 Orange Park Addition, more particularly described in said Resolution, determining \$200.00 to be the minimum amount which the Council will consider for the sale (being the appraisal of said property made by a qualified real estate appraiser for the City), reserving the right to reject any and all bids therefor, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Sale of property authorized by Resolution No. 96981 was upon petition of John Furst, 3428 Pickwick Street, San Diego.

Communication from the City Manager reporting on communication from Robert E. Bowen suggesting that off-street parking facilities be provided for the Blood Bank, or that it be moved to Balboa Park, and reporting that adequate off-street facilities have now been provided at the existing location and are in use, recommending the filing of the communication, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication and the communication upon which it reported, were ordered filed.

Communication from the City Manager recommending adoption of a Resolution, and an Ordinance, having to do with the installation of revolving stages in Balboa Park Bowl, as petitioned for by San Diego Light Opera Association, Inc., was presented. The communication sets out recommendations for repayment to the City out of any profits over and above their anticipated operating expenses; and recommending that the work be done by Robert L. Grosh Scenic Studios, Inc. of Los Angeles which will use the same plans, specifications and castings that were used for construction of the Greek Theatre stages in Los Angeles, which will reduce the cost and time for doing the work.

RESOLUTION NO. 96982, recorded on Microfilm Roll No. 26, authorizing the City Manager to enter into contract with Robert L. Grosh Scenic Studios, Inc., wherein said corporation will agree to furnish to the City all equipment, material and labor necessary for the acquisition, construction and completion of revolving stages in Balboa Park Bowl in Balboa Park, at a cost not to exceed the sum of \$11,000.00, also making findings regarding the improved presentations by such installation, and finding that said Robert L. Grosh Scenic Studios, Inc., Los Angeles, is the only company able and capable of furnishing the necessary equipment, material and labor therefor and that it is impracticable and contrary to the best interests of the City to advertise for competitive bids therefor, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4318 (New Series), recorded on Microfilm Roll No. 26, appropriating the sum of \$11,000.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the installation of Revolving Stages in the Balboa Park Bowl, contingent upon execution of a modification of existing lease with San Diego Light Opera Association, Inc., wherein it is to be provided that said Association will pay to the City as a rental for use of Balboa Park Bowl an additional sum of ten per cent of all moneys received by said association from the use of said Bowl in excess of \$110,000, up to but not exceeding \$130,000, and thereafter three per cent of all moneys received by said Association in excess of said \$130,000, was on motion of Councilman Wincote, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman

Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

Communication from the City Manager reporting, further, upon request of O. D. Arnold and Sons for refund of \$4000.00 in connection with construction of trunk sewer for Arnold's Westwood Hills Unit No. 1, stating that minutes of various Council conferences have been reviewed and nothing found in conflict with statements made in the Manager's communication under date of February 8, 1950 and bearing Document No. 413086, was presented. The communication states that a copy of the Manager's former communication and a copy of Resolution No. 91865 adopted November 16, 1948, further setting forth the City's understanding, have been sent to O. D. Arnold, the petitioner, together with a copy of communication referred to in these minutes dated February 24, 1950, and bearing Document No. 413770. The matter was ordered filed.

Communication from the City Manager reporting, further, upon existing lease with Howard & Hoskins for sand and gravel, and upon the proposed lease for the taking of gold, was presented. The communication states that the present sand and gravel lease covers the unexpired term of 10-year period of Apex Materials Company which runs to August 25, 1958; that the rate of 5¢ per cubic yard appears to be consistent with prevailing rates on like commodity when hauling distance to market is taken into consideration; recommending that authorization be given to execute a lease with Howard & Hoskins, co-terminus with the present lease for the purpose of placer gold mining the residual sands, the City to receive therefor 10% of the gold recovered. Said communication was read, and discussed again. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

RESOLUTION NO. 96983, recorded on Microfilm Roll No. 26, authorizing the City Manager to execute a lease with Howard and Hoskins Material Co., empowering the lessee to utilize the reserved placer gold mining rights of The City of San Diego, in a previous lease containing 239 acres of land in all of Tract C and portion of Tract T of Rancho El Cajon, for a period commencing December 1, 1949 and terminating on the 24th day of August, 1958, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. Said Resolution specifies that the sum of 10% of the sale price of all gold produced or derived from the premises, or at the option of the City, 10% in weight after such gold so produced has been reduced to bullion form at the expense of the lessee, also providing that rentals shall be payable at the office of the City Treasurer monthly on or before the 20th day of each month during the term of said lease, and referring to the form of said lease on file in the office of the City Clerk under Document No. 411916, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on complaint of Martha E. Kelley and others regarding twenty-minute bus service and failure to stop at any point convenient to individual passengers, stating that frequency of service is dependent upon amount of passenger traffic varying on lines from two minutes to an hour and thirty minutes on one very sparsely settled outlying line, that increased service for same number of passengers would result in operational losses which would have to be made up by increased fares, reporting that increased stops would slow down the service and would be objectionable to the majority of passengers and that the skip-stop system has now become almost universal in cities throughout the country because it is speedier and more economical, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication, and the protest upon which it reported, were ordered filed. It was pointed out further, in the Manager's report that complainants had not shown any addresses in their communication.

Communication from the City Manager reporting on request for information as to the steps necessary for extension of Archer Street easterly from Dawes in Pacific Beach, stating that it will be necessary for the owners of the easterly half of Acre Lot 1 and of Acre Lot 2 to offer for dedication across their property extension of Archer Street as they may desire and that such offer should be made to the Planning Commission, also that expense for any improvement will have to be borne at the expense of the property owner, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication, and the letter to which it refers, were ordered filed. The report states that a copy thereof had been mailed to Mrs. William Strand, 1269 Archer Street, the petitioner.

Communication from the City Manager reporting on petition of property owners for drainage structures and appurtenances in vicinity of La Jolla Avenue and Congress Street, as well as communication from Old San Diego Chamber of Commerce relative to the status thereof, was presented.

The Manager's communication states that the percentage favoring the improvement as a 1911 Improvement Act public proceeding is 50.4%, a percentage so low that the 4/10 of 1% would be likely to be protested out at one of the hearings, and the project would fail. Also, it stated that property north of Harney Street is not in the drainage area and that an assessment laid on such property could probably not hold; eliminating that property from the petition would reduce the percentage favoring it to 46.3%. The estimated cost of the project is \$42,538.00; most of the lots are 150 feet square, and uniform cost would make assessment \$540.00 per lot, and if assessed on a straight frontage basis one lot wide on each side the cost would be approximately \$1400.00 per lot. Also, the reported advised that the City has no funds available to contribute to such a project, and that in absence of assurance that cost would be borne by the property owners it was recommended that the documents be filed. A copy of the report, it was pointed out, had been sent to the Old San Diego Chamber of

Commerce. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication, and the petition and communication upon which it reported, were ordered filed.

Communication from the City Manager reporting further upon his recommendation for denial of petition for the covering or removing of a drainage ditch in Pendleton Street and Balboa Avenue, was presented. The matter had previously been referred back to the City Manager to ascertain if the streets involved are still dedicated (as public property, or if they are included within the adjoining Federal Housing Project). The report stated that declaration of taking by the U.S. Government shows that neither Pendleton Street nor Balboa Avenue was included in the condemnation, and that they are still public streets. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition and the City Manager's two reports and recommendations were ordered filed. The first report shows that a copy thereof had been sent to the first signer of the petition, Gene C. LeHew, 3657 Yosemite, San Diego 9.

Communication from the City Manager recommending granting three petitions for installation of street lights, and directing their installation, was presented.

RESOLUTION NO. 96984, recorded on Microfilm Roll No. 26, authorizing and directing the San Diego Gas & Electric Company to install a 600-candle power overhead street light at each of the following locations, in accordance with recommendation of the City Manager on file in the office of the City Clerk:

Vancouver Avenue and Kalmia Street;
Republic Street at Tooley Street;
49th Street at Orange Avenue;

was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer reporting on Council direction that he contact the property owners on Acacia Street and "Z" Street to determine whether it would be agreeable to them to use Portland cement concrete paving instead of asphalt concrete (in accordance with his recommendation of February 8, 1950, presented to the Council at its meeting of February 14, 1950), since the low bearing value on the streets made Portland cement paving highly desirable, was presented. His report stated that post cards had been sent to 25 property owners in the district; that 7 cards had been returned; 5 were agreeable to Portland cement, 2 were not agreeable. In view of the 70% on the return who were agreeable to the change, and from the desirability from an engineering standpoint to use Portland cement paving, it was recommended that the change be approved.

RESOLUTION NO. 96985, recorded on Microfilm Roll No. 26, directing the City Engineer to change the type of paving for the improvement of Acacia Street between Rigel Street and the west line of 36th Street, and on Z Street between Acacia Street and the west line of 36th Street, to Portland Cement, and that in addition to the improvements ordered by Resolution No. 85409 (which Resolution granted the petition for the improvements) that sewer laterals and water services be installed as required, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Final Map of Seminole Terrace Unit No. 2, subject to the posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 96986, recorded on Microfilm Roll No. 26, authorizing and directing the City Manager to execute a contract with Jackson & Scott, Inc., for the installation and completion of the unfinished improvements and the setting of the monuments required for Seminole Terrace Unit No. 2, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 96987, recorded on Microfilm Roll No. 26, adopting Map of Seminole Terrace Unit No. 2, being a subdivision of portion of Lot 21 of La Mesa Colony, authorizing and directing the Clerk of the City of San Diego to endorse upon the map as and for the act of the Council that Mataro Drive and easements are accepted on behalf of the public, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Planning Director transmitting a plan for the development of Pueblo Lot 1203, providing for the allocation of land therein for a National Guard Armory, a proposed park and recreation area, a proposed school site, and for property which would be sold, was presented.

The Planning Director reported, verbally, on the matter. Members of the Council, although he mentioned that the Council had requested expediting thereof, said they were not ready to take action at this time. It was indicated that it would be well to refer the matter to Conference for consideration this afternoon, after which it could again be brought before the Council officially at a later hour.

RESOLUTION NO. 96988, recorded on Microfilm Roll No. 26, referring to Council Conference, for consideration this date, the communication from the Planning Director transmitting plan for development of Pueblo Lot 1230, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Director, transmitting copy of letter from the Corps of Engineers, U.S. Army, and recommending that a Resolution be adopted by the Council offering to contribute an additional \$25,000. to cover the increased costs of the side drainage structures in connection with the San Diego River Floodway, contract for which will soon be awarded by the Army Engineers, was presented. The communication points out that it is understood that any surplus remaining in the fund advanced after the work is completed will be returned to the City.

RESOLUTION NO. 96989, recorded on Microfilm Roll No. 26, offering to advance to the United States the additional sum of twenty five thousand dollars for construction of the side-drainage structures in the San Diego River Flood Control Channel, and asking the United States to accept the same and expend it on the cost of the construction thereof, and authorizing and directing the City Manager upon acceptance of said offer by the United States to execute the necessary agreement in connection with said project, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from City Employees' Retirement System, signed by Fred W. Sick, secretary, advising the Council that the five-year term of Howard Ritter as the banker member of the Board of Administration of the City Employees' Retirement System will expire on March 23, 1950, and pointing out that the Charter provides that an officer of a local bank shall be appointed by the Council to fill the vacancy, was presented.

Councilman Wincote asked if it was known whether Mr. Ritter was interested in continuing as a member of said Board, and Mr. Sick replied that it was his understanding that Mr. Ritter would like to remain on the Board.

RESOLUTION NO. 96990, recorded on Microfilm Roll No. 26, referring communication from the City Employees' Retirement System relative to expiration of the term of Howard Ritter as the banker member of the Board of Administration to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from S. A. Lindley requesting replacing of black top surfacing on Jewell Street, north of Beryl Street in Pacific Beach, which he said had been torn out when Beryl Street was paved, was presented. The communication states that he expects to have the job done "as a citizen & a Tax Payer for 29 years in San Diego", and asks for an audience with the Council and a committee he would bring with him, if the Council can not see where he is right, and that he will go "deeper in the case". On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communications, all expressing their view for and against the matter of using or not using the "Four Freedoms" wording on the dedicatory plaque on the Veterans' Memorial Building, Balboa Park, from Edward J. Modest, 42 Esmond Street, Dorchester 21, Mass.; David F. Atkinson, 3509 Brown Street, San Diego 10; Don Belding, 601 West Fifth Street, Los Angeles; L. S. Peterman, 4600 Shaw Street, Long Beach, California (original of which was addressed to Admiral William H. Standley, Ret., Coronado, California); Mary L. Davis, 4324 West 59th Pl., Los Angeles 43 (bearing no signature, but typewritten name only); Julia W. Cockcroft, 2508 Charles St., Seattle 44, Wash., were presented. On motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from The Mothers Club of San Diego (address not shown), signed by Mrs. Mabel Nevitt, Corresponding Sec., regretting the neglect of San Diego City officials in not displaying the National Flag on Feb. 22, George Washington's birthday, and hoping that steps will be taken that it will not happen again, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Mike Havarko, 3745 45th Street, going on record in favor of the continuance of rent control in San Diego, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from Hugh H. McCleary, 741 - 11th Avenue, favoring rent decontrol, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

RESOLUTION NO. 96991, recorded on Microfilm Roll No. 26, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue, Venice Street, approving Plat No. 2060 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereof, directing the City Clerk to file upon the passage of the Resolution of Intention said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96992, recorded on Microfilm Roll No. 26, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of Diamond Street, within the limits and as particularly described in Resolution of Intention No. 94301, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 96993, recorded on Microfilm Roll No. 26, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Pacific Highway Lighting District No. 1, for a period of one year from and including November 5, 1949 to and including November 4, 1950, and awarding contract therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 96994, recorded on Microfilm Roll No. 26, for the closing of portion of Ocean Boulevard, within the limits and as particularly described in said Resolution, and setting forth the exterior boundaries of the district of lands in said City to be affected by said work and improvement and to be assessed to pay the damages costs and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 96995, recorded on Microfilm Roll No. 26, for the closing of portions of 54th Street and Collier Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 96996, recorded on Microfilm Roll No. 26, for the closing of portion of Kane Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 96997, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96998, recorded on Microfilm Roll No. 26, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 143 University Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 96999, recorded on Microfilm Roll No. 26, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 95610, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97000, recorded on Microfilm Roll No. 26, authorizing the City Engineer to grant Al E. Riley a 30-day extension of time for the completion of the contract for the improvement of a portion of San Rafael Place, in accordance with said Engineer's recommendation, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Engineer, addressed to the City Manager and forwarded to the Council with the City Manager's stamp of approval, recommending construction of sewer connection to the Scripps Institution of Oceanography with the sewer system of The City of San Diego, the cost thereof (estimated to be \$11,193.00) to be reimbursed to the City by the University of California for actual costs, was presented.

RESOLUTION NO. 97001, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute an agreement with the Regents of the University of California, providing for the acquisition, construction and completion of a public improvement to consist of the installation and maintenance thereafter of a sewer line connecting the Scripps Institution of Oceanography of the University of California with the sewer system of The City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Director, Water Department, addressed to the City Attorney through the City Manager, recommending preparation of Resolution for presentation to the Council, authorizing contract for employment of Fred D. Pyle who is retiring from

the City service, as a special water consultant for the Water Department, beginning March 13, 1950, at a suggested compensation of \$50.00 a day maximum of \$5,000.00 a year, which communication bears the City Manager's stamp of approval, was presented.

Members of the Council indicated that they were not ready at this time to adopt such a Resolution until more thought had been given to the matter, and it was suggested that it be referred to Council Conference for consideration today and possible action at a later session of the Council this afternoon.

RESOLUTION NO. 97002, recorded on Microfilm Roll No. 26, referring the proposed Resolution authorizing the City Manager to enter into contract for employment of Fred D. Pyle as Special Water Consultant to the Water Department, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97003, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute a lease with the Big Sister League, Inc., for occupancy of the City-owned dwelling house located on Lot A Block 220 Horton's Addition, known as 1769 Front Street, for the establishment and maintenance thereon of a temporary shelter for worthy, needy girls and women (the premises being now, and having been for some years, occupied by said League for such purpose), for a period of three years beginning April 1, 1950 at a yearly rental of \$5.00 payable annually in advance, in accordance with form of lease therefor filed in the office of the City Clerk under Document No. 413774, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97004, recorded on Microfilm Roll No. 26, authorizing the City Manager to execute a lease with Mission Valley Brick and Material Company for a sand and gravel rights occupancy for a term of five years beginning on March 1, 1950 on an 18-acre portion of Lot 35 Partition of Rancho Mission, at a rental of \$25.00 per month payable monthly in advance, plus an additional sum for removal of an excess of 3,000 cu. yds. sand and gravel during any one year, in accordance with form of lease therefor filed in the office of the City Clerk under Document No. 413772, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, the Public Works Director explained the details to the Council. Councilman Godfrey referred to the difference in rates between the lease heretofore referred to in these minutes between the City and Howard & Hoskins, and this lease. The Public Works Director spoke of the differences in the situations; the former having been adjusted from a former lease and the charges based upon distance of haul, while this lease provided for a higher revenue to the City inasmuch as cement blocks are to be made on the premises rather than hauling sand and gravel for re-sale.

This subject (the sand and gravel leases) re-opened the question of the Howard & Hoskins matter, upon which the roll had already been called for the authorization of the "gold" lease, and discussion reverting to Howard & Hoskins' earlier lease for sand and gravel removal rights. No further action was taken in that matter.

RESOLUTION NO. 97005, recorded on Microfilm Roll No. 26, authorizing and directing the City Manager to make application to the Board of Supervisors of the County of San Diego, State of California, and to take all necessary steps to acquire from the State of California tax-deeded Lots 33, 34, 35, 36 Block 22 Marilou Park, which property may be purchased by The City of San Diego by entering into an option with the Board of Directors of the County of San Diego, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Assistant Director of Public Works, addressed to the City Manager and forwarded with the City Manager's stamp of approval, recommending granting revocable permit for installation of new tank by Star and Crescent Oil Company under sidewalk at 317 G Street, was presented.

RESOLUTION NO. 97006, recorded on Microfilm Roll No. 26, granting to The Guymon Company, Ltd., Southern Hotel Building, Sixth Avenue at B Street, San Diego 1, permission to install and maintain one 550-gallon fuel tank under the sidewalk on the south side of G Street, adjacent to Lot A Block 89 Horton's Addition (to serve Quong Chong Laundry), upon the terms and conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97007, recorded on Microfilm Roll No. 26, accepting subordination agreement executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, trustee, bearing date February 14, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 16 Lexington Park, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97008, recorded on Microfilm Roll No. 26, accepting deed of Jackson & Scott, Inc., executed in favor of The City of San Diego, bearing date February 16, 1950, conveying an easement and right of way for street purposes in portion of Lot 21 La Mesa Colony, setting aside and dedicating the same to the public use as and for a public street, and naming the same Mataro Drive, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97009, recorded on Microfilm Roll No. 26, accepting deed of John Lynch and Elva A. Lynch, executed in favor of The City of San Diego, bearing date February 10, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 16 Lexington Park, setting aside and dedicating the same to the public use as and for a public street, and naming the same Pepper Drive, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97010, recorded on Microfilm Roll No. 26, accepting deed of Carl Schroder and Gertrude Schroder, executed in favor of The City of San Diego, bearing date February 14, 1950, conveying portions of Lots 46 and 47 Block 29 Ocean Beach Park Annex, and an easement for placement of earth fill in portions thereof, designating Parcel 1 and setting the same aside and dedicating said land to the public use as and for a public street, and naming the same Sunset Cliffs Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97011, recorded on Microfilm Roll No. 26, accepting deed of Phillip L. Fuentes and Isabel R. Fuentes, executed in favor of The City of San Diego, bearing date February 20, 1950, conveying to said City all of Lots 1, 2, 3, 4 and a portion of Lot 5 Block 2 Horkey's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed of record together with a certified copy of said resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97012, recorded on Microfilm Roll No. 26, accepting deed of T. N. Faulconer, conveying an easement and right of way for street purposes in portion of Lot 13 Block 7 Point Loma Heights, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabaska Drive, authorizing and directing the City Clerk to transmit said deed of record together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97013, recorded on Microfilm Roll No. 26, accepting deed of Alta S. Grant, bearing date February 23, 1950, conveying an easement and right of way for water main purposes in the easterly 60 feet of Pueblo Lot 1184, authorizing and directing the City Clerk to transmit said deed together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Director, Water Department, addressed to the City Manager, and forwarded to the Council together with the City Manager's stamp of approval, referring to Resolution No. 96630 which authorized construction of a water line in Pacific Beach Drive to provide service to a new main being installed in Promontory Street, and stating that the Water Department does not have sufficient funds in its accounts to construct said line which it is estimated to cost (for the pipe) \$1,850.00 to run from Ingraham Street to Promontory Street, was presented.

ORDINANCE NO. 4319 (New Series), recorded on Microfilm Roll No. 26, appropriating the sum of \$1850.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the construction of a water pipe line in Pacific Beach Drive, from Ingraham Street to Promontory Street, to provide service to a new main being installed in Promontory Street under the 1911 Street Improvement Act, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4320 (New Series), recorded on Microfilm Roll No. 26, establishing the grade of North Lane, between the westerly line of La Jolla Boulevard and the easterly line of the Alley lying easterly of and contiguous to Block B South La Jolla, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4321 (New Series), recorded on Microfilm Roll No. 26, establishing the grade of Sapphire Street, between the westerly line of Cass Street and the westerly line of Dawes Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted unanimous consent, to present the following matters not listed on the Council's agenda:

A communication from the City Engineer, bearing the City Manager's stamp of approval, submitting a tabulation of bids received on February 21, 1950, for the construction of Wabash Boulevard, Section A, from Federal Boulevard to 40th Street and Wightman Street, and Federal Boulevard from B Street to Market Street, recommending acceptance of the low bid of \$710,444.12 (being 33.7% below the estimate) of the Daley Corporation and contract awarded, was presented. The communication states that the money is available in Fund No. 219 under Project No. 28 of the "Memorandum of Agreement for Expenditure of Gas Tax Allocation for Major Streets" in the City of San Diego.

A Resolution of Award did not accompany the recommendation, but the City Attorney stated that he would have such a Resolution prepared immediately for Council's adoption.

RESOLUTION NO. 97014, recorded on Microfilm Roll No. 26, ascertaining the bid submitted by Daley Corporation for the construction of Wabash Boulevard, Section A, from Federal Boulevard to 40th Street and Wightman Street, and Federal Boulevard, from B Street to Market Street, to be the lowest bid received, and that said Daley Corporation is the lowest, responsible and reliable bidder, rejecting all bids except said bid, and awarding the contract for said construction to the Daley Corporation at the unit prices set forth in its bid, which unit prices amount to a total estimated sum of \$710,444.12, authorizing and empowering the City Manager to execute said contract, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97015, recorded on Microfilm Roll No. 26, authorizing F. A. Rhodes, Director of Public Works, and Glenn A. Rick, City Planning Director, to go to Sacramento, California, for the purpose of attending the meeting of the State Water Resources Board, to be held Friday, March 3, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Prior to adoption of said Resolution, the City Manager said that it had been found advisable for the Public Works Director and Planning Director to attend said meeting.

Councilman Kerrigan requested, and was granted unanimous consent, to present the following matter not listed on the Council's agenda:

Councilman Kerrigan pointed out that there would be additional funds available in the fund heretofore provided for the improvement of Wabash Boulevard from Gas Tax Funds allocation, and he expressed the belief that it might be advisable to complete the construction of Montezuma Road with such funds.

It was indicated, however, that Washington Street project had been held in abeyance for several years, and that it might be better to use funds on that project.

Councilman Wincote, in whose district Washington Street lies, wondered about the long delay in its improvement, and said that if that project were delayed another eight years as had been indicated, the funds might be used for some necessary development, rather than being held in the fund.

No action was taken on Mr. Kerrigan's or Mr. Wincote's matters.

On motion of Councilman Schneider, seconded by Councilman Dail, the Council took a recess, at the hour of 11:40 o'clock A.M., until the hour of 3:30 o'clock P.M. It was stated that before re-convening, the Council would conduct its Conference which had been referred to earlier in these Minutes.

Upon re-convening, at the hour of 4:25 o'clock P.M., Tuesday, February 23, 1950, the roll call showed the following:

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.

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

The proposed Resolution authorizing employment of Fred D. Pyle, as Special Water Consultant for the Water Department, which matter had been referred to Council Conference at this morning's session, was withdrawn from Council Conference and re-introduced

RESOLUTION NO. 97016, recorded on Microfilm Roll No. 26, authorizing the City Manager to execute a contract for the employment of Fred D. Pyle, as a special Water Consultant for the Water Department, beginning March 13, 1950, at a compensation of \$50.00 per day, provided, however, that the total compensation shall not exceed the sum of \$5,000.00 per year, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The communication from the City Employees' Retirement System, regarding the expiration of the term of Howard Ritter as the Banker member of the Board of Administration, which had been referred to Council Conference at this morning's session, was withdrawn from Council Conference and re-introduced.

RESOLUTION NO. 97017, recorded on Microfilm Roll No. 26, appointing Howard Ritter 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 23, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The matter of development of a plan for various uses of City-owned Pueblo Lot 1203, which matter had been referred to Council Conference at this morning's session, was withdrawn from Council Conference insofar as it related to the proposal of the City Planning Director for allocation of an area therein for use of a National Guard Armory, and that portion re-introduced.

RESOLUTION NO. 97018, recorded on Microfilm Roll No. 26, authorizing and directing the City Attorney to prepare and present to the Council a lease on a 10-acre tract in Pueblo Lot 1203 for use of the National Guard for the construction and maintenance thereon of an Armory, for execution by the City Manager, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

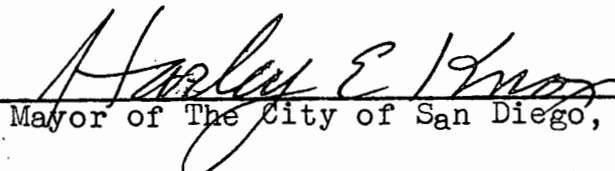
The matter of proposed ratification of agreement for amendment of Tideland Lease with the Essex Wire Corporation, under original lease on file in the office of the City Clerk under Document No. 386968, which had been continued until this time from the meeting of February 14, 1950, for a report from the Harbor Department based on a proposal in writing from said Corporation, was considered at this time.

The amendment provided for an additional five-year option, beyond the option provided for in the existing tidelands lease with said Corporation.

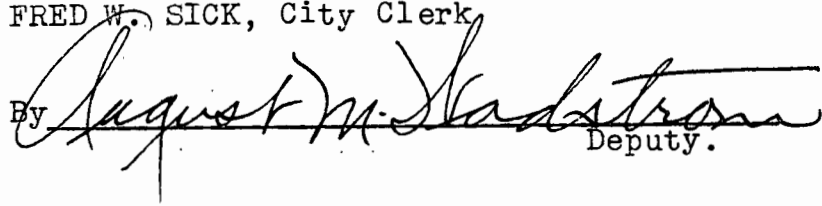
RESOLUTION NO. 97019, recorded on Microfilm Roll No. 26, ratifying, confirming and approving in all respects the Agreement for Amendment of Tideland Lease between The City of San Diego and Essex Wire Corporation, a copy of which is on file in the office of the City Clerk under Document No. 413238, directing the City Clerk to cause certified copies of said Resolution to be attached to the original and duplicate original of said Agreement for Amendment, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The following matter, which had been referred to Councilman Kerrigan at the meeting of February 16, 1950, for a report back to the Council in a week, was introduced at this time and withdrawn from Council Conference. The communication from Challenge Cream & Butter Association protesting notice to remove sign on its building fronting on Sixth Avenue (Cabrillo Freeway), was presented together with note from the Assistant City Manager reporting that the matter had been considered at the Council Conference of February 23, 1950, and ordered filed. The note stated that the Challenge Creamery is making an application to the Zoning Committee for a zone variance to permit the maintenance of the sign in question. The matter was ordered filed.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Kerrigan, at the hour of 4:30 o'clock P.M.


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,
Thursday, March 2, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Vice Mayor, at the hour of 10:03 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey
Absent----Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor the Vice Mayor acted as Chairman

Petition of H. O. Parks, being application for certificate of necessity to operate two Automobiles for hire (U-Drive), was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the petition was referred to the City Manager.

Petition of property owners requesting the remedying of the existing flood conditions from Tonopah Avenue to Morena Boulevard in Blocks 2 and 3 Corella Tract, and suggesting the installation of adequate drainage outlets at points set out in the petition, was presented. On motion of Councilman Swan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Communication from the City Manager recommending granting request of Laurence M. Huey, 3672 Florida Street, for an excess-width driveway on the south side of Florida Court between Florida and George Streets to serve a 3-car garage with apartment above proposed to be built, work to be installed when the improvement work scheduled for Florida Court is done, was presented.

RESOLUTION NO. 97020, recorded on Microfilm Roll No. 26, granting permission to Laurence M. Huey, 3672 Florida Street, to install a 33-foot driveway on the south side of Florida Court, between points 59.6 feet and 92.6 feet west of the west line of Florida Street, adjacent to Lots 40, 39 and the east 20.50 feet of Lot 38 Virginia Square, subject to signing an agreement to replace curb and sidewalk in the west 22 feet of the proposed driveway provided construction of proposed 3-car garage with apartment above is not started within 12 months of date of acceptance by the City of such construction, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending granting request of the County of San Diego, Department of Public Works, for excess-width driveways on Front Street between Arbor Drive and Dickinson Street to serve new parking areas at the County Hospital and for the widening of the hospital main entrance driveway on the north side of Dickinson Street west of Front Street, was presented.

RESOLUTION NO. 97021, recorded on Microfilm Roll No. 26, granting permission to County of San Diego, Department of Public Works (W. A. Barney, Chief, Division of Engineering), to install two 27-foot driveways on the west side of Front Street approximately between points 14.5 feet and 41.5, and between points 72.5 feet and 99.5 feet south of the south line of Dickinson Street; also to widen the San Diego County Hospital main entrance driveway on the north side of Dickinson Street west of Front Street, 10 feet on each side of said drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on communication from Frank Christenson, objecting to new license fees for stationary engineers, was presented. The report stated that the license renewal fee of \$1.00 was paid under the old license ordinance within the 30 days grace period and his license to June 30, 1950, has been issued. Also, it was reported that the new Ordinance No. 4265 New Series setting an annual license fee of \$5.00 does not provide any prorating of that fee and any license expirations occurring before the next fiscal year cannot be renewed without the full payment of the \$5.00 fee. The communication states that Mr. Christenson had been sent a copy of said report. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from Cornelious H. Parkes relative to new license fees for steam engineers, stating that Mr. Parkes' license expired February 17, 1950, and a renewal will expire June 30, 1950, was presented. The report sets out reasons for not prorating the license. The communication states that Mr. Parkes had been sent a copy of said report. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on petition of the Civic Club of Encanto for bus service on 65th Street, Klauber Avenue, 69th Street, et al., was presented. The report stated that the Transit Company has made a study of the proposed service, which would be mostly outside the City Limits of San Diego, and, based on a minimum of service, it is estimated that costs of operation would exceed revenue by over \$12,000.00 per year. The report also recommended, in view of that estimate and figures from the Public Utilities Commission, which show that the volume of passengers transported by the San Diego Transit System has diminished materially in the past several months, and that further curtailment of present service may be necessary, that the petition be denied and the document filed. It was pointed out that a copy of said report had been sent to the Civic Club of Encanto, addressed to Bruce R. Stannard, Corresponding Secretary, 6451 Imperial Avenue. On motion of Councilman Schneider, seconded by Councilman Dail, the matter was ordered filed, and referred to Councilman Dail. The original motion was for filing, but Mr. Dail asked that the matter be referred to him, also, so the motion was restated to include such reference. (The City Clerk sent a copy, rather than the original, to Mr. Dail).

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for Alvarado and Mission Valley pipe lines lowering for the proposed Mission Valley Road, recommending award to Charles J. Dorfman, the low bidder, was presented.

RESOLUTION NO. 97022, recorded on Microfilm Roll No. 26, accepting bid of Charles J. Dorfman for Alvarado and Mission Valley pipe lines lowering for the proposed Mission Valley Road, awarding contract and authorizing the City Manager to execute the same pursuant to the plans and specifications therefor on file in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing mortar coated and lined steel cylinder special fittings for Mission Valley 24" Pipe Line Lowering between Texas Street and Sixth Street Extension, recommending award to American Pipe and Construction Co., the sole bidder, was presented.

RESOLUTION NO. 97023, recorded on Microfilm Roll No. 26, accepting bid of American Pipe and Construction Co. for the furnishing of Steel Cylinder Mortar Coated and lined special Fittings for Mission Valley Pipe Line Lowering, awarding contract and authorizing the City Manager to execute the same pursuant to the specifications therefor on file in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Attorney transmitting opinion from Shelley J. Higgins, with reference to the water bill for the Boy Scout occupied area in Balboa Park, was presented. The final paragraph of said opinion reads: "We are recommending, therefore, that if the Council desires the City may absorb the cost of \$234.45, which represents the actual cost of the water used from July 1, 1949, to February 1, 1950, in the maintenance of the area of Balboa Park occupied by the Boy Scouts of America." The opinion states, also, referring to the activities of the Scouts as a semi-public character, which tend to promote the best interest of the people at large, and "we have no doubt, therefore, that the City may lawfully expend money for the use of water which actually promotes and accomplishes the development of that section of the park."

The City Manager spoke, saying that the matter is one of policy, related to other park occupancies. He said that he would be glad to report thereon, but that he would not recommend a policy.

Elaborating upon the opinion, the City Attorney stated, verbally, that he thought the City might provide for the shrubbery watering in the area of Balboa Park which the Boy Scouts occupy, but that perhaps the Scouts might pay for the water for its own use and for use in the swimming pool.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was referred to the City Manager for a report, and for the "overall picture."

Communication from the City Attorney reporting upon the status of the Seat Advertising contracts (Benches on streets) and Trash Can, was presented, and read.

The Public Works Director made a report, verbally, stating that the City now receives "about \$185.00" for the benches concession per month.

Councilman Wincote expressed the belief that it might be well to consider the matter in relation to the "Signs" ordinance, in 1953.

The City Attorney explained the extension of the contract with B. J. Primmer, and said that the only change in the extension provided for the placing of additional benches.

Mr. Wincote said that the benches provide a good service, and that perhaps the City should buy them, again referring to the signs which would be eliminated over public property.

The City Attorney stressed that the signs referred to in the ordinance are "overhanging", and that the benches containing advertising signs could be exempted.

At this point Councilman Schneider asked if the City could license signs on buses. The City Attorney replied that the City probably could. Other members of the Council contended that the Transit System is paying for the privilege of carrying signs on the buses in its franchise payments.

Councilman Kerrigan referred to the City of New York prohibiting signs on certain streets.

The Public Works Director, having looked at the file, reported again, that the concessionaire pays only on the benches containing advertising, which amounts to \$187.70; and that many benches are maintained as a public service, without any advertising.

He said that The City could probably acquire all the benches owned by Mr. Primmer, and now maintained upon the public streets for \$28,000.00, and reported that Mr. Primmer had said that he would "get out of the business" if the City chose to acquire his benches.

Councilman Schneider moved to refer the matter to the City Manager, to be kept in a file for presentation to the Council prior to the contract renewal time, which motion was seconded by Councilman Kerrigan. Before the roll was called on the motion, the question was discussed at some length.

The City Manager said that the City could negotiate with Mr. Primmer in the matter of contract termination. He said that later negotiations would lessen the amount of the City's liability, and that such negotiations before contract renewal time would be costlier to the City.

Councilman Kerrigan thought that the City might have to provide an annual appropriation to continue the bench service.

The roll was called, at this time, upon the motion, resulting in:

RESOLUTION NO. 97024, recorded on Microfilm Roll No. 25, referring the Bench Advertising matter to the City Manager, to be kept in a file for presentation to the Council prior to the contract renewal time.

RESOLUTION NO. 97025, recorded on Microfilm Roll No. 26, referring to Council Conference the matter of a report to be made by the City Manager on the status of the "Signs" Ordinance, such matter to be considered in Conference session three weeks from this date, being on Thursday, March 23, 1950, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from San Diego Police Relief Association, signed by D. N. Allsbrook, Jr., Chairman, Welfare Committee, requesting that the Council act favorably upon the Civil Service Commission's recommendation for granting a forty-hour week, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from the Board of Supervisors of San Diego County, transmitting certified copy of a Resolution adopted on February 20, 1950; with reference to disposition of certain outstanding bonds of Acquisition and Improvement Districts and Road Improvement Districts, and the disposition of funds in the County Treasury, was presented.

The City Auditor and Comptroller made a verbal report in the matter, and recommended the filing of the communication and Resolution.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the matter was ordered filed.

Communication from Great American Indemnity Company, signed by Max H. Seeger, representative, requesting denial of the claim of Lulu May Minor, 3696 Bayside Lane, arising out of property damage occurring on January 10, 1950, said claim having filed February 7, 1950, in the sum of \$4.41, was presented.

RESOLUTION NO. 97026, recorded on Microfilm Roll No. 26, denying claim of Lulu May Minor, in the sum of \$4.41, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from Rolph J. Lackner relative to use of "The Four Freedoms" as a slogan, and various subjects, including his past inventions, lack of recognition therefor, etc., was presented. On motion of Councilman Dail, seconded by Councilman Swan, the communication was ordered filed.

Communication from Meter-Ad Associates, 1419 Broadway, Room 415, Oakland 12, Calif., relative to use of parking meter advertising, was presented. On motion of Councilman Swan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Pacific Beach Junior Woman's Club, signed by Mrs. Wilbur H. Moore, secretary, urging the speedy repair of the Mission Beach Plunge, was presented and read. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Councilman Swan expressed fear that the matter might become delayed, and asked for assurances from the City Manager that action resulting in the re-opening of the plunge would be taken at an early date. The City Manager said that he would have a report and recommendation before the Council within a week.

RESOLUTION NO. 97027, recorded on Microfilm Roll No. 26, as follows:

WHEREAS, JOHN FORREST BLEIFUSS, a prominent and public minded citizen of this City, passed away at the U. S. Naval Hospital on February 27, 1950; and

WHEREAS, Mr. Bleifuss was born in San Diego on January 7, 1919 of ancestors who were prominent citizens of this community. He attended San Diego public schools, graduated from the San Diego High School and while at State College, took a very important part in the cultural activities there, devoting his efforts principally to musical endeavors; and

WHEREAS, Mr. Bleifuss served with distinction in the Army during World War II, from October, 1941 to December, 1945, being a staff sergeant in the famous "Battle of the Bulge"; and

WHEREAS, Mr. Bleifuss, upon separation from military service associated himself with his father, Roy F. Bleifuss, in the insurance and real estate business in this City, and interested himself in public and civic activities. He became a member of the Junior Chamber of Commerce in June, 1946, served for three years on its Board of Directors and was elected its Treasurer in July, 1949; and

WHEREAS, in December of last year, while supervising, as Chairman of the organization's Tournament of Roses Committee, the preparation of the prize-winning entry "The City of San Diego" in the Tournament of Roses parade at Pasadena, January 2, 1950, he was stricken with polio; and

WHEREAS, the life of Mr. Bleifuss has been an exemplary example to the youth of this City, and a credit to the community; NOW, THEREFORE,

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

That the members of this Council, on behalf of The City of San Diego and its citizens, take this opportunity of recognizing the great public service of Mr. John Forrest Bleifuss; and

BE IT FURTHER RESOLVED, That the sympathy and condolences of the Mayor and each member of the Council be extended to the members of the bereaved family; and

BE IT FURTHER RESOLVED, That this resolution be spread upon the minutes of this Council, and certified copies of the same be sent to the bereaved wife and parents,

was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Harbor Department requesting authorization to place rip rap in Tenth Street area by appropriate City forces, it being found that the work can be accomplished by the City forces to the best advantage of the City of San Diego, at an estimated cost of \$5,000.00.

John Bate, Port Director, made a verbal report, stating that the material to be used is broken concrete, available to the City at no cost, and that the work would be done by the Harbor Department, resulting in a great saving. Mr. Bate said, also, that it was not a competitive matter in which the City would be depriving contractors or others in doing its own work.

RESOLUTION NO. 97028, recorded on Microfilm Roll No. 26, authorizing and empowering the Harbor Commission to do all the work in connection with the placing of rip rap to provide slope protection for the newly dredged fill at the Tenth Street area in the City of San Diego, by appropriate City forces, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Proposed Resolution ratifying lease of tidelands with San Diego & Coronado Ferry Company, was presented.

John Bate, Port Director, made a report on the rental provisions, and answered various questions of the Council regarding possible development of the area by a tube under the bay to Coronado, and other phases of the lease having to do with its cancellation in the event of future developments which would interfere with the Company's operations.

The City Attorney also explained terms of the lease, particularly having to do with the City's reservation of the right to make improvements for the development of the facilities of the Bay of San Diego and vacation of the premises for such reasons by the Company.

RESOLUTION NO. 97029, recorded on Microfilm Roll No. 26, ratifying, confirming and approving lease between the City of San Diego acting by and through the Harbor Commission, as lessor, and San Diego & Coronado Ferry Company, as lessee for a period of five years with option to renew for one additional five-year period, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Proposed Resolution ratifying lease of tidelands with American Processing Corporation, was presented.

John Bate, Port Director, made a report explaining that the matter was for the addition of a small area to the existing lease, and the rentals therefor.

RESOLUTION NO. 97030, recorded on Microfilm Roll No. 26, ratifying, confirming and approving lease between the City of San Diego acting by and through the Harbor Commission, as lessor, and American Processing Corporation, as lessee (being change in description of Parcel No. 1 of property now under lease between the City and said Corporation), was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97031, recorded on Microfilm Roll No. 26, ratifying, approving and confirming cancellation of the agreement entered into on the 8th day of May, 1941, on tidelands with California Packing Corporation, which agreement is on file in the office the City Clerk as Document No. 329052 and the modification of said lease entered into the 11th day of September, 1941, which modification is on file in the office of the City Clerk as Document No. 333405 and the further modification entered into the 20th day of December, 1945, on file in the office of the City Clerk as Document No. 357073, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Councilman Schneider asked if the City is doing anything for the fishing industry and fish packing plants (apropos to the question of cancellation of tidelands leases). The Port Director replied that many inducements are offered and new services supplied.

RESOLUTION NO. 97032, recorded on Microfilm Roll No. 26, ratifying, confirming and approving cancellation of lease entered into of portions of the tidelands with Westgate Sea Products Company on file in the office of the City Clerk under Document No. 361623, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97033, recorded on Microfilm Roll No. 26, granting revocable permit to Scripps Memorial Hospital, 464 Prospect Street, La Jolla, to install and maintain two underground fibre conduits for electrical service across the Alley in Block 17 La Jolla Park, at the location shown on the plat attached to the application for said permit, and on conditions particularly set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Before the Port Director left the meeting, he was asked if the County of San Diego (which derives considerable taxes from boats and improvements upon and adjoining San Diego Bay) contributes anything to the expense and to the development of the Harbor. The Port Director replied that the County does not, but that the matter has been under consideration for some time with the view to approaching the County in the matter. He said further studies will be made, and that action thereon is contemplated.

Communication from the Director, Water Department, addressed to the City Manager and forwarded to the Council with the Assistant City Manager's stamp of approval, recommending that an inspector now in residence in the Los Angeles area inspect during manufacture of pipe for Bonita Pipe Line lowering and replacement east of 34th Street (Wabash Boulevard), was presented.

RESOLUTION NO. 97034, recorded on Microfilm Roll No. 26, authorizing the Director of Water Department to assign the inspector now in the Los Angeles area in connection with the inspection of pipe, to the work of inspecting during manufacture of the pipe for the Bonita Pipeline lowering and replacement east of 34th Street (Wabash Boulevard), for a period of approximately three weeks, the total expense not to exceed the sum of \$200.00, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Director, Water Department, addressed to the City Manager and forwarded to the Council with the Assistant City Manager's stamp of approval, recommending that an inspector now in residence in the Los Angeles area inspect during manufacture of fittings for Mission Valley 24" pipe line lowering, was presented.

RESOLUTION NO. 97035, recorded on Microfilm Roll No. 26, authorizing the Director of Water Department to assign the inspector now in the Los Angeles area in connection with the inspection of pipe, to the work of inspecting during manufacture of fittings for the Mission Valley 24-inch pipe line lowering, for a period of approximately 3 weeks, the total expense not to exceed the sum of \$100.00, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97036, recorded on Microfilm Roll No. 26, authorizing V. A. Parker, Assistant Director of Public Works, to attend a meeting of the American Public Works Association and the Public Works Division of the League of California Cities to be held in Oakland, California, April 2nd to 4th inclusive, and to incur the necessary expense therefor, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97037, recorded on Microfilm Roll No. 26, accepting the revocable permit of R. E. Hazard Contracting Co., bearing date February 20, 1950, granting right of ingress and egress through, along and across a portion of Lot 67 of Rancho Mission of San Diego, authorizing and directing the City Clerk to transmit said revocable permit, together with a certified copy of said Resolution, to the City Properties Department for recording when certain escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Some members of the Council questioned the reason for the Hazard revocable permit, and wondered what the effect would be if the permit were withdrawn. The Public Works Director replied that the object was for the purpose of an access road to the Alvarado Pumping Plant, and that it was not probable that the permit would be revoked. Prior to its adoption, Resolution No. 97037 was read in full.

RESOLUTION NO. 97038, recorded on Microfilm Roll No. 26, accepting the subordination agreement executed by Home Owners' Loan Corporation, beneficiary, and Nelson C. Simonson, trustee, dated February 17, 1950, wherein said parties subordinate all their right, title and interest in and to Lots 26 and 27 Block 29 Ocean Beach Park Annex, to the right of way and easement for access, working area, disposition of spoil and the right to dump fill heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to transmit said subordination agreement, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97039, recorded on Microfilm Roll No. 26, accepting the deed of Tom P. Papoulias and Voula P. Papoulias, executed in favor of The City of San Diego,

conveying an easement and right of way for street purposes in portion of Lot D Block 95 Mission Beach, setting aside and dedicating the same to the public use as and for a public street, and the same is hereby named Ventura Place, authorizing and directing the City Clerk to file the said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97040, recorded on Microfilm Roll No. 26, accepting the deed of Sarah L. Rodriguez, bearing date February 6, 1950, conveying Lots 47 and 48 Block 1 Hunter's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97041, recorded on Microfilm Roll No. 26, accepting deed of Vera C. Kirkpatrick, bearing date February 7, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 5 Block 3 La Jolla Shores Unit No. 5, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4322 (New Series), recorded on Microfilm Roll No. 26, authorizing the execution of a lease of portion of Pueblo Lot 1355 (containing 40 acres, more or less), with Grace Baker Diffendorf, for a period of five years from and after February 15, 1950, at a rental of \$51.00 per year payable annually in advance, to be used for stock grazing purposes, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4323 (New Series), recorded on Microfilm Roll No. 26, authorizing the execution of a lease of portion of Pueblo Lot 1311 (containing approximately one-fifth acres), with Star and Crescent Oil Company, for a period of five years from and after March 1, 1950, at a rental of \$150.00 per month payable monthly in advance, for use as a service station and garage, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4324 (New Series), recorded on Microfilm Roll No. 26, authorizing the execution of a lease of portion of Pueblo Lot 1311 (containing approximately .03 acre, more or less), with Edward Steigemeir, for a period of five years from and after March 1, 1950, at a rental of \$100.00 per month payable monthly in advance, for use as a restaurant, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda:

A communication from the Planning Commission, recommending approval of the Final Map of Fairlawn, in Pueblo Lot 148, the Tentative Map for which subdivision had been approved by Resolution No. 96473, subject to posting of an adequate bond to insure the required improvements, was presented.

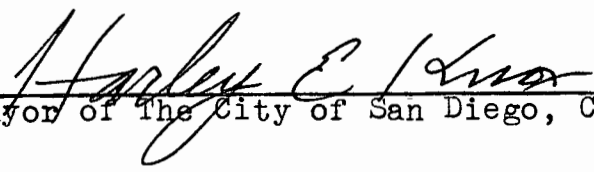
RESOLUTION NO. 97042, recorded on Microfilm Roll No. 26, authorizing the City Manager to execute contract with R. E. Hazard, Union Title Insurance and Trust Company, et al, (the subdividers), for the installation and completion of unfinished improvements for Fairlawn, authorizing and directing the City Engineer to present an Ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97043, recorded on Microfilm Roll No. 26, adopting Map of Fairlawn and accepting Albion Street, portions of Bow Avenue and DuPont Street, and unnamed easements shown thereon for public purposes; declaring said streets, portions of streets and easements to be public streets and easements and dedicated to the public use, authorizing and directing the Clerk of the City of San Diego to endorse upon said map as and for the act of the Council, that said streets and easements are accepted on behalf of the public, and directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97044, recorded on Microfilm Roll No. 26, determining and declaring that the public interest, convenience and necessity of The City of San Diego require construction, maintenance and replacement of a pipe line from Murray Reservoir to Mission Bay Reservoir at Pacific Beach, for conveyance of water for domestic and public use by The City and the inhabitants therefor and all purposes incidental thereto; and that the public interest, convenience and necessity demand the acquisition of easements and right of way through, along and across land to be used for construction, maintenance and replacement of said pipeline from Murray Reservoir to Mission Bay Reservoir; and declaring the intention of The City of San Diego to acquire 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, State of California, for the purpose of condemning said lands (set out in detail in said Resolution) and acquiring said easements and rights of way, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

There being no further business to come before the Council, the meeting was, on motion of Councilman Kerrigan, seconded by Councilman Dail, adjourned at the hour of 11:10 o'clock A.M.

It was stated that the Council, upon adjournment, would go into Conference session.


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 7, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 10:05 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Absent---Councilman Dail
Clerk---Fred W. Sick

The Minutes of the Regular Meetings of Tuesday, February 28, 1950, and Thursday, March 2, 1950, were presented to the Council by the Clerk, and on motion of Councilman Godfrey, seconded by Councilman Swan, were approved without reading, and were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, the clerk reported that four bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of one thousand one hundred dollars, which bid was given Document No. 414148;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of one thousand dollars, which bid was given Document No. 414149;

Councilman Godfrey was excused from the meeting at this time.

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of one thousand dollars, which bid was given Document No. 414150;

Councilman Dail entered the meeting at this time.

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand dollars, which bid was given Document No. 414151.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 96363, the clerk reported that four bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of one thousand one hundred dollars, which bid was given Document No. 414152;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of fifteen hundred dollars, which bid was given Document No. 414154;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of eight hundred dollars, which bid was given Document No. 414153;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand dollars, which bid was given Document No. 414155.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, the clerk reported that six bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident and Indemnity Company in the sum of twelve hundred dollars, which bid was given Document No. 414156;

Councilman Godfrey returned to the meeting at this time.

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of one thousand one hundred dollars, which bid was given Document No. 414157;

Oliver and Ingrham bids - continued

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of nine hundred dollars, which bid was given Document No. 414158;

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand dollars, which bid was given Document No. 414159;

The bid of John B. Henry and Ned H. Mulleneaux doing business as J. B. Henry Construction Co., accompanied by bond written by Fidelity and Casualty Company of New York, in the sum of nine hundred dollars, which bid was given Document No. 414160;

The bid of E. P. Watson, accompanied by bond written by Home Indemnity Company in the sum of nine hundred thirty dollars, which bid was given Document No. 414161.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vincente Way, within the limits and as particularly described in Resolution of Intention No. 96299, the clerk reported that four bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident & Indemnity Company in the sum of sixty five hundred dollars, which bid was given Document No. 414162;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Co. in the sum of five thousand four hundred dollars, which bid was given Document No. 414163;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of four thousand dollars, which bid was given Document No. 414164;

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of five thousand dollars, which bid was given Document No. 414165.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, the clerk reported that two bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of two thousand three hundred dollars, which bid was given Document No. 414166;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of twenty five hundred dollars, which bid was given Document No. 414167.

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

At this time Mayor Knox welcomed members of the eighth grade Social Science Class of the Lincoln Junior High School who attended the meeting, together with their teacher. At the request of the Mayor, the pupils arose, and their presence was applauded by the Council and others in attendance at the meeting.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96684, for the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96685, for the paving and otherwise improving of Reed Avenue, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96686, for construction of sewer mains, connections, fittings and appurtenances and cement concrete manholes and appurtenances in University Avenue, Rex Avenue, 54th Street and Public Rights of Way, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Schneider, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Acting City Engineer's Assessment No. 1930, made to cover the costs and expenses of the paving and otherwise improving of Meadow Grove Drive, North Evergreen Street, Michaelmas Terrace, Madrid Street and Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 93527, the clerk reported that a written appeal had been received from R. E. Drowne, 3019 Meadow Grove Dr. on the amount of his assessment, which appeal was presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no additional appeals were presented.

RESOLUTION NO. 96045, recorded on Microfilm Roll No. 26, overruling and denying the appeal of R. E. Drowne, and overruling and denying all other appeals, on the Acting City Engineer's Assessment No. 1930 made to cover the costs and expenses of the paving and otherwise improving of Meadow Grove Drive, North Evergreen Street, Michaelmas Terrace, Madrid Street and Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 93527, confirming and approving said Assessment No. 1930; authorizing and directing the Acting City Engineer to attach his warrant thereto and issue the same in the manner and form provided by law, and directing the Street Superintendent to record said Assessment, warrant and diagram in the office of the Street Superintendent, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96796 of Preliminary Determination for the paving and otherwise improving Tyrian Street, La Jolla Boulevard, the Alley in Block 2 and the Alley in Block 3 La Jolla Park, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97046, recorded on Microfilm Roll No. 26, determining the proposed improvement of Tyrian Street, La Jolla Boulevard, the Alley in Block 2 and the Alley in Block 3 La Jolla Park, within the limits and as particularly described in Resolution No. 96796 of Preliminary Determination to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating a portion of Lots 14 and 15 La Mesa Colony into an "R-2" Zone, in the vicinity of 63rd Street, Montezuma Road and Catoctin Drive (to permit construction of an elementary school), said property now being in Zones R-1 and R-2, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

ORDINANCE NO. 4325 (New Series), recorded on Microfilm Roll No. 26, incorporating a portion of Lots 14 and 15 La Mesa Colony in the City of San Diego into an "R-2" Zone, as defined by Ordinance No. 8924 and amendments thereto, and repealing Ordinance No. 13558 adopted July 5, 1932, insofar as the same conflicts, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

At this time a majority of the members of the Council executed agreement with San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 1

Communication from Mitchell Yrigoyen, Secretary, San Diego Hotel Association, bearing date of March 3, 1950, in behalf of San Diego Hotel Association and the Apartment House Owners Association, requesting a further amendment to the Building Code permitting an extension of one year in the enforcement of the provisions of the San Diego Building Code, and attaching a copy of a letter addressed to the City Manager in support of their position, was presented. The petition and communication referred to, were read.

Councilman Godfrey moved to refer the matter to Council Conference, which motion was seconded by Councilman Schneider. The roll was called on the motion.

Discussion was begun on the question after the roll had been called, so Councilman Godfrey moved to reconsider the matter, which motion was seconded by Councilman Dail, and carried.

Further discussion was had, and the City Manager said, in answer to questions, that he wanted to make a study of the matter before making any recommendation thereon.

The Mayor recognized Morey Levenson, attorney, who spoke in behalf of the San Diego Hotel Association, in answer to a question on the "right of appeal" in connection with substitute plan other than that provided for in the Ordinance. He said that hotel and apartment men are as anxious as the Council to provide safety. He said that where the work had been done, as required, was among a few of the 2-story or less buildings.

It was indicated by members of the Council that the new request was for the purpose of stalling, and that perhaps if an extension as requested were granted, it would be requested for further continuances.

Mr. Levenson said that the request is not for the purpose of stalling. He said that the business people involved want to work out the program over a period of time, inasmuch as some had already borrowed as much as possible, and that further financing is not available at this time. He stated, further, that it is desired not to have to litigate the matter with the City, but that it would be if necessary. Mr. Levenson stressed that his clients do not ask for repeal of the Ordinance, but for its modification to permit the spreading out of the work. He said that "many are being bankrupted by the Ordinance."

Various Councilmen expressed their views in the matter. Councilman Schneider felt that the request was justified. Councilman Godfrey, Dail and Wincote opposed any further modifications of the Ordinance to permit additional extensions.

The City Attorney, referring to the appeals, said that they are limited to the method of doing the work required and to the materials to be used; that the matter of financial inability to comply with the Ordinance was beyond the scope of the Board of Appeals.

Councilman Dail moved to file the matter, the motion receiving no second.

RESOLUTION NO. 97047, recorded on Microfilm Roll No. 26, referring to Council Conference the petition of San Diego Hotel Association and Apartment House Owners Association, signed by Mitchell Yrigoyen, Secretary, requesting a one-year extension in the enforcement of the provisions of the Building Code, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Petition of San Diego Police Relief Association, signed by Paul C. Sherwood, announcing their Twenty-Ninth Annual Police Ball on Saturday, April 29, 1950, requesting that rentals and fees be suspended according to contract between the City and the Mission Beach Ballroom for "this worthy cause", was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Warner Austin, in behalf of the lessees of the Mission Beach Amusement Center, for amendment to Bonita Bay lease, by deletion therefrom of Parcels 2 and 3 - the lease covers Auto Parking Service Station, Boat Rentals - affecting the Boat Rental area, that area to be made available for swimming, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Claim of Clara B. Epperly, 2005 Fifth Avenue, in the sum of \$17,127.22, for personal injury resulting from fall on sidewalk in Balboa Park, was presented.

RESOLUTION NO. 97048, recorded on Microfilm Roll No. 26, referring claim of Clara B. Epperly to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Jane Florentin, 2807 - 28th Street, in an unstated amount, for replacement of a broken window in her residence, caused by "ardent golfer" at the Municipal Golf Links, was presented.

RESOLUTION NO. 97049, recorded on Microfilm Roll No. 26, referring claim of Jane Florentin to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of J. Leonard Lovett, 1250 W. 33rd Street, Long Beach 10, California, in the sum of \$200.00, for damage to residence at 3709 Georgia Street, caused by defective water mains, was presented.

RESOLUTION NO. 97050, recorded on Microfilm Roll No. 26, referring claim of J. Leonard Lovett to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of I. N. Robinson, 1840 Catalina Boulevard, in the sum of \$55.00, for damage to flood-control curbing on property at the rear of residence, was presented.

RESOLUTION NO. 97051, recorded on Microfilm Roll No. 26, referring claim of I. N. Robinson to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Harbor Department, by the Port Director, transmitting form of lease, with accompanying resolution, with The Union Oil Company, was presented.

John Bate, Port Director, reported verbally on the proposed tidelands lease, being for 13,200 square feet at the southwesterly corner of Pacific Highway and Hawthorn Street, for operation of a gasoline service station, for a term of 5 years with a 5-year renewal option.

Members of the Council asked Mr. Bate several questions, which were answered.

Mr. Bate said that the property "misses the proposed overpass on the Date Street freeway". He said that the Harbor Department had checked with the Planning Director on the location in relation to the Date Street freeway.

Various questions were asked in connection with the Planning Department's investigations in the matter, and the City Attorney reported that the Planning Department's only interest and jurisdiction was in the matter of location insofar as the area was related to the Date Street freeway.

The Planning Director reported that he had checked the area, and that it would not interfere with the Freeway.

Council members wanted to know about the cancellation clauses, and Mr. Bate read condition 15 having to do with cancellation for interference with improvements for development of the facilities of the Bay of San Diego for navigation and commerce and the fisheries.

The City Attorney reported on the effect regarding the Harbor's trust from the State. Deputy City Attorney Karp read clause 16 relating to cancellation in the event of construction of a highway overpass or its approaches in the immediate vicinity.

RESOLUTION NO. 97052, recorded on Microfilm Roll No. 26, ratifying and confirming and approving tidelands lease with The Union Oil Company for a period of five years with an option to renew for an additional five-year period, in accordance with form of lease on file in the office of the City Clerk under Document No. 413991, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97053, recorded on Microfilm Roll No. 26, accepting grant deed of Leon A. Padilla and Elodia M. Padilla, conveying Lots 25, 31, 32 of City Gardens, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder after all escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Said Resolution was actually considered and adopted later in the meeting, but was numbered and entered at this point in the minutes at the request of the City Attorney as a matter of expediency.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for the furnishing of Butane-Propane Gas for the Sewage Treatment Plant, and recommending award to Rockgas Service Company, Inc., of El Cajon, California, the low bidder, was presented.

RESOLUTION NO. 97054, recorded on Microfilm Roll No. 26, accepting bid of Rockgas Service Company, Inc. for the furnishing of approximately 50,000 gallons of Butane-Propane Gas, for the Sewage Treatment Plant, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with the exception of the low and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for the furnishing of 350 or more street name signs, stating that the specifications as advertised were restrictive to the extent that the bid of the third low bidder was the only bid entirely meeting the City's specifications, recommending rejection of all bids received and the re-advertising for bids in accordance with revised specifications, was presented.

RESOLUTION NO. 97055, recorded on Microfilm Roll No. 26, rejecting all bids received for the furnishing of 350 or more street name signs, and directing return of all checks received with bids, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Manager explained to the Council the change in the specifications, amounting to only a difference in the edge of the signs, not their shape.

RESOLUTION NO. 97056, recorded on Microfilm Roll No. 26, authorizing and directing the Purchasing Agent to advertise for sealed bids or proposals for the furnishing of 350 or more street name signs, in accordance with specifications on file in the office of the City Clerk under Document No. 414065, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent submitting Resolution authorizing bids for the furnishing of cast iron pipe and fittings (for Chesterton Water Tank, Kearny Mesa), was submitted.

RESOLUTION NO. 97057, recorded on Microfilm Roll No. 26, authorizing and directing the Purchasing Agent to advertise for sealed bids or proposals for the furnishing of cast iron pipe and fittings, in accordance with specifications on file in the office

of the City Clerk under Document No. 414055, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending the establishment of a two-hour parking zone on Fourth Avenue, between Kalmia and Maple Streets and on Kalmia Street, between 4th and 5th Avenues; also recommending the installation of two-hour parking meters in said zones, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the communications, and the two resolutions accompanying the communication, were continued until the meeting of Tuesday, March 21, 1950.

Communication from the City Manager reporting on communication from Esther Sommer, requesting repairs on F Street to prevent further flooding of the basement of the Sommer Building at 432 F Street, stating that repairs have been accomplished, was presented and read. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication, and the communication upon which it reported, were ordered filed.

After the communication had been filed, Councilman Godfrey wondered if it had been ascertained that the basement flooding had been caused (as alleged) by cracks in the pavement. The question was not answered. He referred, further, to the matter of the lack of drainage, generally, in the area.

Councilman Kerrigan produced a list of needed storm drain construction projects, provided by the Public Works Department, outlining the districts needed to be served, and estimating the cost thereof well in excess of two million dollars. Other members of the Council expressed interest in the matter, and upon being requested to do so, Councilman Kerrigan agreed to have copies of the report prepared by the Council Secretary and distributed to individual members of the Council for their study.

Communication from the City Manager recommending granting the request of the Fire Department for installation of excess width driveway to serve the new fire station to be built at the southeast corner of Orange and Chamoune Avenues, details of which have been worked out with Captain Shafer, was presented.

RESOLUTION NO. 97058, recorded on Microfilm Roll No. 26, granting permission to the San Diego Fire Department to install a 71-foot driveway on the east side of Chamoune Avenue between points 16 and 87 feet south of the south line of Orange Avenue, adjacent to Lots 1, 2, 3, 4 Block 52 Fairmount Addition, to serve the new station to be built at the southeast corner of Orange and Chamoune Avenues, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting the request of Western Service & Equipment Company, 3641 Rosecrans Street, signed by Albert Jumblatt, for installation of excess width driveways to provide access to service station on Mission Boulevard between Santa Clara Place and Portsmouth Court, was presented.

RESOLUTION NO. 97059, recorded on Microfilm Roll No. 26, granting permission to Western Service & Equipment Company, 3641 Rosecrans Street, to install two driveways on the west side of Mission Boulevard, approximately between points 13 feet and 38 feet, and between points 58 feet and 78 feet north of the north line of Santa Clara Place produced, adjacent to Lot H Block 175 Mission Beach, to serve construction of new service stations on Mission Boulevard between Santa Clara Place and Portsmouth Court, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on petition of residents for improved bus service on the "W" line (in the Paradise Hills area), was presented. The report stated that the Transit Company had replied to query made by the City Manager that the matter has been under discussion, that conferences have been held with the president of the Paradise Hills Civic Club. The report stated, also, that a survey had been made by a company representative riding the bus and interrogating passengers, and that it has under consideration a suggestion to extend the service several blocks, that a change of time proposed will be an improvement but will not meet objection of those desiring a much more frequent headway. The quoted report states, also, that the line has been a losing venture from its inception and has deteriorated rather than improved, and that the patronage given the line does not warrant more frequent service; that it is proposed to continue study of the situation. The City Manager's report stated that contact will be made with the Transit Company within another 30 days for further report on progress, and recommended filing. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was ordered filed together with the report of the City Manager thereon.

Communication from the City Manager reporting on protest of residents against noise and late hours at the church situated at 4019 - 48th Street, and transmitting a report thereon from the Chief of Police, was presented. The report stated that from checks made it appears that the neighbors' complaint is justified. Also, it recommended that the matter be referred to the City Attorney for whatever action he deems necessary to abate the nuisance. On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred to the City Attorney in accordance with the City Manager's recommendation.

Communication from the City Manager reporting on complaint of Portia Creed relative to dog licenses and dogs running at large, was presented. The report stated that the complainant had referred to her leaving the City in April, and that the licenses are not prorated. Also, it reported on her protest against manner of speech of the man at the license window, stating that department employees have been cautioned to be considerate to the end that good public relations are maintained. On motion of Councilman Swan, seconded by Councilman Dail, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the Assistant Planning Director, recommending approval of the Final Map of Catalina Park (Newport Terrace), was presented.

RESOLUTION NO. 97060, recorded on Microfilm Roll No. 26, adopting Map of Catalina Park, being subdivision of tract of land designated as "Lot 18" on map of Point Loma Heights; accepting portion of Niagara Avenue, portion of Catalina Boulevard and easements shown on the map for public purposes; dedicating portions of public streets and unnamed easements to the public use and declaring the same to be public streets and easements, authorizing and directing the City Clerk to endorse upon the map, as and for the act of the Council, that said streets and easements are accepted on behalf of the public; authorizing and directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Assistant Planning Director, recommending suspension of four sections of the Subdivision Ordinance relative to the Tentative Map of Medina Park, was presented.

RESOLUTION NO. 97061, recorded on Microfilm Roll No. 26, suspending Sections 3E5, 3J3, 4A8 and 6 of the Subdivision Ordinance, insofar as they relate to the Tentative Map of Medina Park, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Assistant Planning Director, recommending the approval of the Tentative Map of Medina Park, for subdivision of portion of Lot 21 Rancho Mission, was presented.

RESOLUTION NO. 97062, recorded on Microfilm Roll No. 26, approving Tentative Map of Medina Park, for a subdivision of a portion of Lot 21 Rancho Mission, into 36 lots, northerly of Montezuma Road and easterly of the State College, subject to seven conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Assistant Planning Director, recommending suspension of five sections of the Subdivision Ordinance relative to the Tentative and Final Maps of Medina Terrace, was presented.

RESOLUTION NO. 97063, recorded on Microfilm Roll No. 26, suspending Sections 3E5, 3J3, 3J6, 4A8 and 6, of the Subdivision Ordinance, insofar as they relate to the Tentative Map of Medina Terrace, was on motion of Councilman Schneider, seconded by Kerrigan, adopted.

Communication from the Assistant Planning Director, recommending the approval of the Tentative Map of Medina Terrace, for the subdivision of an 18-acre parcel of portion of Pueblo Lot 182, near Catalina Boulevard and Talbot Street, was presented.

RESOLUTION NO. 97064, recorded on Microfilm Roll No. 26, approving Tentative Map of Medina Terrace, being a subdivision of an 18-acre parcel at Catalina Boulevard and Hill Street, into 95 lots, subject to seven conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Assistant Planning Director, recommending suspension of four sections of the Subdivision Ordinance relative to the Tentative Map of Picard Terrace, was presented.

RESOLUTION NO. 97065, recorded on Microfilm Roll No. 26, suspending Sections 3E5, 3I2, 4A8 and 6 of the Subdivision Ordinance, insofar as they relate to the Tentative Map of Picard Terrace, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Assistant Planning Director, recommending the approval of the Tentative Map of Picard Terrace, for the subdivision of 10 lots fronting on Chalcedony Street easterly of Lamont Street, was presented.

RESOLUTION NO. 97066, recorded on Microfilm Roll No. 26, approving Tentative Map of Picard Terrace, a subdivision of 10 lots fronting on Chalcedony Street easterly of Lamont Street, subject to seven conditions set forth in said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Assistant Planning Director, recommending suspension of three sections of the Subdivision Ordinance relative to the Tentative Map of Rancho Mission Bay, was presented.

RESOLUTION NO. 97067, recorded on Microfilm Roll No. 26, suspending Sections 3E5, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Rancho Mission Bay, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Assistant Planning Director recommending approval of the Tentative Map of Rancho Mission Bay, being a subdivision of portion of Lot 132 of Morena Townsite into 54 lots, upon eight conditions, was presented.

RESOLUTION NO. 97068, recorded on Microfilm Roll No. 26, approving Tentative Map of Rancho Mission Bay, being a subdivision of a portion of Lot 132 of Morena Townsite into 54 lots, easterly of Bay Park Village, subject to conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Mission Bay Advisory Committee, signed by George A. Scott, Chairman, recommending the appointment of two additional members to the Committee, from names supplied by the Ocean Beach Chamber of Commerce, the new members to be from the Ocean Beach area, was presented.

RESOLUTION NO. 97069, recorded on Microfilm Roll No. 26, referring communication from the Mission Bay Advisory Committee, suggesting that two additional members be appointed to the Mission Bay Advisory Committee, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Mission Bay Advisory Committee recommending that the Council submit a two-million dollar bond issue on the ballot at the June election, in connection with the Flood Control of the San Diego River and the general improvement of Mission Bay, and urging passage of a Resolution by the Council requesting the electors to pass such a bond issue, was presented.

RESOLUTION NO. 97070, recorded on Microfilm Roll No. 26, referring communication from Mission Bay Advisory Committee, recommending placing on the June election ballot of a two-million Dollar bond issue for further general improvement of Mission Bay, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Board of Directors of the San Diego Chamber of Commerce requesting the Council to submit to the voters a two-million dollar bond issue for Mission Bay development at the June election, was presented.

RESOLUTION NO. 97071, recorded on Microfilm Roll No. 26, referring communication from the Board of Directors of the San Diego Chamber of Commerce, requesting the Council to submit to the voters a two-million dollar bond issue for Mission Bay development at the June election, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Company, signed by Max H. Seeger, representative, requesting the Council to deny the claim of Rial Loonam, 4243 Van Dyke, San Diego, arising out of property damage occurring on January 22, 1950, in the sum of \$110.84, was presented.

RESOLUTION NO. 97072, recorded on Microfilm Roll No. 26, denying claim of Rial Loonam, 4243 Van Dyke, in the sum of \$110.84, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from Great American Indemnity Company, signed by Max H. Seeger, representative, requesting the Council to deny claim of Charles W. Haffley, 188 Halsey Street, Chula Vista, resulting from a property damage sustained to his automobile, in the sum of \$5.00, was presented.

RESOLUTION NO. 97073, recorded on Microfilm Roll No. 26, denying claim of Charles W. Haffley, 188 Halsey St., Chula Vista, in the sum of \$5.00, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97074, recorded on Microfilm Roll No. 26, approving plans, drawings, typical cross-sections, profiles and specifications, for the paving and otherwise improving of portion of 48th Street, approving Plat No. 2161 showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon said street, directing the City Clerk, upon passage of the Resolution of Intention therefor to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF AWARD NO. 97075, recorded on Microfilm Roll No. 26, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley lying between L Street and Imperial Avenue and between the east line of 29th Street and the west line of 30th Street, and 30th Street, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF AWARD NO. 97076, recorded on Microfilm Roll No. 26, accepting bid of L. B. Butterfield, and awarding contract, for the construction of sewer mains and otherwise improving Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catoctin Drive, Choctaw Drive, Art Street; public rights of way in Lots 11 and 12 Oakemere; Lots 1, 2, 3, 4, 5, 6, 7, 8, 28, 29, 30, 31, 32 and 50 Acacia Park; and Lots 1, 2, 3, 4, 5 Alvarado Heights, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF AWARD NO. 97077, recorded on Microfilm Roll No. 26, accepting bid of Charles J. Dorfman, and awarding contract, for the construction of sewer mains in Paseo Dorado, Spindrift Drive, Princess Street, Avenida Alamar, Roseland Drive, Hypatia Drive, Little Street, St. Louis Terrace, Viking Way, Torrey Pines Road and public rights of way in portions of Pueblo Lots 1285 and 1281, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF AWARD NO. 97078, recorded on Microfilm Roll No. 26, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., for the paving and otherwise improving of Udall Street, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 97079, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of the Alley in Block 54 Fairmount Addition to City Heights, within the limits and as particularly described in Resolution of Intention No. 96603, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK NO. 97080, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Atascadero Drive, Alicia Drive and Tennyson Street, within the limits and as particularly described in Resolution of Intention No. 96604, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97081, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97082, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of 48th Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97083, recorded on Microfilm Roll No. 26, ascertaining and declaring the wage scale for the paving and otherwise improving of Promontory Street, within the limits described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97084, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the Alley in Block 238 Pacific Beach, within the limits and as particularly described in Resolution of Intention No. 95271, directing the City Clerk at the same time of said approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97085, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Bangor Street, within the limits and as particularly described in Resolution of Intention No. 95086, directing the City Clerk at the same time of said approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of Anthony P. Criscala, 942 Hornblend Street, for permission to install a 4-inch cast iron soil sewer line in the public property, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97086, recorded on Microfilm Roll No. 26, granting permission to Anthony P. Criscala, 942 Hornblend, San Diego, to install a four-inch cast iron soil sewer line between the property line and the sidewalk, to be placed two feet outside the property line and run in a southerly direction, parallel to the west line of Lot 1 Block 191 Pacific Beach Subdivision to point of intersection with public sewer, to serve property at 4641 Mission Boulevard, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of M. J. Grigsby, 2940 Addison Street, for permission to install a four-inch cast iron soil sewer line in the public property, was presented, together with recommendation of approval from the Department of Public Health.

RESOLUTION NO. 97087, recorded on Microfilm Roll No. 26, granting permission to M. J. Grigsby, 2940 Addison Street, to install a four-inch cast iron soil sewer line between the property line and the sidewalk, to be placed 2 feet outside the property line and run in a northerly direction parallel to the East Front property line of Lot 7 Block 13 Roseville Subdivision to point of intersection with public sewer, to serve property at 1162 Rosecrans Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of Frank Iacanis, 4771 University Avenue, for permission to install 4-inch cast iron soil sewer lines in the public property, was presented, together with recommendation of approval from the Department of Public Health.

RESOLUTION NO. 97088, recorded on Microfilm Roll No. 26, granting permission to Frank Iacanis, 4771 University Avenue, to install four-inch cast iron soil sewer lines between the property lines and the sidewalk, to be placed 1-1/2 feet outside the property lines and to run in a southern direction parallel to the front line of Lots 45 and 46 Block 4, and Lots 21, 22, 23 Block 6 Berkeley Heights, to point of intersection with public sewer, to serve properties at 3760 Shiloh Road, 3770 Shiloh Road, 3805 Shiloh Road, 3815 Shiloh Road, 3821 Shiloh Road and 5295 Wightman Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of Evan T. Post, 379 San Pasqual Street, for permission to install a four-inch cast iron soil sewer line in the public property, was presented, together with recommendation of approval from the Department of Public Health.

RESOLUTION NO. 97089, recorded on Microfilm Roll No. 26, granting permission to Evan T. Post, 379 San Pasqual Street, San Diego, to install a four-inch cast iron soil sewer line between the property line and the sidewalk, to be placed 1-1/2 feet outside the property line and run in a southerly direction, parallel to the west line of Lot 49 Map #283 Ex Mission Lands, Horton Purchase subdivision, to point of intersection with public sewer, to serve property at 379, 381 and 383 San Pasqual Street, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Petition of A. L. Robinson, 808 Allerton Court, for permission to install a 4-inch cast iron soil sewer line in the public property, was presented together with recommendation of approval from the Department of Public Health.

RESOLUTION NO. 97090, recorded on Microfilm Roll No. 26, granting permission to A. L. Robinson, 808 Allerton Court, San Diego 8, to install a four-inch cast iron soil sewer line between the property line and the sidewalk, to be placed one and one-half feet outside the property line and run in a southerly direction parallel to the property line of Lot 16, and the north 20 feet of Lot 17 Block 101 University Heights Subdivision to point of intersection with public sewer, to serve property at 4329-31-33-35 Alabama Street, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

accepting deed

RESOLUTION NO. 97091, recorded on Microfilm Roll No. 26, executed on the 23rd day of February, 1950, by Raymond B. Talbot, as Tax Collector of the County of San Diego, State of California, granting all that real property in The City of San Diego described as follows: Old San Diego: Ely 1/2 Lot 2, Block 349; Pueblo Lands: All N of N 11 U.S. Gov't Dyke and Wly of Wly line of Michigan Avenue in Lot 280, and all N of N 11 U.S. Gov't Dyke and Ely of Ely line of Michigan Avenue in Lot 280; ; authorizing and directing the City Clerk to file said deed, together with certified copy of said Resolution, in the office of the County Recorder, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97092, recorded on Microfilm Roll No. 26, accepting deed of L. Milton Wolf, bearing date February 27, 1950, conveying a portion of the northwest quarter of Pueblo Lot 1187 of the Pueblo Lands, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with certified copy of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97093, recorded on Microfilm Roll No. 26, accepting deed of Hazel V. Bauman and John A. Bauman, bearing date March 1, 1950, conveying an easement and right of way for street purposes in portion of Lot 68 of Las Alturas Villa Sites, setting aside and dedicating the same to the public use as and for a public street, and naming the same Arroyo Avenue, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of this resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97094, recorded on Microfilm Roll No. 26, accepting deed of Agnes M. Allen, bearing date February 28, 1950, conveying an easement and right of way for street purposes in portion of Lot 4 of Pueblo Lot 1173, setting aside and dedicating the same to the public use as and for a public street, and naming the same Friars Road, authorizing and directing the City Clerk to transmit said deed together with a certified copy of said resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97095, recorded on Microfilm Roll No. 26, accepting deed of Phillip S. Dickinson, Esther Patten Dickinson, Marjorie E. Preston, Ord Preston, Jr., Edith B. Watts, Robert C. Watts, R. W. Perry, Jr., Mary L. Perry, Harold A. Mosier and Patricia P. Mosier, bearing date February 24, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1280, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97096, recorded on Microfilm Roll No. 26, accepting deed of William P. Farnon and Jeanne W. Farnon, bearing date February 27, 1950, conveying an easement and right of way for sewer purposes in portions of Lots 25 to 28 Block 26 University Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97097, recorded on Microfilm Roll No. 26, accepting grant deed of Point Loma Holding Corporation, bearing date February 10, 1950, conveying an easement and right of way for storm drain purposes in portions of Pueblo Lots 191 and 197 of the Pueblo Lands, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97098, recorded on Microfilm Roll No. 26, accepting deed of County of San Diego, bearing date February 20, 1950, conveying a permanent easement and right of way for water main purposes in portion of Lots 1 and 2 Block 52 Grantville and Out Lots, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97099, recorded on Microfilm Roll No. 26, accepting deed of L. Milton Wolf, conveying an easement and right of way for water main purposes in a strip of land 20 feet in width over and across a portion of the northwest quarter of Pueblo Lot 1187 of the Pueblo Lands, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4326 (New Series), recorded on Microfilm Roll No. 26, dedicating portions of Lots 9 and 10 Block 20 Western Addition, for street purposes, and naming the same Wabaska Drive; dedicating portions of Lots 6 and 7 Block 34 Point Loma Heights, and naming the same Wabaska Drive and Tennyson Street; naming portion of the unnamed Alley in Block B of the Resubdivision of Blocks 21 to 32 inclusive, and a portion of Block 40 of Point Loma Heights, Wabaska Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4327 (New Series), recorded on Microfilm Roll No. 26, changing the name of portion of Worden Street to Wabaska Drive, changing the name of portions of Tennyson Street to Wabaska Drive, changing the name of a portion of Warrington Street to Wabaska Drive, changing the name of a portion of Atascadero Drive to Wabaska Drive, changing the name of portions of Wabaska Drive to Worden Street, and changing the name of portion of Tennyson Street to Atascadero Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda:

RESOLUTION NO. 97100, recorded on Microfilm Roll No. 26, authorizing the City Manager and the City Attorney to go to Berkeley, California, for the purpose of attending a special meeting of the Board of Directors of the League of California Cities, to be held March 9, 10, 11, 1950, which meeting has been called to consider the conditions of unemployment and other matters which will be presented at the special session of the Legislature to be called by the Governor, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from Mayor Harley E. Knox, announcing, pursuant to legal opinion rendered by the City Attorney on November 15, 1949, and in conformance with the expressed wishes of the Council, the appointment of R. M. Wansley and J. W. Fisher to serve as representatives of the City of San Diego on the San Diego County Water Authority, was presented.

RESOLUTION NO. 97101, recorded on Microfilm Roll No. 26, confirming the appointment by Mayor Harley E. Knox of R. M. Wansley and J. W. Fisher to serve as representatives of the City of San Diego on the San Diego County Water Authority, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97102, recorded on Microfilm Roll No. 26, urging the passage of the Boggs Bill (H. R. 7258) providing for the elimination of the federal tax on admissions to municipal swimming pools, bathing beaches, public parks and similar facilities, authorizing the City Clerk to transmit certified copies of said resolution to all members of Congress from California, to Representative Hale Boggs of Louisiana, and to the League of California Cities, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97103, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to continue the services of Clarence A. Winder, Consulting Engineer, in connection with the studies in the Telephone Company case, for which services he shall be paid and receive as compensation: \$50.00 per day for office work; \$10.00 per day for expenses, plus transportation expenses, provided that the total compensation for such services shall not exceed the sum of \$1,000.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4328 (New Series), recorded on Microfilm Roll No. 26, appropriating the sum of \$1000.00 from the Unappropriated Balance Fund, for the purpose of providing funds for continuing the employment of C. A. Winder as Consulting Engineer in connection with the Telephone and Bus Franchises and the Telephone Company litigation, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

RESOLUTION NO. 97104, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute for and on behalf of The City of San Diego, an agreement with William Templeton Johnson, George C. Hatch and Victor L. Wulff, Jr., architects, for the purpose of securing complete working plans, studies, drawings, specifications and cost estimates in connection with the acquisition, construction and completion of a public library building to be located on Lots D, E, F, G, H and I of Block 47 Horton's Addition, in the City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4329 (New Series), recorded on Microfilm Roll No. 26, authorizing and directing the City Auditor and Comptroller to pay the sum of \$181.25 out of the money received as the purchase price for portions of Lots 27 and 28 Block 1 Orange Park, to John C. Morris, licensed real estate broker, as real estate broker's commission for the sale of said property, as provided by Section 3 of Ordinance No. 2019 (New Series), (said property was purchased from The City of San Diego by Moses L. Trim), was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Councilman Dail requested, and was granted, unanimous consent, to present the following matter, not listed on the Council's agenda:

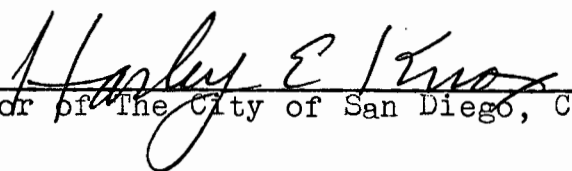
A petition signed by thirty "property owners and residents" (signature do not indicate which are property owners, or residents), stating that Chollas Creek drains a large territory, that the City should straighten and deepen the Creek between Market and the Railroad, in order that the unsanitary conditions now existing be eliminated. It stated that there is a steady and continuous drainage from the Fenton Material, Sand and Gravel Company that prevents crossing over through J Street, that J Street should be graded and filled in, and a concrete bridge be constructed across the Creek, that Thirty-fourth Street should be graded and made passable into Market Street, suitable lights should be installed to "eliminate the actual existing crime conditions". It stated that it is the duty of the City without expense to said signers to do the work petitioned for, and that the proposed J Street bridge would help relieve traffic congestion on Market Street.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said petition was referred to the City Manager.

Petition of San Diego Symphony Orchestra Association for allocation of \$5,000.00 in the Budget toward the cost of "Midsummer Night Symphonies", together with communication from the Acting City Manager recommending reference thereof to the "Budget Box", which matter had previously been referred to Council Conference, was withdrawn from Conference and ordered filed. A note, made by the Conference Secretary, on a copy of Resolution No. 96725 which referred the matter to Council Conference, advises that a new request is to be presented, and that no action was to be taken on the present request.

On motion of Councilman Godfrey, seconded by Councilman Dail, the Council took a recess at the hour of 11:35 o'clock A.M., until the hour of 4:00 o'clock P.M. this date.

At the hour of 4:55 o'clock P.M., Vice Mayor Vincent T. Godfrey appeared in the Council Chamber and announced that the Council had no further business to consider at that time, and declared the meeting adjourned for lack of a quorum.


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,
Thursday, March 9, 1950

The Regular Meeting, scheduled for this time, was not held.

The Vice Mayor appeared in the Council Chamber at the hour of 10:00 o'clock A.M., and announced that the meeting was being recessed until the hour of 7:30 o'clock P.M., this date, at which time a hearing had been regularly scheduled. It was determined to conduct the balance of the meeting at the hour of 7:30 o'clock.

No other members of the Council appeared at the hour of 10:00 o'clock A.M.

Upon convening, at the hour of 7:35 o'clock P.M., the hour to which the meeting had been adjourned from the hour of 10:00 o'clock A.M., this date, the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey.
Absent----Mayor Knox
Clerk-----Fred W. Sick

The hour of 7:30 o'clock P.M. having arrived, the time set for hearing on proposed City Civil Service Rules, as approved by the Commission at its meeting on February 20, 1950, and recommended to the Council for adoption, being on file in the office of the City Clerk under Document No. 413655, the Vice Mayor explained the purpose of the conducting of the hearing on the rules as submitted. The Vice Mayor announced that the Council did not contemplate adoption of an Ordinance thereon at this time, but that anyone wishing to be heard was welcome to make any statements and present evidence.

For the purpose of the record, the written statements filed and statements which were read to the Council will be quoted verbatim in these Minutes.

A communication from Central Labor Council of San Diego County, affiliated with California State Federation of Labor, American Federation of Labor, dated March 9, 1950, signed by John W. Quimby, secretary, was presented and read. The letter follows:

"Mayor Harley Knox and members of the City Council
Civic Center
San Diego, California
Gentlemen:

At the request of its affiliated local, San Diego County and Municipal Employees Local #127, the Central Labor Council has surveyed the proposed civil service rules to be adopted by your honorable body. We are very interested in this code of regulations, which will govern the working conditions of all the City employees, and the survey has clearly indicated to us that the position of the City employees local in this matter is a sound one.

We hope that your honorable body will give every consideration to the request of the employees whose working conditions will be governed by the rules finally adopted.

Thank you for your past cooperation and with best wishes, we remain

JWQ:PB

Yours sincerely,
JOHN W. QUIMBY, Secretary"

A communication from San Diego County and Municipal Employees, Local Number 127, dated March 9, 1950, signed by Otto W. Hahn, business representative, was presented and read. The letter follows:

"City Council
Civic Center
San Diego 1, California
Gentlemen:

Our Committee has reviewed the proposed new Civil Service rules and find that most of their recommendations, which were submitted at the Civil Service hearing, were omitted.

We spent many long hours studying Civil Service Rules in other jurisdictions and have consulted with our Civil Service counsel and other authorities on good Civil Service procedure and we believe that our recommendations should have received more consideration.

Our Local Union has always cooperated with the Civil Service Commission and its Personnel Director and will pledge its continued cooperation. I believe that if our committee would have been given an opportunity to meet with the Personnel Director and Commission after the hearing, all concerned would have had a better understanding on the proposed new rules. These rules will govern our endeavors in the future and are of vital interest to our Union and its membership.

We are appealing to your Honorable Body to carefully study and analyze our recommendations with the view of amending them towards attaining a better Civil Service program.

Our Committee is willing to meet with the City Council at your convenience to assist in arriving at a solution satisfactory to all concerned.

Sincerely yours,
OTTO W. HAHN, Business Representative"

OWH/mw

Otto Hahn, Business Representative of San Diego County and Municipal Employees, Local Number 127, introduced ~~introduced~~ Daniel Scannell, international representative of the County and Municipal Employees Associations.

Mr. Scannell spoke, and asked for amendments to Rule I Section 2, regarding right of appeal; for the adding of (c) to the same section; Rule 8, Section 1, regarding Apprentices; Rule 8 Section 3, Efficiency and Seniority; Rule X, Section 1, regarding vacations; Rule X Section 2, Sick Leave with pay; At this point the Personnel Director took exception to the reading of the Sick Leave with Pay section in connection with its interpretation. Mr. Scannell continued, regarding death or illness in the immediate family; Rule X Section 2 regarding the Sick Leave, also the matter of appeal, the same section and Rule regarding Sick Leave With Pay due to injury on the job; Rule XI Section 7, Order of Lay-Off. Mr. Scannell, in concluding his presentation, said that there was no intention to be critical of the Commission or of its submitted rules, but asked for consideration of requests made by him in behalf of the employees whom he represented.

During Mr. Scannell's discussion of proposed changes, he read from written "Proposed Changes of Civil Service Rules, as Submitted by Local #127", reading each Rule and section in connection with his remarks.

The matter just referred to as having been read, was filed. The proposed changes follow:

"PROPOSED CHANGES OF CIVIL SERVICE RULES, AS SUBMITTED BY LOCAL #127

"Rule 1. Sec. 2. Power of the Commission to change classes.

Whenever the Commission alters or abolishes existing classes, the affected employees shall have the right of appeal and be assured of a hearing by the Commission.

(c) Employees out of class.

No person shall be required regularly to perform the duties of a position outside of the classification to which he has been appointed, provided that every employee of any department or office shall discharge any of the duties of such department or office to which his chief

may temporarily assign him. Any assignment of such duties shall be reported immediately to the Civil Service Commission, and such report shall contain the nature of such duties and the reason for assignment of the duties.

Rule 8. Sec.1 Advancements through Examinations.

Apprentices should be given consideration in this rule and whenever a higher class is to be filled, it should be filled whenever possible by apprentices that have qualified for the higher class.

Sec.3 Efficiency and Seniority.

An efficiency rating of satisfactory or better shall allow 5%, and seniority shall be granted 20%, to be based on the highest seniority in the examination, and other participants shall have ratings based in proportion thereto.

Rule 10.

Leaves of Absence.

- 1 Vacations. Fifteen consecutive days, exclusive of Saturdays, Sundays and Holidays.

- 2 Sick leave with pay.

Whenever an employee whose compensation is fixed, is compelled to be absent from duty on account of illness or injury, he shall, after one year of continuous service, be granted a maximum of fifteen days (exclusive of Saturdays, Sundays and Holidays) sick leave with pay in any calendar year.

DEFINE IMMEDIATE FAMILY - Recommended to read: Wife, husband, child, father, mother, grandfather, grandmother, sister, brother, mother-in-law, brother-in-law and sister-in-law.

If the appointing authority does not recommend such leave with pay, he must certify reasons thereto to the Commission and the employee shall be heard.

- (a) Sick leave with pay due to injury on job.

Payments from the insurance carrier for disability arising out of and in the course of employment shall be paid to the employee, and the amount of such payment, or payments, shall be deducted from the monies which the employee received from the city. Payments from the insurance carrier, plus the moneys paid to the employee by the city, shall be equivalent to the employee's regular full pay.

Rule 11 Sec 7

Order of Lay-off.

- 2 Lay-off in accordance with efficiency and seniority. Efficiency is computed by averaging the ratings of the last four progress reports to find a satisfactory average. Seniority is computed on the full length of service in the class. Provision should be made for step-down procedure on abolishment of job in higher class.

- 2 Service Ratings.

After the progress report has been marked, it shall be presented to the employee for review and signature. The final report and indicated average shall be sent to each employee, to aid him in the awareness of the employee's status."

R. R. Van Sant, Purchasing Department, and President of the Foreman's Group, presented a written statement, which he read. The statement follows:

"MR. CHAIRMAN, MEMBERS OF THE COUNCIL, COMMISSION MEMBERS, LADIES AND GENTLEMEN

My name is R. R. Van Sant. I am a member of the Purchasing Department and President of the Foreman's Group, an organization composed of Foremen and Supervisors of every Department in the City.

While there are several matters in the proposed rules that we feel should be corrected, we are going to concern ourselves with but the following:

FIRST - is the old Bug - A - Boo; The Progress Report.

In evidence we would like to place the statement of Dr. Albert E. Wiggam, D.Sc.: "This agrees with other studies made in other fields. Usually workers do better work if they are told how well or ill they are doing."

We feel that the entire problem of the Progress Sheet can be revolved around two questions: 1. Is a wage earner entitled to know how he is doing?

2. Should this information be made easily available to such wage earner?

While we believe that the intent of the change in the revised proposed rules was fair, we feel that it will actually be a step backward. It is our opinion that the paragraph stating that specific percentage will not be computed except for use in promotional examinations and lay offs should be changed to read that any graded person with a rating of satisfactory will be eligible for any promotional examination for which he is otherwise qualified.

The method of presenting this information to the wage earner under the revised proposed rules would in effect cause a hardship on both the graded person and the forman who has marked his report.

If this method is activated; here is the picture as we see it: There will, without question, be a time lapse of from three to six weeks from the time the report is marked and the time a copy is in the hands of the employee. After this time the employee received, through the mail, a notice that he has received a passable grade. Now remember he has signed this report some three, possibly six weeks before and notices that he has slipped in some of the markings. Since that time he has been endeavoring to pick up his class of work. At this late date he receives this already obsolete grading and immediately, if he is human, goes into a slow burn. He may not and probably will not discuss it further with his foreman. We feel that the report should come back through channel and handed to him personally.

If the responsibility of judging another human being is to be delegated to a person we feel that the person so obligated is deserving of the dignity and honesty of handing the employee his evaluated report as this would be an ideal time and an excellent opening for discussion of methods of improvement.

SECONDLY - We are very deeply concerned with the very true fact that was brought out at the hearing on January 30, 1950, that there is a definite feeling among City Employees that if they are called or go to Civil Service to protest an inequality or decision, real or fancied, they are placing their jobs in jeopardy. The Councilmen here present who attended that Civil Service hearing will recall that the statement was made from the floor and verified and substantiated by a respected member of the Civil Service Department, and here we would like to place in evidence the Chapter titled: "The Aggressive Willingness to Share", in the book "Sharing Information with Employees", by Alexander R. Heron, who, at the time the book was published was Director of Industrial Relations of Crown Zellerbach & Rayonier, Inc. (Mr. Van Sant said "as well as Rayonier, Inc.," in reading the statement) as well as Consulting Professor of Industrial Relations at Stanford University.

We would like for the Commission and the Council to give some serious study to the following proposal:

"That there be placed on the Commission in an Ex-Officio capacity a duly elected and accredited representative of the employees."

The mechanics of this may be worked out through the cooperation of the Foreman Group and the Municipal Employees Association.

We believe that this would be a Democratic approach to the solution of the problem of the distrust of the Civil Service Department and provide the Civil Service Commission with a direct channel to the employees themselves.

While we appreciate the fact that the legal aspects of the matter would probably prevent such a representative from having a voice vote on the Commission, we feel strongly that the apparent advantages of such an arrangement would prove mutually beneficial to the Commission and to the Employees."

Councilman Wincote spoke at this time, and said that there would be no criticism of any comments made by employees at this meeting. Other members of the Council agreed with Mr. Wincote's statement that no criticism would result from any comments or statements made.

Communication from San Diego Municipal Employees' Association, dated March 9, 1950, signed by Horace V. Lerwill, president, was presented and read. The communication follows:

"San Diego Municipal Employees' Association

Founded 1926

San Diego, California March 9, 1950

Honorable Mayor and Members of the Council
of the City of San Diego, California.

Gentlemen:

The following changes are supported by the Municipal Employees Association, for the consideration of the Council before adoption of the Proposed Rules for the government, supervision and control of the classified service of the City of San Diego, California.

Change the "Continuous Service" definition to read as follows:

Continuous Service, as used in computing leaves of absence applies to the time which an employee on permanent status has worked in the classified service, of the City of San Diego.

Under Rule X (Ten), Leaves of Absence, Section 1. Annual Sick and Special Leaves of Absence With and Without Pay: (1) Annual Vacation; change the first paragraph to:

Each employee paid at a monthly rate, who has had full time active service during the calendar year previous to that in which the vacation is requested, shall be entitled in each calendar year to an annual vacation of fifteen consecutive days, exclusive of Saturdays, Sundays, and holidays as defined in Section 10 of the Political Code of the State of California, with full pay for such time as the employee would have been paid if at work for the City for the same period of time, except each employee in the uniformed service of the Fire and Police Departments and Lifeguard Service shall be entitled to twenty one (21) calendar days with full pay.

Under Rule XII (Twelve), Efficiency, Section 2, Service Ratings: add the following to the third paragraph:

Promotional Examinations can be taken by any employee who has a "Passable" mark or better, provided he qualifies for the examination in other respects.

Yours very sincerely

San Diego Municipal Employees Association.

HORACE V. LERWILL, President."

William J. Harding, president of Local #127, said that employees are afraid to approach the Council or the Civil Service Commission. He advocated an employee representative, duly elected to sit with the Civil Service.

Hazel Bodmer, of the Recreation Department, spoke regarding Rule 12 Section 2. She filed the following statement, which she read:

"Rule 12 Sec. 2

Define the meaning of the terms passable, satisfactory & outstanding in a fixed range of percentages that shall be attached to each of these terms."

Otto Baum, who did not identify his department, spoke about employees "having been called on the carpet" for statements made at the previous hearing (the hearing conducted by the Civil Service Commission), by department heads.

Mr. Harding spoke again, regarding the "squelching" of employees.

As a result of Mr. Baum's's and Mr. Harding's comments, members of the Council said that they want to know of any reprisals resulting from any such activities by department heads, supervisors or foremen.

William H. McKinley, superintendent, Electrical Division, spoke about weights given for promotion, vacation periods, and sick leave allowances. He said that remarks made by Local #127 representatives covered the subject. He referred to the Electrical Division being unionized and "being proud of it". Mr. McKinley stressed that there would not be any appraisals for any expressions of opinions made, and said that he felt the subjects had been well covered.

Howard M. Haynes, foreman in the Sewer Division, said that he is interested in getting ahead. He spoke on the need for security. He also spoke for more cooperation and for education - especially between foremen and crews. He read a portion of a clipping from a local paper, which appeared not to be pertinent to the hearing being conducted.

Bill Adcock, inspector at the Sewage Treatment Plant, referred to his living outside the City of San Diego, in National City, and asked about the effect upon his status. He wondered if he would have to move into the City, and at what time. He spoke about having purchased a house in National City during the housing shortage, and felt that if he were obliged to move into the City he might have to take a loss, but that if he was not pushed into coming into the City he might be able to dispose of the property at a fair figure. Louis Karp, Deputy City Attorney, said that if the rules are adopted as written, employees living outside the City of San Diego, would have to move in. He read Rule 11 Section 3 (page 5).

Raymond Krah, Personnel Director, said the section as read does not apply.

Mr. Karp read the section which applied to the situation, and said that the answer was still "yes" to Mr. Adcock's question, unless residence would be waived by the Civil Service Commission.

Mr. Adcock agreed, to a question from a member of the Council, that it is proper for City employees to reside within the City, and added that he wished to do so. He said, further, that he thought it would cost him less to live here, and quoted services for which he is being charged and taxed in National City.

Councilman Wincote referred to "retroactive legislation" regarding the requirement for residing within the City. He pointed out that some individuals live elsewhere for reasons other than choice, and that the requirement might work a hardship. He thought the rule might well apply to new applicants, but that exceptions might be needed in cases of currently-employed persons.

Councilman Kerrigan spoke on the question of residence outside the City, and asked if there was a possible appeal to the Council on Civil Service rulings in the matter. Mr. Karp replied that no appeal is provided for in the Rules, as written.

Don McClarren, Engineering Department, and representing the Municipal Employees Association Rules Committee, spoke. He referred, especially to the vacation time, and advocated the granting of 15 days. He stressed need for better relations between department heads and employees. He said that ~~there would be~~ better morale would result if selection of the "fair haired boys" for vacations over holiday periods were not left up to department heads. Mr. McClarren spoke about longer trips which would be possible on the 15-day basis, rather than the 14-day period, which would permit returning on a Monday instead of on Friday. His remark "nobody works on the first day back from his vacation, anyway", evoked considerable laughter and relieved tension of the meeting. He spoke regarding "continuous service" leave of absence, and regarding promotional examinations.

Councilman Schneider asked about the "continuous service" on vacations. He found the answer to the question in the Rules. Mr. Karp corrected the point in question.

Mr. McClarren asked for change from "permanent" to "temporary" status in the definition in connection with the vacations.

Frank Howser, Electrical Division, member of Local #127, spoke, particularly in connection with sick leaves. He advocated letting the employee taking the leaves when best needed. He said that it is apparently against the employee if he stays out sick.

Mr. Houser said that some employees might stay on with a communicable disease, endangering others, instead of taking the sick leave as he should.

J. H. Kershaw, City Engineer's Office, spoke about the throwing out of an application. He said that consideration should be shown in connection with the needed prerequisites, but that ~~that~~ applications had been thrown out.

The Personnel Director replied, and said that no one had received a refused application with ^{out} a report on the reasons why. He added that if there had been any such instance, he would apologize therefor.

Mr. Kershaw spoke again, and said that the application referred to was his, for the position of Port Director, and he referred to his background in connection with his previous remarks on "prerequisites". He said that others had had similar experiences, examples with which he was personally familiar. Mr. Kershaw said that he had been notified of the rejection of his application, but said that no statement had been made as to why it had not been considered.

Mr. Krah then referred to Rule II Section 2, in connection with the point under discussion.

The Vice Mayor explained the situation, as written, and said that the point is clearly and adequately covered in the proposed rules.

Mr. Kershaw then spoke about the Charter provision precluding employees in the Engineering Department from doing outside work. He agreed that engineering work should not be done by members of the Department which would need acceptance by City departments. The practice of doing work for presentation to City departments for approval could be a bad one. He said that the Engineering Department is the only one singled out in that regard. Mr. Karp spoke up, and said that the restriction applies to the City Attorney and his subordinates. Mr. Kershaw proceeded with the argument that the employees should not be precluded from doing outside work, if such activity does not interfere with City work.

Councilman Wincote said that a City employee is "on duty twenty four hours a day", that the added work outside of City working hours might interfere with an employee's work on the job, and expressed the belief that the rule is a good one.

Mr. Kershaw continued, speaking about appointments, efficiency, special work allocations of work to provide for building up the efficiency ratings of certain individuals. He said that hearings should be provided for before the Civil Service Commission in such instances.

Mr. Kershaw then went into the matter of his duty in connection with engineering for the U.S. Army. He said that the Personnel Director had taken exception to his leaving the City employee to do work with the Army (he had not donned the uniform, he said, which matter was optional with him). He stressed the importance of the work he had done for the Army, that he had been required to accept the appointment. Then, he said, his leaving the City affected his seniority as a result of the Army service. Also, Mr. Kershaw said that he had been forced to cash his City Employees' retirement check which had been mailed to him, with instructions "to cash the check, or else...."

RESOLUTION NO. 97105, recorded on Microfilm Roll No. 26, requesting the City Manager to make a full investigation, and to report thereon, in connection with statements made by J. H. Kershaw in connection with his retirement as a result of having accepted service for doing engineering work for the Army, and in connection with statement made about his having been forced to cash a City Employees' retirement system check mailed to him, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Mr. Karp reported on the reinstatement provisions in connection with the Military and Veterans' Code.

Mr. Scannell spoke again, saying that other cities permit "county" residence, and mentioned certain ones in California who do so. He said, also, that ^{he} wished to go on record in behalf of the Local #127 for which he was speaking, as advocating permitting employees to have residence within the County at least until there is more adequate housing within the City.

Mr. Harding spoke again, regarding "shall be" allowed, in Rule X line 1, in connection with Leaves of Absence; also Section 2 of Rule X, was referred to "may" and said it should be "shall" be granted sick leave. He said that there are some employees who stay on the job when they are actually ill. There are some, he said, who are "afraid" to take their sick leave.

In answer to Mr. Harding's reference to employees being "afraid" to take sick leave, ^{Mr. Krah} said that last month 1473 days sick leaves had been taken.

Joseph McNamara, spoke, contending that there are "too many strings attached" to the provisions for sick leave. He stated that he had been called on the carpet for too much sick leave.

Mr. McKinley spoke again, and said that many employees do not have "good job attitude". He said that many employees find many reasons for being sick. He said that during an investigation he had made at the home of one employee who was absent due to a supposed illness, he found the man in bed, after some delay in being admitted to the home, but that the man had neglected to take off his clothes when he got into bed. He said that a "good job attitude" is needed. He said, further, that a good supervisor would do

all to provide for necessary sick leave. He asked that the sick leave supervision be left in, to prevent malingering. He said that the employee is getting paid for a day's work, and that is what he should give to the tax payers.

Kenneth Kitchen asked about the time required in cases of sick leave before it was necessary to furnish a doctor's certificate.

Mr. Krah replied that it was 5 days, but that he had learned recently that Mr. Burton, in the Refuse Division of the Public Works, required a doctor's certificate for one day's absence. That point brought forth discussion on the enforcement of the rules of 5 days' illness for a certificate from a doctor, when a 1-day absence called for such a certificate by Mr. Burton.

Mr. Krah said that he is responsible for the sick leave rules, and said that it is his desire to provide good work from the employee to the tax payers. He said that a nurse's or qualified practitioner's certificate would be accepted - and that he takes "a broad view" of the situation.

The matter of providing the certificate from a nurse or practitioner came up as a result of an observation that it might cost an employee \$5.00 to supply a certificate for a single day's absence, when a doctor attendance might not be needed.

Mr. Scannell spoke again, referring to the size of the Personnel office. He said that while he does not condone malingering, he wondered where jurisdiction in the matter of sick leaves investigation lies. He charged that apparently supervisors in various departments were functioning in the capacity of investigators for the Personnel office, on sick leave cases, and said that the Personnel Department has "too many men in the field." He advocated use of nurses for visitations; not department supervisors making house calls to investigate the status of individuals off duty on sick leave.

Once more Mr. McKinley spoke. Referring again to sick leaves, he argued that the supervisors should enforce the rules.

Councilman Schneider spoke at this point. He said he resented Mr. Scannell's attempt to dictate on how to run the City.

Again Mr. McKinley said that he was in favor of Supervisors' supervision.

Carl Ross, Public Building Department, spoke about seniority and efficiency. He said that under the proposed rules the way is being opened up for opportunity to come back into the spoils system, which he deplored. He contended that such is possible where rules regarding efficiency are based, not upon examinations, but upon personal opinion whether or not one is in line for promotion or lay off. He urged that personal opinion be not permitted to enter into the matter.

The Vice Mayor asked if any one present wished to express views in connection with the hearing, to present matters not already having been covered. He invited written statements to be directed to the Mayor and Council, by next Tuesday (being March 14).

The Vice Mayor outlined the procedure from now on, in the matter of adoption of the proposed rules, and that there is still opportunity to discuss the matter on the Ordinance. He thanked all those who appeared, those who spoke, and those who had assisted in various ways in connection with formulating the rules and who had offered suggestions in connection therewith.

At the hour of 9:55 P.M., the Vice Mayor declared the hearing closed.

RESOLUTION NO. 97106, recorded on Microfilm Roll No. 26, referring to Council Conference the matter of the Civil Service Rules, upon which a hearing was held this date, for further study, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Councilman Wincote was excused from the meeting at this time.

Application of Mr. and Mrs. Melville C. (Marie) Johnson, 5534 Bonita Drive, for permission to conduct a public dance at Carpenter's Hall, 2309 Broadway, was presented, together with recommendations for the granting thereof from the Chief of Police, Director of Social Welfare, Fire Marshal and Building Inspector, and the City Manager.

RESOLUTION NO. 97107, recorded on Microfilm Roll No. 26, granting application of Melville C. Johnson and Marie Johnson for a license to conduct a public dance hall at Carpenter's Hall, 2309 Broadway, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Application of Melville C. Johnson and Marie Johnson for permission to conduct a cabaret where dancing is conducted but no liquor sold, at Carpenter's Hall, 2309 Broadway, was presented, together with recommendations for approval from the affected City departments.

RESOLUTION NO. 97108, recorded on Microfilm Roll No. 23, granting permission to Melville C. Johnson and Marie Johnson to conduct a cabaret with paid entertainment at Carpenter's Hall, 2309 Broadway, where dancing is conducted but no liquor is sold, subject to compliance with the regular license fee, and existing regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Application of B. H. Michael, dba Michael's Auto Center, 3800 Midway Drive, for license to operate one ambulance, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the application was referred to the City Manager.

Claim of Anna May Briles, 1415 E. Grand, El Segundo, California, in the sum of \$135.40, for damage to automobile from manhole cover blown against the bottom of the vehicle, was presented.

RESOLUTION NO. 97109, recorded on Microfilm Roll No. 26, referring claim of Anna May Briles to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Claim of William A. Citerly and Madeline H. Citerly, 4167 Front Street, San Diego, in the sum of \$175.00 for damage to house from palm tree which fell upon it, was presented.

RESOLUTION NO. 97110, recorded on Microfilm Roll No. 26, referring claim of William A. Citerly and Madeline H. Citerly to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Claim of James N. MacKinnon, 4366 Swift Street, in the sum of \$1271.00, for damage as a result of sewer backing up into store located at 3695 University Avenue, known as "Li'l Dutch Ice Cream Parlor, was presented.

RESOLUTION NO. 97111, recorded on Microfilm Roll No. 26, referring claim of James N. MacKinnon to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Claim of Louise R. Philips and Aida E. Hornberger, 3736 Nile Street, in the sum of \$410.00, for damage done from a main water pipe in the alley in the 3700 block of Nile Street which broke and flooded property on Lots 33 and 34 Block 187 City Heights, was presented.

RESOLUTION NO. 97112, recorded on Microfilm Roll No. 26, referring claim of Louise R. Philips and Aida E. Hornberger to the Percy H. Goodwin Company, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the City Manager, signed by the Assistant City Manager, reporting on petition of residents for the renaming of Bow Avenue as Gage Lane for its entire length, recommending that the street be designated as "Gage Drive", was presented.

RESOLUTION NO. 97113, recorded on Microfilm Roll No. 26, adopting recommendation of the Assistant City Manager for the renaming of Bow Avenue, Gage Drive, and directing the City Engineer to prepare and present an Ordinance for said renaming, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Great American Indemnity Co., signed by Max H. Seeger, representative, recommending denial of claim of Dennis Construction Co., P.O. Box F, Hillcrest, San Diego 3, California, arising out of property damage in the sum of \$503.13, was presented. On motion of Councilman Kerrigan, seconded by Councilman Swan, the matter was continued until the Council meeting of Tuesday, March 14, 1950.

Communication from Great American Indemnity Co., signed by Max H. Seeger, representative, recommending denial of claim of Mrs. Nella Knepper, 3814-1/2 Fourth Avenue, arising out of personal injury occurring November 20, 1949, in the sum of \$2900.00, was presented.

RESOLUTION NO. 97114, recorded on Microfilm Roll No. 26, denying claim of Mrs. Nella Knepper, in the sum of \$2900.00, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from R. J. Bragg, 4275 Cass Street, submitting a page from LOOK Magazine, as an argument against rent control, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, ordered filed.

Postal cards, all with identical wording, from Alex Riley, 2843 Commercial Street, Theresa Vidal, 4511 - 32nd Street, Mrs. Luete Terry, 419 Sampson, favoring the

continuance of rent control, were presented. On motion of Councilman Schneider, seconded by Councilman Swan, ordered filed.

RESOLUTION NO. 97115, recorded on Microfilm Roll No. 26, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of a metal guard fence on both sides of Cabrillo Bridge, Balboa Park, authorizing and directing the Purchasing Agent to advertise for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97116, recorded on Microfilm Roll No. 26, authorizing and directing the City Manager to make application to the Board of Supervisors of the County of San Diego, and to take all necessary steps to acquire from the State of California, tax-deeded Lots 1 to 40 Block 313 Pacific Beach, Lot 27 Block 10 Drucker's Subdivision, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97117, recorded on Microfilm Roll No. 26, authorizing and directing the City Manager to make application to the Board of Supervisors of the County of San Diego, and to take all necessary steps to acquire from the State of California tax-deeded portions of Lot B Block 376 and all Lot J Block 397 Horton's Addition, portions of streets and segregated interest in the south 1/8 of the southeast 1/4 Section 34 Twp 16 S. Range 2 West in Rho Ex Mission, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97118, recorded on Microfilm Roll No. 26, authorizing and directing the City Manager to make application to the Board of Supervisors of the County of San Diego, and to take all necessary steps to acquire from the State of California, tax-deeded Lots 5 and 6 Block 10 Frary Heights, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97119, recorded on Microfilm Roll No. 26, accepting grant deed of Gilman A. Gist, bearing Date March 3, 1950, conveying Lots 17 and 18 Block 28 Sellar's Addition, authorizing and directing the City Clerk to file said deed with the Southern Title & Trust Company, with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97120, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Camp Del Dios Unit No. 1: Lot 6, Block 12, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97121, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 8 Block 35 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97122, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 3 Block 23 Campo Del Dios Unit No. 2, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97123, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 1 Block 80 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97124, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 17 Block 78 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97125, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 5 Block 84 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97126, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, granting to The City of San Diego, Lot 9 Block 7 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan.

RESOLUTION NO. 97127, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, granting to The City of San Diego, Lot 9 Block 8 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97128, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 6 Block 8 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97129, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 3 Block 27 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97130, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 12 Block 7 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97131, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 18 Block 6 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97132, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to the City of San Diego, Lot 5 Block 78 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97133, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, N. 25 ft. Lot 23 and S. 25 ft. Lot 24 Block 106 Campo Del Dios Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97134, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 1 (Ex. Co. Hiway R.S. 476) and Lot 3 (Exc. Co. Hiway R.S. 476), Block 103 Campo Del Dios Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97135, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 22 Block 106 Campo Del Dios Unit No. 5, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97136, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 4 Block 94 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97137, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lots 3 and 4 Block 95 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97138, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 2 Block 90 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97139, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 15 Block 93 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97140, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 15 Block 87 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97141, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 10 Block 89 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97142, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 1 Block 86 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97143, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 14 Block 87 Campo Del Dios Unit No. 4, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97144, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lots 7 and 8 Block 82 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97145, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 21 Block 78 Campo Del Dios Unit No. 3, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97146, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector, executed on the 2nd day of February, 1950, granting to The City of San Diego, Lot 4 Block 2 Campo Del Dios Unit No. 1, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

A proposed Ordinance incorporating portion of Lot 6 La Mesa Colony into an "R-4" Zone, repealing Ordinance No. 13558 insofar as the same conflicts (being east of College Avenue and south of El Cajon Boulevard - from an "R-1" Zone), was presented. On motion of Councilman Schneider, seconded by Councilman Dail, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., on Tuesday, the 28th day of March, 1950.

ORDINANCE NO. 4330 (New Series), recorded on Microfilm Roll No. 26, establishing the grade of Paul Jones Avenue, between the north line of Brandywine Street and a line produced east at right angles from a point on the west line of Paul Jones Avenue and distant 420.00 feet north from the north line of Brandywine Street, was on motion of Councilman Schneider, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Wincote, Mayor Knox. Thereupon, on motion of Councilman Schneider, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit; Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Wincote, Mayor Knox. The final reading of such Ordinance was in full.

ORDINANCE NO. 4331 (New Series), recorded on Microfilm Roll No. 26, establishing the grade of Yosemite Street, between the southerly boundary line of Second Fortuna Park Addition, and the northerly line of Moorland Drive, was on motion of Councilman Schneider, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Wincote, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Wincote, Mayor Knox.

The final reading of such Ordinance was in full.

Councilman Kerrigan requested, and was granted, unanimous consent to present the following two items, not listed on the Council's agenda:

Communication from the Asst. Planning Director, reporting on petition of "Corey", by B. D. Phelps, Eng. of Work, for the suspension of six sections of the Subdivision Ordinance in connection with the Tentative Map of Clearview, and recommending the granting thereof, was presented.

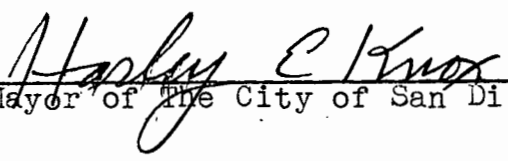
RESOLUTION NO. 97147, recorded on Microfilm Roll No. 26, granting suspension of Sections 3E4, 3E5, 3J6, 3I2, 4A8 and 6, of the Subdivision Ordinance, insofar as they relate to the Tentative Map of Clearview, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Asst. Planning Director, reporting on petition for approval of the Tentative Map of Clearview, making recommendations for the provisions to be included thereon, and recommending approval of the map, was presented, together with the recommendations from the various interested departments.

RESOLUTION NO. 97148, recorded on Microfilm Roll No. 26, approving the Tentative Map of Clearview, a subdivision of approximately 12-acre parcel of Sec. 3, along 54th Street near Maple Street, into 60 lots, subject to 8 conditions set forth in detail in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The Communication from Mission Bay Advisory Committee recommending that there be placed on the ballot at the June election a two-million dollar bond issue for improvement of Mission Bay, and a like communication from the Board of Directors of the San Diego Chamber of Commerce, were withdrawn from Council Conference, and ordered filed. A notation from the Conference Secretary, on the face of the resolutions which referred the same to Conference, indicated that at the Conference of March 2, 1950, members of the Council had ordered the item so placed on the ballot and directed the City Attorney to prepare the necessary papers in connection therewith.

There being no further business to come before the Council, the meeting was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adjourned at the hour of 10:00 o'clock P.M.


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 14, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 10:05 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent---Councilmen None.
Clerk----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, March 7, 1950, and the Regular Meeting of Thursday, March 9, 1950, were presented to the Council by the Clerk, and on motion of Councilman Godfrey, seconded by Councilman Swan, were approved without reading, and were signed by the Mayor.

Mayor Knox invited anyone in attendance at the meeting, who desired to protest or secure information regarding the street improvement hearings set for consideration at this meeting, to meet with the City Engineer in Room 360 adjoining the Council Chamber prior to said hearings before appearing before the Council. It was explained that details could be presented to those interested and explanations made more clearly in that manner. It was indicated that there were some persons present who wished to avail themselves of the opportunity, so Walter Olson of the City Engineer's Office accompanied them to Room 360.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of all labor, services, equipment, material, supplies, transportation and all other expenses necessary for the construction of Gravilla Street, La Jolla Hermosa and Bird Rock Pump Stations, in accordance with Specifications on file in the office of the City Clerk under Document No. 413573, the City Clerk reported that four bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 414564;

The bid of OFCCO CONSTRUCTION CO. INC. 2650 Cherry Avenue, Long Beach, accompanied by bond written by Founders' Fire & Marine Insurance Co. in the sum of 10% of the amount of the bid, which bid was given Document No. 414565;

The bid of Nielsen Construction Company, accompanied by bond written by United States Fidelity and Guaranty Company in the sum of ten per cent (10%) of the amount bid, which bid was given Document No. 414566;

The bid of Johnson Western Gunite Company of Maryland, accompanied by bond written by Fidelity and Deposit Company of Maryland in the sum of 10% of Bid, which bid was given Document No. 414567.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of College Avenue, College Way, Carol Street, Bradford Street and Estelle Street, within the limits and as particularly described in Resolution of Intention No. 96427, the clerk reported that four bids had been received, which bids were presented to the Council, and on motion duly made and seconded were opened and publicly declared.

Said bids were as follows:

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of twenty seven hundred dollars, which bid was given Document No. 414568;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of three thousand dollars, which bid was given Document No. 414569;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co. in the sum of three thousand dollars, which bid was given Document No. 414570;

The bid of R. E. Hazard Contracting Company, accompanied by bond written by Pacific Indemnity Company in the sum of three thousand dollars, which bid was given Document No. 414571;

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Engineer's Report and Assessment for Montemar Lighting District No. 1, for the furnishing of electric current for the lighting of the ornamental street lights located therein, the clerk reported that no protests had been received.

Thereupon, the Mayor inquired if any interested property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97149, recorded on Microfilm Roll No. 26, confirming and adopting the Engineer's Report and Assessment for Montemar Lighting District, filed in the office of the City Clerk February 6, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96794, for the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, the clerk reported that written protests had been received from Mr. & Mrs. Roy Peterson, 3634 Oliphant Street, Robert G. Martin and Ann Eileen Martin, 3628 Tennyson Street, Edward A. J. Schultz and Dorothy R. Schultz, 3620 Tennyson Street, which protests were presented to the Council.

Asked for a report, the Acting City Engineer stated, verbally, that the protests constituted 2.9% of the affected area.

Thereupon, the Mayor inquired if any interested property owners were present who desired to be heard. No one appeared to be heard, verbally, and no additional written protests were presented.

RESOLUTION NO. 97150, recorded on Microfilm Roll No. 26, overruling and denying the protests of Roy Peterson, Edward A. J. and Dorothy A. Schultz, Robert G. and Ann Eileen Martin, overruling and denying all other protests, against Resolution of Intention No. 96794 for the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2 and the Alley in Block 2 City Heights Annex No. 2 and the Alley in Block 11 City Heights Annex No. 1, it was reported that a representative of the City Engineer's Office was meeting with interested property owners, so consideration was postponed to permit a report thereon to be made. (See Page 148)

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96862 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 132 Manasse and Schiller's Subdivision of Pueblo Lot 1157, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97151, recorded on Microfilm Roll No. 26, determining that the proposed improvement for the paving and otherwise improving of the Alley in Block 132 Manasse and Schiller's Subdivision of Pueblo Lot 1157 is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96863 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97152, recorded on Microfilm Roll No. 26, determining that the proposed improvement for the paving and otherwise improving of the Alley in Block 33 Ocean Beach is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's Assessment for the paving and otherwise improving of Myrtle Avenue, Dwight Street, Marlborough Avenue, 41st Street, Central Avenue, 44th Street, Thorn Street and the Alley in Block 5 City Heights, it was reported that a representative of The City Engineer's Office was meeting with interested property owners, so consideration was postponed to permit a report to be made thereon. (See Page 148)

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of John Q. and Cordie Adams from the decision of the Zoning Committee in granting a zone variance by Resolution No. 4454 to permit the non-conforming store building at 2976 "L" Street in Zone R-4 to be used for a clothes-pressing shop on conditions prescribed by the Committee, a report thereon from the Zoning Engineer was presented and read.

The report stated that the appeal is of a technical nature, the purpose being for permission to the applicant and appellant to change the use permitted by zone variance into a grocery store including incidental sale of packaged beer and wine, on Lots 43 and 44 Block 79 Powers' Subdivision, on condition that all storage be confined within a building or within a fenced enclosure.

RESOLUTION NO. 97153, recorded on Microfilm Roll No. 26, sustaining the appeal of John Q. and Cordie Adams from the decision of the Zoning Committee in connection with zone variance by Resolution No. 4454, and granting permission for conducting a grocery store on Lots 43 and 44 Block 79 Powers' Subdivision, including incidental sale of packaged beer and wine, on condition that all storage be confined within a building or within a fenced enclosure, and granting variance to the provisions of Ordinance No. 13216 therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

At this time a majority of the members of the Council executed the official bond of W. Allen Perry as Superintendent of Parks.

Application of Mark Porter for the granting of a Cabaret license at Club Belvedere, 3936 - 30th Street (new owner), was presented, together with recommendations for approval from the Chief of Police, the Director of Social Welfare, the Fire Marshal, Building Inspector and the City Manager.

RESOLUTION NO. 97154, recorded on Microfilm Roll No. 26, granting permission to H. Mark Porter to conduct a cabaret with paid entertainment at Club Belvedere, 3936 30th Street where liquor is sold, subject to regular license fee and to compliance with existing regulations, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Applications of Henry D. Koon for the granting of a Class A Dine & Dance license, and a Cabaret License at Sherman's, 402 West C Street (change in partnership), was presented, together with recommendations for approval from the Chief of Police, the Director of Social Welfare, the Fire Marshal, Building Inspector and the City Manager.

RESOLUTION NO. 97155, recorded on Microfilm Roll No. 26, granting permission to Henry D. Koon and Louise Haynes to conduct a cabaret with paid entertainment at Sherman's, 402 West C Street, where liquor is sold, subject to the regular license fee and to compliance with existing regulations, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97156, recorded on Microfilm Roll No. 26, granting permission to Henry D. Koon and Louise Haynes to conduct public dance, under a Class "A" License, at Sherman's, 402 West C Street, on premises where intoxicating liquor is sold, subject to the regular license fee and to compliance with existing regulations, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Application of Lee F. Lane for annexation to the City of San Diego of approximately 80 acres ~~acres~~ of land in portion of Quarter Section 53 Rancho de la Nacion, was presented. On motion of Councilman Godfrey, seconded by Councilman Schneider, the petition was referred to the City Manager.

Petition of residents for the installation of an overhead street light at the intersection of Boundary Street and Myrtle Avenue, was presented. On motion of Councilman Schneider, seconded by Councilman Gidfrey, the petition was referred to the City Manager.

The claim of James S. Huss, a minor, 121 Torrey Pines Homes, La Jolla, by George W. Huss, father, and Dorothea K. Huss, mother, was presented.

RESOLUTION NO. 97157, recorded on Microfilm Roll No. 26, referring claim of George W. Huss and Dorothea K. Huss, for James S. Huss, a minor, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Dale F. Henry, 2689 Broadway, was presented.

RESOLUTION NO. 97158, recorded on Microfilm Roll No. 26, referring claim of Dale F. Henry, c/o E. Werden Conway, 530 Spreckels Building, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Douglas S. McKellar, 1117 Wall Street, La Jolla, was presented.

RESOLUTION NO. 97159, recorded on Microfilm Roll No. 26, referring claim of Douglas S. McKellar to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on auction sale of portions of Lots 15, 16, 17, 18, 19, 20 Block 1 Orange Park Addition, stating that there were two bidders, and that John Furst, 3428 Pickwick Street, the petitioner had bid \$255.00 (the minimum bid price being established at \$200.00), and recommending acceptance thereof and the issuance of quit claim deed, was presented.

RESOLUTION NO. 97160, recorded on Microfilm Roll No. 26, accepting bid of John Furst for the purchase of City-owned portions of Lots 15, 16, 17, 18, 19, 20 Block 1 Orange Park Addition, for \$225.00, authorizing and empowering the Mayor and City Clerk to execute, for and on behalf of The City of San Diego, a quitclaim deed, quitclaiming property (more particularly described in said Resolution) to said John Furst, authorizing and directing the Purchasing Agent to place said deed in escrow with directions that the same be delivered when all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97161, recorded on Microfilm Roll No. 26, authorizing and directing the Purchasing Agent to advertise for sale, by bids, of Douglas Fir, and 80 used Oil Burning Stoves, more particularly described in said Resolution, which belong to the Harbor Department but are no longer desirable for use or retention by The City of San Diego, providing for deduction from the proceeds received from the sale the expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Superintendent of Streets, bearing the approval of the Director of Public Works, and the City Manager's stamp of approval, for the granting of the petition for closing the Alley in La Jolla Mesa Drive and the westerly boundary of Pueblo Lot 1782, except the westerly 15 feet, was presented.

RESOLUTION NO. 97162, recorded on Microfilm Roll No. 26, granting petition for the closing of the Alley between La Jolla Mesa Drive and the westerly boundary of Pueblo Lot 1782 (except the westerly 15 feet thereof), directing the City Engineer to furnish a description of the lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on progress of removal of poles and the repaving of streets by the San Diego Transit System, as requested by the Council, relating to the conversion of the transportation system from trolleys to buses, was presented and read.

The question came up about the poles remaining in the center of University Avenue, and members of the Council indicated that additional reports thereon were desired.

RESOLUTION NO. 97163, recorded on Microfilm Roll No. 26, referring the matter of the removal of poles on University Avenue, by the San Diego Transit System, back to the City Manager for further report, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

The City Clerk was directed to furnish copies of said report and of the paving schedule accompanying the report to members of the Council.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the matter was ordered filed.

Communication from the Assistant City Manager reporting on progress of the proposed sale of Pueblo Lands, heretofore authorized at the election of April 19, 1949, which matter had previously been considered in Conference, was presented. It was indicated by some members of the Council that the matter needed further study in Conference.

RESOLUTION NO. 97164, recorded on Microfilm Roll No. 26, referring communication from the Assistant City Manager, submitting progress report on the prospective sale of Pueblo Lots to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

(The entire file was forwarded to the Council Secretary, including reports, suggestions, applications, and proposed subdivision map).

Communication from the City Attorney relative to proposed Charter amendments which have been discussed by the Council, the steps to be taken for consolidation of the Charter and bond elections with the State and County Primary to be held June 6, 1950, dates upon which certain steps need to be taken, was presented.

RESOLUTION NO. 97165, recorded on Microfilm Roll No. 26, referring the communication from the City Attorney in connection with the proposed consolidated elections with the State and County Primary to be held June 6, 1950, to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Frank Luckel, Member of the State Assembly, from the Seventy-Eighth District, relative to trip contemplated by James Dean, Director of Finance, to San Diego, probably in connection with the construction of the State Building, was presented and read. On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from E. L. Bartlett, making suggestions in connection with the proposed Civil Service Rules, upon which the Council had heretofore scheduled a Conference with the Civil Service Commission, this date, was presented.

RESOLUTION NO. 97166, recorded on Microfilm Roll No. 26, referring to Council Conference, for consideration of at this afternoon's session, communication from E. L. Bartlett making suggestions on the proposed Civil Service Rules, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from R. W. Bixty, Inc., setting forth qualifications of an unnamed client for the position of City Manager, and offering to send further details, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was ordered filed.

Communication from The California State Nurses' Association, submitting the current schedules of employment standards for nurses, was presented. On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the matter was referred to the Civil Service Department.

Claim of Dennis Construction Co., P.O. Box F Hillcrest, San Diego, 3, California, arising out of property damage occurring on September 26, 1949, filed on November 9, 1949, for \$503.13, was presented, which matter had been continued until this meeting from the meeting of March 9, 1950.

Howard C. Dennis, representing the claimant, spoke regarding the claim and negotiations which had been carried on with the insurance company. He referred to the situation resulting from broken water valves damaging public improvement project upon which the Company was working. He said that the claims "had been shaved", but that the company offered to settle for half.

Members of the Council, the Mayor, and the City Attorney spoke in connection with the case as it exists. They pointed out that the City cannot pay the claim when it is recommended for denial by the insurance carrier. Also, an instance was cited when the City had attempted to correct what it considered to be a wrong in connection with a denied claim by directing appropriation of funds to pay the same, but pointed out that the action had to be rescinded.

RESOLUTION NO. 97167, recorded on Microfilm Roll No. 26, denying claim of V. R. Dennis Construction Co., P.O. Box "F" Hillcrest Station, in the amount of \$503.13, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Great American Indemnity Company, recommending denial of claim of Mrs. Emily A. Alden, 2031 Second Avenue, arising out of personal injury occurring on December 25, 1949, claim filed January 20, 1950, in the sum of \$3,000.00, was presented.

RESOLUTION NO. 97168, recorded on Microfilm Roll No. 26, denying claim of Mrs. Emily A. Alden, 2031 Second Avenue, in the sum of \$3,000.00, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from Great American Indemnity Company, recommending denial of claim of Laura Means, 4188 Swift Avenue, San Diego, arising out of personal injury occurring on November 21, 1949, claim filed January 31, 1950, in the sum of \$1,750.00, was presented.

RESOLUTION NO. 97169, recorded on Microfilm Roll No. 26, denying the claim of Laura Means, 4188 Swift Avenue, in the sum of \$1,750.00, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from Great American Indemnity Company, recommending denial of claim of C. W. Sanders, Route 1 Box 178 Brawley, California, arising out of a property damage at Gibbs Airport to an airplane resulting from a crash, claim filed February 9, 1950, in the sum of \$7,926.70, plus \$3,000.00, was presented.

RESOLUTION NO. 97170, recorded on Microfilm Roll No. 26, denying claim of C. W. Sanders, Route 1 Box 178 Brawley, California, in the sum of \$10,926.70, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from Phillip P. Martin, P.O. Box 11, Santee, Calif., dated March 7, 1950, addressed to S.D. Co. Planning Commission, S.D. Co. Board of Supervisors, S. D. City Planning Commission, S. D. City Council, regarding need for flood control dam in Mission Gorge, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Public Utilities Commission (addressed to "Interested Parties") regarding compliance with recommendations in connection with reduction in potential hazard at grade crossings, etc., was presented.

RESOLUTION NO. 97171, recorded on Microfilm Roll No. 26, referring communication from the Public Utilities Commission in connection with grade crossings to the City Manager for a report in connection therewith to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from Scripps Estates Association requesting a price on Pueblo Lands near Scripps Institution of Oceanography, voted for sale last year, and transmitting plat for proposed subdivision thereof, for occupancy as residences for scientists, was presented. On motion of Councilman Godfrey, seconded by Councilman Swan, the communication was referred to the City Manager.

Communication from Harry Warburton, 4615 College Avenue, urging the City to operate its own parking lot in Balboa Park in connection with proposed exposition, and referring to past experiences of the City in connection with the parking lot concession during the last exposition. On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Mimeographed postal cards from Doris Crane, Elmer Crane, 3547 Brown Street, Mrs. Eugene Janoff, 5846 Hardy Way, requesting the continuance of Rent Control in San Diego, were presented. On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the cards were ordered filed.

RESOLUTION NO. 97172, recorded on Microfilm Roll No. 26, approving plans, drawings, typical cross-sections, profiles and specifications, and plat No. 2111 showing the exterior boundaries of the district to be included in the assessment for the work and improvement of paving and otherwise improving of Evergreen Street and Dickens Street, within the limits particularly set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97173, recorded on Microfilm Roll No. 26, accepting bid of R. E. Hazard Contracting Co., and awarding contract, for the paving and otherwise improving of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97174, recorded on Microfilm Roll No. 26, accepting bid of Griffith Company, and awarding contract, for the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 96363, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97175, recorded on Microfilm Roll No. 26, accepting bid of J. B. Henry Construction Co., a co-partnership, and awarding contract, for the paving and otherwise improving of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97176, recorded on Microfilm Roll No. 26, accepting bid of Griffith Company, and awarding contract, for the paving and otherwise improving of Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vincente Way, within the limits and as particularly described in Resolution of Intention No. 96299, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97177, recorded on Microfilm Roll No. 26, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company, for the paving and otherwise improving of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 97178, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly described in Resolution of Intention No. 96684, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 97179, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Reed Avenue, within the limits and as particularly described in Resolution of Intention No. 96685, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 97180, recorded on Microfilm Roll No. 26, for the installation of sewer mains in University Avenue, Rex Avenue, 54th Street and Public

Rights of Way, within the limits and as particularly described in Resolution of Intention No. 96686, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97181, recorded on Microfilm Roll No. 26, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Seventh Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97182, recorded on Microfilm Roll No. 26, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Eighth Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 97183, recorded on Microfilm Roll No. 26, for the furnishing of electric current for the lighting of the ornamental street lights located in Crown Point Lighting District No. 1, for a period of one year from and including February 15, 1950, to and including February 14, 1951, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 97184, recorded on Microfilm Roll No. 26, for the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, for a period of one year from and including January 30, 1950, to and including January 29, 1951, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 97185, recorded on Microfilm Roll No. 26, for the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, for a period of one year from and including February 1, 1950, to and including January 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 97186, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 97187, recorded on Microfilm Roll No. 26, for the closing of Maple Street, within the limits and as particularly described in said Resolution, determining that it is not necessary that any land be taken therefor, setting out the exterior boundaries of the district of lands to be affected and to be assessed to pay the damages, costs and expenses thereof, electing to proceed under the provisions of the "Street Opening Act of 1889", was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97188, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97189, recorded on Microfilm Roll No. 26, ascertaining and declaring the wage scale for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alleys in Blocks 2 and 3 La Jolla Park, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97190, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement on the paving and otherwise improving of the Alleys in Blocks 172, 171, 174, 175, 176, 180, 179, 178 Mission Beach, Mission Boulevard, Bayside Lane, Bayside Walk, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 95085, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97191, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement on the paving and otherwise improving of the Alley in Block 38 Ocean Beach, within the limits and as particularly

described in Resolution of Intention No. 95164, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97192, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement on the paving and otherwise improving of the Alley in Block 138 University Heights, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 95609, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97193, recorded on Microfilm Roll No. 26, authorizing filing of application with the United States of America for an advance to provide for the advance planning of non-Federal public works under the terms of Public Law 352, 81st Congress of the United States, approved October 13, 1949, in connection with Morena Boulevard Bridge, all as more particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97194, recorded on Microfilm Roll No. 26, authorizing filing of application with the United States of America for an advance to provide for the advance planning of non-Federal Public Works under the terms of Public Law 352, 81st Congress of the United States, approved October 13, 1949, in connection with Sunset Cliffs Boulevard Bridge, all as more particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97195, recorded on Microfilm Roll No. 26, renewing lease with Otay Agricultural Corporation in the southeast corner of Rancho Janal, for a term to and including March 31, 1955, at an increased rental to \$100.00 per year, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, the Public Works Director explained the matter to the Council, saying that it is a City-owned parcel of ground surrounded by the lands owned by the lessee, and that no one else would be interested in leasing the property.

RESOLUTION NO. 97196, recorded on Microfilm Roll No. 26, authorizing the City Manager to execute an agreement for amendment and modification of lease with San Diego Light Opera Association, Inc., having to do with the payment to the City of the percentage of receipts as rental, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97197, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute contract with Alfred Morton Githens, of the City of New York, and Joseph L. Wheeler, of the City of Benton, Vermont, for the furnishing of professional services as consultants in connection with the acquisition and construction of a public library building, for \$10,000.00 and travelling and living expenses during trips required to be made to San Diego, one-half of which fee and traveling expenses shall be paid by The City of San Diego, and one-half of which is to be assumed and paid by Architects William Templeton Johnson, George C. Hatch and Victor L. Wulff, Jr., was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The City Manager explained the details of the financial arrangement to the Council, prior to adoption of said Resolution.

RESOLUTION NO. 97198, recorded on Microfilm Roll No. 26, authorizing the City Manager to issue a Change Order to Vinson Construction for the elimination of the painting of the hand-rail on the Midway Drive Bridge, at a reduction in the contract price of approximately \$1066.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution, was a communication from the City Planning Director addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending such action.

The Public Works Director also amplified the statements in the recommendation and in the Resolution.

RESOLUTION NO. 97199, recorded on Microfilm Roll No. 26, granting permission to waive and suspend payment of license, rental and other fees by the San Diego Police Relief Association for Mission Beach Ballroom on the night of April 29, 1950, for the holding of the Annual Policemen's Ball, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Chief of Police, addressed to the City Manager, and recommending the granting of the petition of the Navy Club of Southside, Ship 198 of the United States of America for free card room permit for use of members only, at its headquarters 1215 Market Street, stating that no liquor will be dispensed there, was presented and read.

RESOLUTION NO. 97200, recorded on Microfilm Roll No. 26, granting a card room permit without fee to the Navy Club of Southside, Ship 198 of the United States of America, with headquarters at 1215 Market Street, San Diego, provided that the permit without fee be subject to the provisions of Ordinance No. 2809 (New Series) of the ordinances of The City of San Diego, and setting out the reasons in said Resolution for the granting of such free permit, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97201, recorded on Microfilm Roll No. 26, granting to the San Diego Gas & Electric Company a permit to construct, operate, maintain and use a three-phase 12 Kv power line constructed on single wooden pole structure over City-owned property in Pamo Reservoir Basin, being in Sections 14 and 23 Township 12 South Range 1 East San Bernardino, upon a revocable basis, and upon conditions more particularly set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

A recommendation from the Director, Water Department, bearing the City Manager's stamp of approval, accompanied the application and said Resolution.

RESOLUTION NO. 97202, recorded on Microfilm Roll No. 26, granting to John Burnham & Company, 530 Broadway, San Diego 1, California, permission to install and maintain a transformer vault underneath the sidewalk on the west side of Sixth Avenue, 80 feet north of the north curb line of Broadway, upon a revocable basis, and upon conditions more particularly set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

A recommendation from the Assistant Director of Public Works, bearing the City Manager's stamp of approval, accompanied the application and said Resolution.

RESOLUTION NO. 97203, recorded on Microfilm Roll No. 26, directing the Supervisor of Properties to file a petition with the Board of Supervisors of the County of San Diego, requesting that all taxes against portion of Pueblo Lot 1118, portion of Lot 11 Block 1 Amalfi, portions of Lots 7, 8, 9, 10 Block 105 Roseville, together with all penalties and other expenses in connection therewith be cancelled, and that all deeds to the State for delinquent taxes be cancelled, and authorizing and directing said Supervisor of Properties to take whatever steps he may deem necessary otherwise to secure the cancellation of said taxes and deeds, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97204, recorded on Microfilm Roll No. 26, authorizing W. H. McKinley, of the Electrical Division, Department of Public Works, and James E. Reading, Traffic Engineer, to attend the two-day course of the Butler Institute of Lumenology, to be conducted in Los Angeles, California, April 12 and 13, 1950, to assist lighting engineers and maintenance engineers in a better understanding of lighting, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97205, recorded on Microfilm Roll No. 26, approving the bill of San Diego-California Club, bearing date March 9, 1950, in the sum of \$7,202.79, and authorizing requisition from the Advertising and Publicity Fund for the payment of said sum, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97206, recorded on Microfilm Roll No. 26, authorizing the Mayor and City Clerk to execute a deed granting to the State of California portions of the East half of Lot 9 and the West half of Lot 10 of New Riverside, being 1.22 acres, for purposes of a freeway, and releasing and relinquishing to the State any and all abutter's rights of access appurtenant to the City's remaining property in and to said free^{way}, also making certain exceptions and reservations as more particularly shown in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97207, recorded on Microfilm Roll No. 26, accepting patent of the State Lands Commission, bearing date March 1, 1950, conveying the southwest quarter of the southeast 160 acres and the northwest quarter of the southeast 160 acres, and the southeast quarter of the northwest quarter of Section 20 Township 14 South Range 1 East, S.B.B.&M., authorizing and directing the City Clerk to file said patent of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97208, recorded on Microfilm Roll No. 26, accepting the subordination agreement executed by S. H. Simmons and Grace Simmons, beneficiaries, and Southern Title & Trust Company, trustee, bearing date March 6, 1950, subordinating all right, title and interest in and to a portion of Lot 30 La Mesa Colony, together with a portion of the westerly one-half of Reservoir Drive closed to public use on October 18, 1920, by the Board of Supervisors of the County of San Diego, to the right of way and easement for sewer purposes heretofore conveyed to the City of San Diego, authorizing and directing the City Clerk to file said Subordination Agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97209, recorded on Microfilm Roll No. 26, accepting deed of Jackson and Scott, Inc., executed in favor of The City of San Diego, bearing date March 1, 1950, conveying an easement and right of way for drainage purposes in portion of Lot 21 of La Mesa Colony, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97210, recorded on Microfilm Roll No. 26, accepting deed of Beryl D. Phelps and Devereux M. Phelps, bearing date March 9, 1950, conveying an easement and right of way for storm drain purposes in portion of the northwesterly one-quarter of Section 34 Township 16 South, Range 2 West, S.B.B.M., authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97211, recorded on Microfilm Roll No. 26, accepting deed of Donald L. Baldwin and Vivian L. Baldwin, bearing date March 6, 1950, ~~bearing date March 6, 1950~~, conveying an easement and right of way for sewer purposes in portions of Lots I and J Block 418 of Arlington, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97212, recorded on Microfilm Roll No. 26, accepting deed of Ellen M. Butler, bearing date March 7, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97213, recorded on Microfilm Roll No. 26, accepting deed of S. W. Cooley, bearing date March 7, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97214, recorded on Microfilm Roll No. 26, accepting deed of Jackson and Scott, Inc., bearing date March 3, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 21 La Mesa Colony, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97215, recorded on Microfilm Roll No. 26, accepting deed of Joseph Michel and Madeleine E. Michel, bearing date March 6, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with portion of the easterly 1/2 of Reservoir Drive closed, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97216, recorded on Microfilm Roll No. 26, accepting deed of William J. Moore and Dessie Moore, bearing date March 2, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with portion of Reservoir Drive closed, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97217, recorded on Microfilm Roll No. 26, accepting deed of James H. Ogden Sr. and Effie Ogden, bearing date February 28, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 30 La Mesa Colony, together with portion of Reservoir Drive closed, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97218, recorded on Microfilm Roll No. 26, accepting deed of Byrl D. Phelps and Devereux M. Phelps, bearing date March 9, 1950, conveying an easement and right of way for sewer purposes in portion of the northwesterly one-quarter of Section 34 Township 16 South Range 2 West, S.B.B.M., authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97219, recorded on Microfilm Roll No. 26, accepting deed of Glen R. Shell and Edna F. Shell, bearing date March 1, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with portion of Reservoir Drive closed, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97220, recorded on Microfilm Roll No. 26, accepting deed of Frank Vultaggio and Margaret Vultaggio, bearing date March 6, 1950, conveying an easement and right of way for sewer purposes in portion of the easterly one half of Reservoir Drive closed, lying westerly of and adjacent to Lot 31 La Mesa Colony, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4332 (New Series), recorded on Microfilm Roll No. 26, appropriating the sum of \$12,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of a sanitary sewer from manhole No. 9, Trunk Sewer No. 2, to Pueblo Lot 282, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Prior to its passage and adoption, the Public Works Director explained the purpose of the appropriation made in said Ordinance, upon being questioned by members of the Council.

The hearing heretofore referred to in these Minutes, for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2 and the Alley in Block 2 City Heights Annex No. 2 and the Alley in Block 11 City Heights Annex No. 1, under Resolution of Preliminary Determination No. 96861, within the limits and as particularly described in said Resolution, was held at this time.

A petition, protesting against the improvements of the Alley in Block 6 City Heights Annex No. 2, and stating that the signers thereof have no objections to the improving of the alley to the north but do not feel that the improvement is necessary in said Block 6 at this time, that the block can be traveled at all times under all weather conditions, was presented and read.

Russell Hall, Acting City Engineer, reported, verbally, that it was a 47% percent protest.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard in protest, and no additional protests were presented.

Henry M. Dupree, 3512 Highland Avenue, who identified himself as the circulator of the petition, spoke for the improvement. Mr. Dupree referred to an elderly woman who is the owner of property which was being entered as a protest, and said that he had even offered to pay her assessment. She had declined, and said that if the alley were paved, she would be forced to leave her property and that proponents of the improvement would have driven her out. Mr. Dupree added that that was the type of person protesting.

William Jackson Pace also spoke in favor of having the improvement made, and said that the Alley in his block (he did not give his residence, or the alley adjoining his property) is particularly bad.

An unidentified woman, who gave neither her name nor address, spoke for the doing of the work. She said that owners of the vacant property throw rocks and rubbish into the alley, making it impassable, and said that they also staked out goats on the vacant lots.

RESOLUTION NO. 97221, recorded on Microfilm Roll No. 26, overruling and denying the written protest of Mrs. Ella B. Lain and others, filed in the office of the City Clerk under Document No. 414546, against the proposed improving of the Alley in Block 6 City Heights Annex No. 2, and the Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97222, recorded on Microfilm Roll No. 26, determining the proposed improvement of the Alley in Block 6 City Heights Annex No. 2, and Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, within the limits and as particularly described in Resolution No. 96861 of Preliminary Determination, to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hearing heretofore referred to in these Minutes, on the City Engineer's Assessment for the paving and otherwise improving of Myrtle Avenue, Dwight Street, Marlborough Avenue, 41st Street, Central Avenue, 44th Street, Thorn Street, and the Alley in Block 5 City Heights, was again brought up at this time.

Written appeals from the assessment were presented. The Acting City Engineer reported, verbally, that there was a 4% appeal.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

E. E. Hayton, 4417 Thorn Street, spoke. He said that he was appearing in behalf of J. A. Hayton, the owner of 75 feet of a vacant lot, and stated that the property had been split that the division was not shown on the assessment. Asked for more particulars, Mr. Hayton said that he referred to Lots 1 and 2 Block 2 Clifton Addition; J. A. Hayton is the owner of the west 75 feet; A. S. Hayton the owner of the east 50 feet.

In discussing the Hayton appeal, it was pointed out that the Assessor's records do not indicate any property division, and it was determined that those records would be investigated to determine if there is any legal division of property of record.

Howard C. Dennis, representing V. R. Dennis Construction Co., the contractor, spoke about the written protest of Mrs. Betty Etchison in connection with sidewalk levels. Mr. Dennis said that his company had put in a sloping ramp connecting two sidewalk levels, to please Mrs Etchison, although not required to do so under the plans and specifications. Representatives of the City Engineer's staff indicated that the sidewalk ramp and other work were satisfactory and in accordance with specifications.

Councilman Kerrigan moved to direct the City Engineer to correct the assessment on the Hayton property by dividing the assessment, subject to check with the County Recorder to see if such a split exists legally, which motion was seconded by Councilman Schneider. The motion included continuance of the matter until the hour of 4:00 o'clock P.M., this date, to permit making such a check. That motion carried. (See Page 150)

ORDINANCE NO. 4333 New Series, recorded on Microfilm Roll No. 26, appropriating the sum of \$4,000.00 from the Traffic Safety Fund, for the purpose of providing funds for replacing sidewalks and curbs on Hornblend Street between Jewell Street and Morrell Street, and a portion of Kendall Street at Hornblend Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Accompanying said Ordinance, was a communication from the Assistant Director of Public Works addressed to the Director of Public Works, and transmitted to the Council with the City Manager's stamp of approval, recommending the appropriation for said work, and reporting that the work is occasioned by a change of grade and not by deteriorated or defective sidewalk and curb, and that apparently the change had been made to avoid a warped section and possibly to improve drainage.

ORDINANCE NO. 4334 New Series, recorded on Microfilm Roll No. 26, appropriating the sum of \$1560.00 from the Traffic Safety Fund, for the purpose of providing funds for the removal and reconstruction of the curb returns on El Cajon Avenue (Boulevard), between 68th Street and 72nd Street, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

No letter of explanation accompanied said Ordinance.

A proposed Ordinance amending Sections 2, 8 and 13 of Ordinance No. 3727 (New Series) adopted May 4, 1948, and adding eight new sections to said Ordinance, to be known as and numbered Sections 21, 22, 23, 24, 25, 26, 27, 28, was presented.

Said proposed Ordinance had to do with the jurisdiction, possession and control of beach areas, under control of the Park and Recreation Department.

Members of the Council indicated that they were not sufficiently informed in the matter to be able to adopt the proposed ordinance at this time, and felt that it would be well to consider the item in Conference.

RESOLUTION NO. 97223, recorded on Microfilm Roll No. 26, referring to Council Conference the proposed Ordinance amending Sections 2, 8 and 13 of Ordinance No. 3727 (New Series, and adding eight new sections thereto, all having to do with the jurisdiction, possession and control of beach areas in Mission Bay Park and Vicinity, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4335 (New Series), establishing the grade of Worden Street, between the southwesterly line of Voltaire Street and the easterly line of Wabaska Drive, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Councilman Wincote requested, and was granted, unanimous consent to present the following matter, not listed on the Council's agenda:

Mr. Wincote said that it had been determined, in Council Conference, to file the request of San Diego Hotel Association, signed by Mitchell Yrigoyen, dated March 3, 1950, in behalf of the San Diego Hotel Association and the Apartment House Owners Association requesting a further amendment to the Building Code to permit an extension of one year in the enforcement of the provisions of the Building Code (relating to the "Fire" provisions). On motion of Councilman Swan, seconded by Councilman Wincote, RESOLUTION NO. 97224, recorded on Microfilm Roll No. 26, said request was ordered filed, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman Schneider. Absent---Councilmen None.

On motion of Councilman Wincote, seconded by Councilman Dail, the Council took a recess at the hour of 11:25 o'clock A.M., to the hour of 4:00 o'clock P.M., this date.

Prior to the recess, just mentioned, Paul Maiss was recognized by the Mayor and was asked if he had anything to bring before the Council. Mr. Maiss said that a report was due from the City Manager on the proposal of the State-Reynard Way-Goldfinch Civic Group for establishment of Bus Service through Reynard Way to the County Hospital, and that such a report should have been before the Council on March the 9th - a month from the date the Council had referred the matter to the City Manager.

Mr. Maiss asked when the report could be expected. The City Manager replied that the report would be available for next Tuesday's Council meeting (the meeting of March 21, 1950). Mr. Maiss thanked the City Manager and members of the Council for their assurance of the early report. No action was taken.

Upon re-convening, at the hour of 4:25 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,

Mayor Knox.

Absent----Councilmen None.

Clerk-----Fred W. Sick

At this time the matter of proposed Civil Service Rules, which had previously been referred to Council Conference, was presented for action.

It was stated that certain changes had been made, namely: that the word "solicited" be inserted in section (5) page 36 to read "That the employee has solicited or taken...." The Council Conference minutes show that page 7 of the rules was approved as written, that the definition of "continuous service" was accepted.

RESOLUTION NO. 97225, recorded on Microfilm Roll No. 26, authorizing and directing the City Attorney to prepare and present a draft of Ordinance covering City Civil Service Rules, as approved by the Commission at its meeting on February 20, 1950, and as amended by the Council after public hearing held March 9, 1950, which rules are now on file in the Office of the City Clerk under Document No. 414676, considered at Council Conference this date, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from E. L. Bartlett, having to do with the proposed Civil Service Rules, which had been referred to Council Conference this date from this morning's Council meeting, was withdrawn from Conference, and ordered filed.

The hearing on the Acting City Engineer's Assessment No. 1929 for the paving and otherwise improving of Myrtle Avenue, Dwight Street, Marlborough Avenue, 41st Street, Central Avenue, 44th Street, Thorn Street and the Alley in Block 5 City Heights Annex No. 2, which matter has been mentioned twice previously in these Minutes, and continued until this time, Mr. Olson of the City Engineer's Office made a verbal report on the verbal request of E. E. Hayton for the division of two lots, saying that the split was not shown on the Assessor's records although it should have been.

E. E. Hayton spoke again, saying that he is the father of the two owners in question, and stated that deeds had been made out for property divisions when his son went into the war, but had not been recorded at the time.

Members of the Council, and the Mayor asked if the purpose of the split was to provide assessments on separate parcels of the lots, to relieve the assessment on "the property in the hole". Mr. Hayton said that was partly the reason, but not entirely so. Also, the Mayor and Council indicated that, inasmuch as the property is in the family, the assessment matter can be adjusted between the owners.

RESOLUTION NO. 97226, recorded on Microfilm Roll No. 26, overruling and denying the written appeals of C. B. Lindsey, Ben Dickens, Edith P. R. Hale, J. O. Lamar, Jack W. and Mary McDonald, W. C. Brown, Mr. and Mrs. Clarence Elgin, Walter S. Hutchinson, Mrs. Betty Etchison, Mr. and Mrs. F. P. Massey, Mr. and Mrs. Euberto Taylor, Raymond O. Ashby, R. T. McCullough, Norman J. Gilbert, Helen Christocoulon, Charles H. DeShaw, Elizabeth Carr, Vera P. Armstrong, Mr. and Mrs. W. H. Mills, from the Acting City Engineer's Assessment No. 1929 made to cover the costs and expenses of the grading, paving and otherwise improving of Myrtle Avenue, Dwight Street, Marlborough Avenue, 41st Street, Central Avenue, 44th Street, Thorn Street and the Alley in Block 5 City Heights Annex No. 2, within the limits and as particularly described in Resolution of Intention No. 93142, overruling and denying all other appeals thereon, confirming and approving said Acting

City Engineer's Assessment No. 1929, authorizing and directing the Acting City Engineer to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Dail, adjourned at the hour of 4:30 o'clock P.M.


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,
Thursday, March 16, 1950

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

Mayor Knox. Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent---Councilmen None
Clerk----Fred W. Sick

Councilman Dail requested that the two following communications be taken out of order, and considered at this time:

Communication from Central Labor Council of San Diego County, affiliated with California State Federation of Labor, American Federation of Labor, dated March 13, 1950, signed by John W. Quimby, Secretary, protesting the action of the Council in removing the four freedoms' plaque from the Veterans Memorial Building, stating that members of their unions and veterans who are members of the unions request the Council to rescind the action, was presented and read.

Communication from San Diego Council of Veterans Organizations, dated March 13, 1950, signed by B. G. Hamblin, Executive Secretary, referring to the subject of the plaque including the Four Freedoms (on the Veterans' Memorial Building), and requesting the Council to give favorable consideration to the following plaque, to read:

"Dedicated by the citizens of San Diego as a living memorial to our honored dead of all wars.

- I. Freedom of Speech.
- II. Freedom of Worship.
- III. Freedom from Want.
- IV. Freedom from Fear."

was presented and read.

The City Manager was asked to report, verbally, in the matter, which he did.

The City Manager said that the matter had been referred to him to select a quotation from the Constitution. He said that the matter should not become a political or controversial issue, and regretted that it had. He suggested avoidance of any further controversy, and expressed the belief that the users of the building should be the ones to make the choice of the dedicatory inscription to be used on the plaques.

Councilman Schneider moved to refer to the "Veterans Committee operating the building, for selection of wording on the plaques", which motion was seconded by Councilman Godfrey.

Before the roll could be called on the motion, there was further discussion.

Ambrose Redmond, Chairman, San Diego Council of Veterans' Organizations, spoke. He, also, expressed regret at the controversy. Mr. Redmond said that the first selection of the wording proposed by the architects had been endorsed, and asked for consideration thereof.

Councilman Kerrigan said that the original request in connection with the wording of the plaques had included one to carry the names of members of the Council and City officials. He said that the Council had referred the matter back, with the thought that it was not proper to list the officials' names, the Council feeling that it was a veterans' memorial and that there was no need for perpetuating the names of the officials in office at the time of the construction of the building.

Councilman Wincote said that the organizations, who are to occupy the building, should be named, and agreed with Councilman Kerrigan that the officials' names should not be on the plaque.

RESOLUTION NO. 97227, recorded on Microfilm Roll No. 26, referring to the Veterans' Committee which will operate the Veterans' Memorial Building, Balboa Park, the matter of selection of wording to appear on the plaques, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The Mayor, in directing that the roll be called on the proposed Resolution, pointed out that it would be some time before the committee to operate the building could be selected from the many organizations represented.

At this time, a majority of the members of the Council executed the Undertaking for Street Lighting, with San Diego Gas & Electric Company, for the lighting of the ornamental street lights located in Pacific Highway Lighting District No. 1.

The Council returned to the order of business, as listed on the agenda.

Communication from the City Manager reporting, as requested, upon the matter of free use of water in Balboa Park by the Boy Scouts' headquarters, and referring to other organizations occupying park properties for similar uses, submitting "over-all picture", as requested by the Council.

The communication set forth in detail the occupancy of the various organizations, and mentioned the Boys' Club, which occupies other Park and Recreation property, on a Dollar-a-year basis.

The Mayor said that the Boys' Club pays the "going price" for its lease, on a 5-year lease. In reference to the Manager's written report that the Boy Scouts would soon open their swimming pool, the Mayor stated that the Boys' Club is to open a pool before long.

Asked about separating charges for the watering of the trees in Balboa Park area of the Boy Scouts' occupancy, and the Scouts' use of water for the building, showers, pool, etc., the City Attorney said that it would require separate meters if water were to be paid for separately for irrigation of the planting. He said that the amount used could not be determined by being estimated. Also, replying to a question if the City could contribute a sum of money to the Boy Scouts, (for re-imbursement of water paid for, presumably) the City Attorney stated that the City could not do so.

Councilman Schneider moved to deny the request of the Boy Scouts for the furnishing of water without charge, and that the Park and Recreation Department be requested to provide water from another source, to irrigate the trees outside the fenced area of the Scouts' lease, which motion was seconded by Councilman Godfrey.

The roll was not called on the motion at this time.

Further discussion indicated that the action of providing pipelines and meters to water trees and shrubbery outside the fenced area of the Scouts' headquarters, is an administrative one, and should not be determined by the Council.

Councilman Godfrey, who had seconded Councilman Schneider's motion, withdrew his second on the motion as made, but said that he would be willing to second the motion for denial. Councilman Schneider renewed the motion to deny, which motion Councilman Godfrey seconded.

RESOLUTION NO. 97228, recorded on Microfilm Roll No. 26, denying petition of Boy Scout Camp Development Committee, dated February 10, 1950, signed by Harvey H. Atherton, Chairman, requesting the City of San Diego to absorb the item of water billing against the property occupied by the Boy Scouts in Balboa Park, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97229, recorded on Microfilm Roll No. 26, requesting the City Manager to report on the matter of providing water by the City for watering trees outside of the fenced area of the Boy Scouts' lease in Balboa Park, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from Percy H. Goodwin Company, dated Mar. 8, 1950, and signed by Paul R. Grokoest, announcing that the Great American Indemnity Company has made and delivered its draft in the amount of \$18.40 to R. F. Stoudt, claimant, in full payment of his claim and accepted a release.

On motion of Councilman Swan, seconded by Councilman Dail, the communication was ordered filed.

Communication from Percy H. Goodwin Company, dated Mar. 9, 1950, signed by Paul R. Grokoest, reporting that the Great American Indemnity Company has made and delivered its draft in the amount of \$10.50 to Hilary A. Sirutis, claimant, in full payment of his claim and accepted a release, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, was ordered filed.

Communication from Percy H. Goodwin Company, dated Mar. 14, 1950, signed by Paul R. Grokoest, recommending that the claim of Chester F. Cutting be denied.

RESOLUTION NO. 97230, recorded on Microfilm Roll No. 26, denying claim of Chester F. Cutting, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from Mr. and Mrs. Z. T. Peranski, 3721 Indiana Street, complaining about the operations of the Rose Automotive Service Garage, 3741 Park Boulevard, across the street from their home, was presented. The communication refers to wrecks being towed in late at night, use of the street in front of their home for repairing and storing cars, etc., noise from loud air compressor at night, and other statements.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Protest of property owners for correction of condition resulting from grading on Empire Street for a new subdivision, leaving the new area higher than the older settled section, constituting "a sure danger of standing water and impassible road during the rainy season", was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from San Diego Chapter, Building Contractors Association of California, Inc., dated March 14, 1950, signed by Charles A. Taylor, Exec. Sec'y, referring to possibility of providing relief from unemployment through speeding up of procedures in the various departments within the Civic Center ~~of procedures~~ in connection with the putting on of subdivision, with the idea of permitting the early construction of buildings, was presented.

The City Manager requested that the matter be referred to him, in order that he might study the allegations contained in the communication in connection with delays, and that he might correct the same, if they exist, or refute them if they do not.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was referred to the City Manager.

Bill submitted by San Diego Chamber of Commerce, bearing date March 13, 1950, in the sum of \$2,603.09, was presented.

It was pointed out that only \$2,500.00 remains in the Advertising and Publicity Fund as an allocation toward the San Diego Chamber of Commerce.

RESOLUTION NO. 97231, recorded on Microfilm Roll No. 26, approving the bill of San Diego Chamber of Commerce in the sum of \$2,603.09, in the sum of \$2,500.00 (the amount allocated to the credit of said Chamber of Commerce), authorizing the issuance of a requisition in the sum of \$2,500.00 on the Advertising & Publicity Fund for the year 1949-1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4336 (New Series), recorded on Microfilm Roll No. 26, appropriating the sum of \$5,000.00 from the Unappropriated Balance Fund, for the purpose of providing funds for paying the costs and expenses incurred by the San Diego City and County Centennial Commission for the preparation of plans and the holding of celebrations (provided for in Ordinance No. 4295 New Series), specifying that the money appropriated shall not be available unless and until the Board of Supervisors of the County of San Diego appropriates and sets aside for the same purpose an equal amount of money and makes said money available for the use of said Commission, requiring that any moneys remaining in said fund at the expiration of the year 1950 or which shall be paid to said City as a reimbursement by the State of California or other public agency shall revert to and become a part of the Unappropriated Balance Fund, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4337 (New Series), recorded on Microfilm Roll No. 26, establishing the grade of Ampudia Street, between the northeasterly line of Jefferson Street and a line drawn from the intersection of the southeasterly line of Ampudia Street with the westerly line of La Jolla Avenue to the intersection of the northwesterly line of Ampudia Street with the southwesterly line of Congress Street, was on motion of Councilman Schneider,

seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4338 (New Series), recorded on Microfilm Roll No. 26, establishing the grade of Ampudia Street, between a line parallel to and distant 200.00 feet southwesterly from the southwesterly line of Moore Street and a line parallel to and distant 210.00 feet southwesterly from the southwesterly line of Moore Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

There being no further business to come before the Council, the meeting, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adjourned at the hour of 10:25 o'clock A.M.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, March 21, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 10:03 o'clock A.M.

Mayor Knox. Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, March 14, 1950, and the Regular Meeting of Thursday, March 16, 1950, were presented to the Council by the Clerk, and on motion of Councilman Kerrigan, seconded by Councilman Godfrey, were approved without reading, and were signed by the Mayor.

Mayor Knox awarded a 25-year service button to Capt. Joseph N. Otten, Fire Department, first employed by the City on March 10, 1925, Capt. Otten being in charge of Fire Station B on Midway Drive.

Councilman Schneider requested that the matter of rent decontrol be brought up out of order and considered at this time, which matter had been scheduled for consideration at this meeting.

Councilman Schneider moved that the City Attorney be directed to prepare a Resolution bringing out that the vacancy factors in San Diego indicate that there is no longer a need for rent control in San Diego, which motion was seconded by Councilman Wincote.

Before the roll could be called on the motion, there was considerable discussion by members of the Council, and when the question was called for on the foregoing and a following motion further discussion precluded the calling of the roll.

Councilman Kerrigan moved to table Councilman Schneider's motion, which motion was seconded by Councilman Godfrey.

Councilman Wincote protested the taking of action to table the matter, saying that it had previously agreed to vote on the question at this meeting.

Councilman Godfrey attempted to make a statement, but the Mayor declared that the motion was not debatable, whereupon Councilman Godfrey asked why the Mayor permitted Councilman Wincote to make a statement but refused to hear him.

Councilman Godfrey continued, and stated why he had seconded the motion for tabling the question. He said that if the Council wants to vote without a re-survey he would withdraw his second, which he did.

Councilman Schneider said that inasmuch as Councilman Godfrey had withdrawn his second on the motion to table, the motion which he had made was in order, and called for the vote on that motion.

However, before the roll could be called, Councilman Kerrigan said that he wanted to make a further study of the matter of 4, 5, 6 room houses, contending that the survey had been based largely upon 3 room, or less, occupancies. He said he could see no reason for rushing the action at this time, referring to the length of time between the original survey, the filing of the rent decontrol petition, the official hearing thereon, and today's meeting. Councilman Kerrigan reiterated that he wants a thorough study made of the problem. Also, he stated that he wants the City of San Diego to make a "partial survey" on the 4-5-6-room vacancies.

Councilman Wincote read from the statutes on the subject, being from the Housing and Rent Act of 1949, pointing out what matters were to be considered in the proposal, consisting of information on the entire picture, and not on any particular phase.

The City Attorney reported on the procedure to be followed, based on the hearing had heretofore. He said that any evidence other than that developed at and as a result of said hearing could be ignored.

Councilman Kerrigan pointed out that action by the Council is only one of the methods provided for decontrol.

The City Attorney said that rent control could not be re-established by the City Council, but that there is a method provided, which he read, regarding the Housing Expediter doing so by order or re-establishment by Administrative action.

There would be no further power left to the Council if rentals were decontrolled by Council action, Councilman Kerrigan averred.

The City Attorney said that the State Legislature could provide for re-establishment of rent control.

Councilman Godfrey expressed the view that if the Council took an affirmative vote of the question, the matter would be closed. He said that tabling would make possible further study to permit coming to some conclusion.

Councilman Wincote said that the Council had elected to hold the hearing, which hearing should be the basis for the Council's vote, and reiterated that the Council should vote upon the question today, as agreed.

Councilman Kerrigan spoke again, saying that the agreement to vote upon the question today was an informal one arrived at in Conference.

Councilman Swan read from Conference minutes of March 2, 1950, as follows:

"On March 2 the Council of the City of San Diego agreed in conference that the proposition of rent decontrol would be considered on March 21 to determine whether the attorney will be directed to prepare a resolution decontrolling rents, or whether the petition of the proponents of decontrol will be dismissed."

(A communication from the Secretary to the City Council, dated March 20, 1950, and signed J. Sutton, appeared on the agenda for this meeting, and was worded identical with the minutes' excerpt which Mr. Swan had read).

The roll was called at this time on the motion made by Councilman Schneider which had been seconded by Councilman Wincote, namely, "That the City Attorney be directed to prepare a Resolution bringing out that the vacancy factors in San Diego indicate that there is no longer a need for rent control in San Diego," the vote being as follows: Yeas---Councilmen Swan, Wincote, Schneider. Nays---Councilmen Kerrigan, Dail, Godfrey, Mayor Knox. Absent---Councilmen None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96859, for the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in said Resolution, the clerk reported that a written protest had been received from E. H. Chapek, which protest was presented.

The City Engineer reported that it was a 1.3% protest.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no additional protests were presented.

RESOLUTION NO. 97232, recorded on Microfilm Roll No. 26, overruling and denying the protest of E. H. Chapek, and all other protests, against the proposed improvement Orange Avenue, within the limits and as particularly described in Resolution of Intention No. 96859, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for the preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96860, for the paving and otherwise improving of Tenth Avenue, within the limits and as particularly described, in said Resolution, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96933 of Preliminary Determination, for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in said Resolution, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97233, recorded on Microfilm Roll No. 26, determining that the proposed paving and otherwise improving of Upshur Street, within the limits and as particularly described in Resolution No. 96933 of Preliminary Determination, is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed furnishing of electric current for the lighting of the ornamental street lights located in La Jolla Lighting District, for a period of one year from and including January 1, 1950, to and including December 31, 1950, the clerk reported that no written protests had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97234, recorded on Microfilm Roll No. 26, confirming the "Engineer's Report and Assessment for La Jolla Lighting District No. 1", filed in the office of the City Clerk February 10, 1950, adopting said report as a whole, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Streets Superintendent's Assessment No. 1931, made to cover the costs and expenses of the paving and otherwise improving of Chalcedony Street, Law Street, Beryl Street and Jewell Street, within the limits and as particularly described in Resolution of Intention No. 93730, the clerk reported that written appeals had been received from Ruth M. Whent, Louis G. Chavaud, Francis L. Canley, Owen A. Murray, and others, which appeals were presented to the Council.

Thereupon, the City Engineer made a verbal report upon the written appeals, stating that most of them were against a condition resulting from mud gathering on the paved street. He said that until streets on upper levels were paved, it would be impossible to solve the problem.

At this time the Mayor inquired if any interested affected property owners were present who desired to be heard.

August Torstrup, 4786 Lamont Street, spoke regarding the amount of assessment against his property.

D. F. Widgeon, 1504 Law Street, spoke about the lack of drainage.

The matter was continued, temporarily, to permit Mr. Torstrup and Mr. Widgeon to meet with the City Engineer.

(See Page 158 of these Minutes for the balance of the hearing on Assessment No. 1931)

The Mayor requested, and was granted unanimous consent to present the following matter, not listed on the Council's agenda:

ORDINANCE NO. 4339 (New Series), recorded on Microfilm Roll No. 26, amending Sections 2, 3, and 4 of Ordinance No. 3184 (New Series) adopted May 21, 1946, and repealing Ordinance No. 3993 (New Series) adopted March 1, 1949, all having to do with rates for Domestic, Commercial and Industrial Water Service within and without the City of San Diego, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent-Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

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

Mayor Knox left the meeting at this time, and Vice Mayor Vincent T. Godfrey assumed the duties of Chairman.

Petition of the City Manager for the closing of portion of Torrey Pines Road at Pacific Highway, in accordance with drawing No. 3892-B attached to said petition, was presented.

RESOLUTION NO. 97235, recorded on Microfilm Roll No. 26, granting petition for the closing of portion of Torrey Pines Road at Pacific Highway, directing the City Engineer to furnish a description of the lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Petition of F. L. McMechen and the Union Title Insurance and Trust Company for extension of the storm drain coming from 30th Street to the creek, the cleaning of Lilac Drive, placing of a fire hydrant to be installed to the water main under the 30th Street bridge, to connect houses to be constructed soon, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

Petition of R. L. Parsons, 2660 B Street, "that the bus system be looked into", and relating to bus stops in particular, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the petition was referred to the City Manager.

Claim of Clyde M. Nelson, 2116 C Street, in the sum of \$20.00, for damage to his car by a City-owned truck, was presented.

RESOLUTION NO. 97236, recorded on Microfilm Roll No. 26, referring claim of Clyde M. Nelson to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Claim of Hazel I. Okey and Leo E. Okey, 3233 Copley Avenue, in the sum of \$41.20, for damage from sewer stoppage, was presented.

RESOLUTION NO. 97237, recorded on Microfilm Roll No. 26, referring claim of Leo E. Okey and Hazel I. Oakey to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Claim of Mrs. Dora Reineke, Hershey, Nebr., in an unspecified amount, for damage to building in the alley in the rear of 3524 - 5th Avenue, by a City-owned truck, was presented.

RESOLUTION NO. 97238, recorded on Microfilm Roll No. 26, referring claim of Mrs. Dora Reineke to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Claim of H. O. Stevens, 3728 Dudley Street, in the sum of \$6.75, for towing charges, and for checking of his car after having dropped into an open sewer ditch, was presented.

RESOLUTION NO. 97239, recorded on Microfilm Roll No. 26, referring claim of H. O. Stevens to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Proposed Resolution presented by the Harbor Commission authorizing the Harbor Commission to do by appropriate City forces all the work in connection with the improvement of Scott Street, consisting of the installation of approximately 1336 lineal feet of curb, 866 lineal feet of concrete sidewalk, 100 feet of 18-inch reinforced concrete pipe, 2 concrete catch-basins and one cleanout connection, the rough grading of a portion of Scott Street approximately 1,000 feet long by 34 feet wide between Dickens Street and Harbor Drive, was presented.

Before any motion could be made, or the Harbor Department representative could be heard, Richard Steck representing the contractors, arose and began talking. Mr. Steck protested the work being done by the City, and said that it should be done by contract. He pleaded for the contractors who, he said, need the work. He referred to difference in the scales paid to labor by contractors and by the City, and said that doing the work by contract would ease the unemployment situation. Mr. Steck challenged the truck rental charges against work by the Department, and said that contractors have to pay the drivers as much as the Department charges for the truck and driver.

Councilman Wincote said that the matter of the work being handled in this manner was to speed up the improvement. Mr. Steck challenged the need for a hurry, saying that the area had been in the present condition a long time, and said that contractors can get the work done quickly. He said contractors can have work done in a week after plans

Carl Reupsch, Acting Port Director, spoke. He said that by the City doing the work it would be speeded up by avoiding the advertising for bids and the award of contract, also that it would be cheaper for the City to do the work. He referred to the original proposal to have the improvement included within a proposed 1911 Public Improvement project, and said that the Harbor Department could not afford the \$18,000.00 which it would cost.

Mr. Steck again entered a plea for the work to be done by contract.

Mr. Reupsch said that the sidewalks and curbs adjoining private property will be installed by private contract, that the City will pave, curb and sidewalk the area adjoining Harbor Department property.

Councilman Wincote spoke again on the reason why the project is proposed to be handled in this manner.

Mr. Reupsch said that the work can be done by the Harbor Department in 10 days - the entire job in 3 weeks.

The City Engineer, who had been asked to report in the matter, said that it would take 2 weeks to prepare the plans, and another 2 weeks for the bids, under a cash job. He pointed out that to make a cash job of it, he would have to have the cash on hand from the Harbor Department and from the affected property owners, 100%, before he could begin plans. He said that he had not been asked heretofore to enter the picture, and that no detailed plans, as would be needed, had been prepared by his department. Mr. Reupsch said that the adjoining affected property owners had already made arrangements with a contractor to do the work as soon as the City is ready to go ahead with its portion.

Councilman Schneider urged the doing of said work by a contractor, rather than by City forces, as a relief to unemployment. He said that City employees would be occupied on other work, and that this would be a help to the contractors and to men not now working.

Councilman Dail moved that the work be done by bids, which motion Councilman Schneider seconded.

The City Attorney pointed out that the matter is one under the jurisdiction of the Harbor Commission - not one on which the Council shall determine the method of proceeding.

Councilman Dail, upon advice from the City Attorney, moved to recommend to the Harbor Department that the work be done by bids, which motion had the approval of Councilman Schneider who seconded the previous motion.

Councilman Wincote spoke again about the decision to have the work done by the Harbor Department, which had been made in a previous meeting of the Council and at two conferences.

The Vice Mayor said that both time and cost enter into the picture.

The City Engineer reiterated that in order to do the work, as proposed on a private contract cash job, the cash has to be on hand.

Mr. Reupsch said that he would have to go back to the private owners, who have already made their arrangements, and seek to have the matter put into the form desired by the Council if that is what they should decide.

Councilman Kerrigan asked for a week's continuance of the matter.

At this point the question was called for, the vote resulting in:

RESOLUTION NO. 97240, recorded on Microfilm Roll No. 26, requesting the Harbor Department to have the proposed work in connection with the improvement of Scott Street done after having called for bids therefor, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilman Wincote. Absent---Mayor Knox.

A majority of the members of the Council executed the official bond of Oscar G. Knecht, as Chief Inspector, at this time.

The hearing, heretofore referred to, on the assessment for improvement of Chalcedony Street, Law Street, et al, (Page 156 of these Minutes), was resumed at this time.

The City Engineer stated that as a result of a conference with the appealing property owners present, all questions had been answered, and that the Assessment was ready for Council confirmation.

RESOLUTION NO. 97241, recorded on Microfilm Roll No. 26, overruling and denying the appeals of Ruth M. Whent, Louis G. Chauvaud, Francis L. Canley, Owen A. Murray, and overruling and denying all of appeals from the Street Superintendent's Assessment No. 1931 for the paving and otherwise improving of Chalcedony Street, Law Street, Beryl Street and Jewell Street, within the limits and as particularly described in Resolution of Intention No. 93730, confirming and approving the Street Superintendent's Assessment No. 1931, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the Street Superintendent's Office the warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Councilman Wincote requested, and was granted, unanimous consent to bring up the following matter not listed on the Council's agenda, but which the City Manager and Council had agreed would be considered at this meeting:

Paul Maiss appeared before the Council, and requested that the City Manager make his report at this time in connection with the request for the establishment of Bus service on State Street, Reynard Way and Goldfinch Street to University Avenue, north on First Avenue to West Washington Street, west on West Washington Street to Front, Front Street to County Hospital and return, which had been referred to the City Manager for a complete report on his investigations.

The City Manager presented no written report, but from data and information collected, he reported verbally. He said that the matter is one for final decision by the Public Utilities Commission. He stated that if there is an agreement between the City and the Transit Company it is taken for granted that the service will be ordered. But, if there is disagreement, the Commission will make the investigation and the order. He stressed that the City has no power. The City Manager said he had talked to the Transit Company, and reported that the Company does not find the proposed service to be justified. He said, again, that the City cannot make the decision, but that it can only present the question to the Commission, under the circumstances, for an investigation. He said that he would be glad to join with the petitioners in their request, before the Commission.

Neil Nettleship spoke, and said that it would by-pass the petitioners, if the City just asked the public Utilities Commission to investigate the putting in of the service. He contended that the Transit System cannot expect to make a profit immediately, and stressed the fact that now the company will have to lay new tracks. Mr. Nettleship expressed confidence that before long the venture would become profitable. He said that the company is not interested, unless a profit is realized from the start. He said that property lies idle for lack of transportation.

Councilman Dail reiterated the City Manager's statement that the City can only recommend to the Commission the establishment of the service.

The City Manager told of the basis on which the Public Utilities Commission will take its action, and said that the City will be glad to present its findings to the Commission. He then outlined the investigations which had been made. He then said that the City will be glad to cooperate in the matter.

Paul Maiss spoke again, and said that the residents appreciate the efforts of the City Manager in making the study of the matter.

Mr. Maiss then asked the City Manager about the investigation made by the Bus Company, and the City Manager told what was used for the survey and for the Company's findings.

Mr. Maiss spoke about the Company's position in declining to grant the service. He asked for a positive endorsement by the City.

John d'Alphonso, who had spoken at an earlier hearing, arose to speak. Before he could be heard, Councilman Schneider said he did not like to prevent him from making a speech, but that he had been trying to make a motion to cover the point in accordance with the wishes of petitioners.

RESOLUTION NO. 97242, recorded on Microfilm Roll No. 26, requesting the City Attorney to prepare and present a Resolution directed to the Public Utilities Commission in support of the request to establish bus service on State Street, Reynard Way and Goldfinch Street to University Avenue, north on First Avenue to West Washington Street, west on West Washington Street to Front Street, Front Street to County Hospital and return, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The hearing closed with enthusiastic response of the large group of persons who had gathered in the Council Chambers, and a showing of hands from those interested in the matter just concluded.

The Vice Mayor stated that it would be impossible to complete the business listed on the agenda before the Noon recess, and asked anyone present to request matters in which they were interested to let the Council know of the items they would like to have considered. As a result, the following matters were taken out of order, and considered at this time.

William Rimmer, who identified himself as Secretary of the Spanish Village artists' group, and stating that he resides in the Village, asked that the matter of the Park and Recreation Director's communication making recommendations for re-establishing of the Spanish Village Art Center in Balboa Park, which also submitted a Resolution regarding rentals of studios, etc., be brought up for action at this time.

Members of the Council indicated that they were not sufficiently informed on the subject to take action at this time, and expressed the belief that the matter should be studied and discussed in Conference.

RESOLUTION NO. 97243, recorded on Microfilm Roll No. 26, referring to Council Conference the proposed Resolution in connection with rentals to be paid for studios in the Spanish Village located in Balboa Park, etc., was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

O. D. Arnold requested that his communication be considered at this time. That matter was taken out of order and brought up for discussion.

The communication from O. D. Arnold & Sons in connection with requirements of the City Engineer relating to the paving of streets in Westwood Hills Unit No. 2, was presented and read.

Mr. Arnold spoke regarding the request, and stated that he and his engineer felt that the City Engineer's request for removal of sub-soil in relation to paving, was an unreasonable one, and asked to be relieved from the direction to remove the same.

The Planning Director spoke in regard to the conditions set forth in the Resolution approving the subdivision.

Asked about the development, Mr. Arnold said that houses are being built on now, and that the City's demand would increase the cost to the purchasers.

The City engineer made a detailed, technical, report on the soil tests, and said that the subdivider proposed to put 2" asphalt upon clay and that would not hold up. He stressed that such improvement does not constitute a satisfactory pavement.

Councilman Dail spoke in behalf of Mr. Arnold's request, stating that he believed it to be justified, and found fault with the City's effort to require Mr. Arnold to provide better base for the paving of the streets.

RESOLUTION NO. 97244, recorded on Microfilm Roll No. 26, referring to the City Manager for a conference with the City Engineer and a report to the Council on March 28, 1950, the matter of City requirements for improvements in Westwood Hills Unit No. 2 Subdivision, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

W. L. Oliphant, 1956 Reed Avenue, asked to have his letter brought up.

The communication referred to Resolution of Intention No. 96685, for the improvements of Reed Avenue in Pacific Beach, (for which bids have been called, to be opened on April 4, 1950).

Mr. Oliphant asked if the Council would cancel the proceedings at this point, because he contended that the assessments would be too high.

He asked for a delay in the proceedings so that he could present a petition of protest, in an effort to kill the improvement.

The Vice Mayor said that if a majority petition of protest is brought in before the bids are opened it may be considered, but that it has no legal effect at this point of the proceedings.

Mr. Oliphant contended that the circulator of the petition had misled its signers as to the probable assessment costs, and he questioned the wording of the petition to the effect that he felt the petition reads differently than it did at the time he signed it.

Councilman Swan read a letter signed by six persons, addressed to him, pointing out that two hearings had been held on the proposed improvement, and that no protests either written or oral had been made.

An unidentified woman spoke, and said that the property owners would like to have the improvement, but that "they do not want to pay the price."

Betty Jaynes, a signer of the letter addressed to Councilman Swan, spoke in favor of the improvement, and referred to proceedings having advanced to this point without protest. She urged the continuance with the project.

With the assurance that the matter would be given further attention, if a majority protest is presented prior to bid opening, the letter from Mr. Oliphant and the letter addressed to Councilman Swan, were on motion of Councilman Wincote, seconded by Councilman Kerrigan, ordered filed.

Otto Hahn asked that the proposed Ordinance approving and adopting Rules for the Government, Supervision and Control of The Classified Service of The City of San Diego, be brought up at this time for consideration, inasmuch as he and a group were present to speak on the subject.

The Vice Mayor said that the Council was already overdue for an appointment, that a Conference was scheduled with the Council's "Committee of 50" at 2:00 o'clock. He suggested going into the matter at 4:00 o'clock P.M. this date, and asked Mr. Hahn if that would be satisfactory. Mr. Hahn said that it would, and that he would attempt to have the group of persons back before the Council at that time.

On motion of Councilman Dail, seconded by Councilman Schneider, the Council took a recess at the hour of 12:20 o'clock Noon until the hour of 4:00 o'clock P.M. this date.

Upon reconvening, at the hour of 4:04 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey.
Absent----Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor Vincent T. Godfrey acted as Chairman.

It was suggested that the first item to be brought up was the matter of the adoption of the Civil Service Rules, which had been mentioned just before the recess.

Carl Reupsch, the Acting Port Director, asked if the Council would be willing to consider the next three items which had not been reached at the morning session, inasmuch as they could be acted upon quickly and he could leave the meeting, and the Rules would require considerable time for discussion.

The request was granted, and the following Harbor Department matters were brought up at this time, each of them being explained to the Council by Mr. Reupsch before being acted upon.

RESOLUTION NO. 97245, recorded on Microfilm Roll No. 26, ratifying, confirming and approving Tidelands lease with Airline Lumber Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION 97246, recorded on Microfilm Roll No. 26, ratifying, confirming and approving Tidelands lease with Hill Brothers Chemical Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97247, recorded on Microfilm Roll No. 26, ratifying, confirming and approving Tidelands Lease Agreement for Amendment with Jack Davis, Jr., was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The matter of the proposed Ordinance approving and adopting the Rules for the government, supervision and control of the Classified Service of The City of San Diego, was brought up at this time, as agreed before the recess.

Otto Hahn, business representative for the County and Municipal Employees Union, Local 127, spoke. He commenced by saying that the City employees are very unhappy about not having had a chance to argue points presented previously. He said that he did not know why many of the suggestions had not been written into the proposed rules. Mr. Hahn said that only one Councilman had sat down with his group to discuss the question. He mentioned, particularly, these omissions: "Vacations"; "Efficiency versus Seniority", "Sick Leave" recommendations.

Councilman Dail spoke, expressing the belief that efficiency is rated too high as against seniority.

Raymond Krah, Personnel Director, said that in the old Charter seniority had not been taken into account, but that the proposed Rules presented to the Council do. He said that the County of San Diego uses efficiency as a sole basis, and does not take seniority into account. Asked about other large employers in San Diego, Mr. Krah said that the Transit System and the Gas Company have no similar advanced personnel program. He said that there has been much discussion in the matter of "lay offs" in relation to seniority. Mr. Krah said that the union is "making a pitch for the seniority rule" on the lay offs question. He referred to the advantage resulting to the employee in the interest of efficiency. He said that the City of San Diego does better on sick leaves than do Consolidated Aircraft, the State and Federal governments, indicating an increased efficiency among City employees.

Mr. Krah said that the Civil Service has been working on the rules for a solid year, and that the department has had the views of many individuals and groups, and has conducted its hearings.

Councilman Wincote said that he is not so sure on many points. He said many suggestions had not, in his opinion, been given proper recognition.

Mr. Hahn said that he and the employees are not satisfied with the efficiency rating sheets. He felt that efficiency and seniority on an equal basis might be a fair arrangement.

Mr. Krah said that after the Rules are approved changes would have to come from the Civil Service Commission. He said, also, that contact can be made with the Commission by the Council and by employee groups. He stated that the Civil Service Commission has, if, anything, been overly democratic.

Mr. Hahn said that efficiency is certainly favored, and that the Local will get after anyone not putting out good work. He contended that the efficiency sheets can stand improvement, and said that he felt the sheets used now are not the proper ones.

Councilman Wincote also said that it is not a good efficiency sheet.

Councilman Dail said that feelings of department heads can enter too much into the matter of the efficiency markings.

Mr. Hahn said that if the efficiency sheet would be improved, he would probably "go for 2 to 1."

Mr. Krah referred to progress which has been made by the City in its efficiency reports, and spoke of those of the Standard Oil Company. He said that work is constantly going on in the problem, and felt that the fault in the markings lies largely with the supervisors rather than with the form.

Councilman Dail referred to a new opinion of the City Attorney in connection with sick leaves, based on 365 days per year, in relation to Saturdays and Mondays if absent Friday through Monday. If absent on Friday through Monday the employee is charged with 4 days sick leave; but if absent either Friday or Monday, he is charged for 1 day only.

Shelley J. Higgins, Assistant City Attorney, said that in a Wednesday-to-Wednesday absence, for instance, a sick leave charge would be made for Saturday and Sunday. He said that employees, except laborers, can be required to work Saturdays and Sundays.

The City Auditor, asked how the payrolls are set up, said that they are on a 30-day basis.

Mr. Krah felt that studies had been made of the best systems, by specialists in the personnel field, whereupon Mr. Hahn said that top rating specialists had been retained as consultants by the Local.

The question was brought up as to the effect if the Rules were postponed for a week, and not adopted at this meeting.

The Vice Mayor said that the Rules had expired as of Midnight (last night).

Mr. Higgins said that the City now, as a result of such expiration, has no rules at the present time. He stated, emphatically, that if the Rules are not adopted today a chaotic condition will result. He pointed out that under the new City Charter, the Civil Service Commission can recommend changes, the Council has the power to change any or all rules. He said that the Commission can initiate changes. Also, Mr. Higgins said that the Council can by Resolution direct the making of changes, and that if the Commission were to refuse to comply with such an order the Council was empowered to remove the Commission.

Councilman Schneider moved for the final passage of the Ordinance, which motion was seconded by Councilman Swan.

Before the roll was called, Councilman Dail moved to amend the Rule having to do with lay offs to provide for 50% seniority - 50% efficiency, which motion was seconded by Councilman Kerrigan.

After some discussion on the amendment, Councilman Kerrigan withdrew his second, and the vote was taken on the motion to pass the Ordinance.

ORDINANCE NO. 4340 (New Series), recorded on Microfilm Roll No. 26, approving and adopting Rules for the Government, Supervision and Control of the Classified Service of The City of San Diego, on file in the office of the City Clerk under Document No. 414676, was on motion of Councilman Schneider, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

Said Ordinance was declared to be one of urgency and became effective and in force immediately upon its passage and adoption.

Before passage and adoption of the Ordinance, more discussion was attempted, but the Vice Mayor ruled that all the evidence likely to be heard had been presented, and closed debate by directing the Clerk to call the roll.

Councilman Dail said, before the roll was called on the Ordinance, that he would vote for it only upon the Council's agreement to give further consideration to the matter of the Rules having to do with Vacations and with Efficiency versus Seniority.

Other members of the Council agreed that they were willing to study those points in Conference.

RESOLUTION NO. 97248, recorded on Microfilm Roll No. 26, referring to Council Conference for study at the hour of 2:00 o'clock P.M., on Tuesday, April 4, 1950, the matters of vacations and efficiency versus seniority in connection with the Civil Service Rules adopted by the Council this date, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of the East San Diego Office Building, at 4067 Fairmount Avenue, and the construction and alteration of three Shuffleboard Courts, recommending award to O. O. and R. E. Maurer, the low bidders, was presented.

RESOLUTION NO. 97249, recorded on Microfilm Roll No. 26, accepting bid of O. O. and R. E. Maurer for the construction of the East San Diego Office Building, at 4067 Fairmount Avenue, and the construction and alteration of three Shuffleboard Courts, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of Pelletizing Equipment for the Sewage Treatment Works, recommending award to California Pellet Mill Co., the sole bidder, was presented.

RESOLUTION NO. 97250, recorded on Microfilm Roll No. 26, accepting bid of California Pellet Mill Company for the furnishing of Pelletizing Equipment for the Sewage Treatment Works, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of one 3 to 4 Ton Chassis, Cab and Flat Rack Body, recommending award to International Harvester Company, the low bidder, was presented.

RESOLUTION NO. 97251, recorded on Microfilm Roll No. 26, accepting bid of International Harvester Company for the furnishing of one 3 to 4 Ton Chassis, Cab and Flat Rack Body, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, reporting on bids for the construction of the Sanitary Sewer Main and installation of 3" Sewage Pumps to serve Lindbergh Field Commercial and School Area, was presented. The report states that the Harbor Commission (it being a Harbor matter, on tidelands area) concurs in the recommendation.

RESOLUTION NO. 97252, recorded on Microfilm Roll No. 26, accepting bid of Pace Construction Company for the construction of a Sanitary Sewer Main and installation of 3" Sewage Pumps to serve Lindbergh Field Commercial and School Area, awarding contract and authorizing the Harbor Commission to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of Kitchen Equipment for Balboa Park Club, Balboa Park, was presented.

RESOLUTION NO. 97253, recorded on Microfilm Roll No. 26, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Kitchen Equipment for Balboa Park Club, Balboa Park, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97254, recorded on Microfilm Roll No. 26, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental for installation of Chesterton 18" Pipe Line from Kearny Mesa Pipe Line to Chesterton Tank, authorizing and directing the Purchasing Agent to proceed to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97255, recorded on Microfilm Roll No. 26, authorizing the Purchasing Agent to advertise for sale of equipment (more particularly set forth in said Resolution), and to sell the same, authorizing deduction from the proceeds received from the sale thereof, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Manager, recommending the creation of two-hour parking zones on Fourth Avenue between Kalmia Street and Maple Street, and on Kalmia Street between Fourth Avenue and Fifth Avenue, which had been continued from the meeting of March 7, 1950, was presented, together with Resolution which would carry the recommendations into effect.

On motion of Councilman Dail, seconded by Councilman Schneider, the matter was continued until the meeting of Tuesday, April 4, 1950.

Communication from the City Manager recommending establishment of Intersection Stops on Fourth Avenue and A Street affecting traffic on A Street, and on Sixth Avenue and A Street affecting traffic on A Street, was presented.

RESOLUTION NO. 97256, recorded on Microfilm Roll No. 26, establishing Intersection Stops at Fourth Avenue and A Street, affecting traffic on A Street and at Sixth Avenue and A Street, affecting traffic at A Street, authorizing and directing the installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Acting City Engineer, bearing the City Manager's stamp of approval, reporting on bids for the construction of the Gravilla Street, La Jolla Hermosa and Bird Rock Pump Stations, recommending award to OFCCO Construction Co., Inc., the low bidder, was presented.

RESOLUTION NO. 97257, recorded on Microfilm Roll No. 26, accepting bid of OFCCO Construction Co., Inc., for construction of Gravilla Street, La Jolla Hermosa and Bird Rock Pump Stations, awarding contract and directing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission recommending suspension of 4 Sections of the Subdivision Ordinance in connection with Tentative Map of Hermosillo Manor, being for subdivision of 16-acre portion of Lot 12 Ex Mission Rancho into 92 lots, and a communication from the Planning Commission recommending approval of said Tentative Map subject to 8 conditions, were presented.

Also presented was a communication from Byrl D. Phelps, Registered Civil Engineer, 434 Union Building, representing the subdivider, taking exception to recommendations for improvements therein and petitioning for contribution by the City of San Diego in the form of acquisition of pipe for the 8" inch requirement, was read.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the entire matter was referred to the City Manager for report and recommendation.

Communication from the Planning Commission recommending granting petition for the suspension of 4 sections of Subdivision Ordinance insofar as they affect the revised Tentative Map of Dellcrest, was presented.

RESOLUTION NO. 97258, recorded on Microfilm Roll No. 26, granting suspension of Sections 3E2, 3H3, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Dellcrest (Revised), was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Dellcrest (Revised) for subdivision of approximately 5-1/2 acre parcel of Pueblo Lot 1262 into 15 lots, was presented.

RESOLUTION NO. 97259, recorded on Microfilm Roll No. 26, approving the revised Tentative Map of Dellcrest, easterly of Cabrillo Avenue and Rhoda Drive, upon 8 conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending granting petition for the suspension of 7 sections of Subdivision Ordinance insofar as they affect the Tentative Map of Bay Park Vista, Units Nos. 1 and 2, was presented.

RESOLUTION NO. 97260, recorded on Microfilm Roll No. 26, granting suspension of Sections 3G1 and 2, 3I2, 3J6 and 3E5, 4A8 and 6 of the Subdivision Ordinance insofar as they relate to the Tentative Map of Bay Park Vista, Units Nos. 1 and 2, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Bay Park Vista, Unit No. 1 (only) for subdivision of portions of Lots 15, 16 and 22 of Eureka Lemon Tract into 93 lots, was presented.

RESOLUTION NO. 97261, recorded on Microfilm Roll No. 26, approving Tentative Map of Bay Park Vista Unit No. 1, a subdivision of portions of Lots 15, 16 and 22 of Eureka Lemon Tract into 93 lots, located easterly of Morena Boulevard at Baker Street, upon 7 conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Planning Commission recommending suspension of an ~~additien~~ additional section of the Subdivision Ordinance insofar as it relates to the Tentative Map of Hubner Knolls (other suspensions having been granted by Resolution No. 96674) was presented.

RESOLUTION NO. 97262, recorded on Microfilm Roll No. 26, amending Resolution No. 96674 adopted January 31, 1950, suspending Sections 3F3, 3G1 and 3G2, 4A8 and 6 of the Subdivision Ordinance, insofar as they relate to the Tentative Map of Hubner Knolls, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Planning Commission recommending granting petition for the rezoning of portions of Blocks 53, 54, 59 and 60 of Ocean Beach from the existing R-4 Zone to Zone C, the reference to the City Attorney's office for drafting of the necessary Ordinance and the combining with the next-mentioned matter, was presented. On motion of Councilman Swan, seconded by Councilman Kerrigan, the matter was referred to the City Attorney.

Communication from the Planning Commission recommending granting petition for the rezoning of portions of Blocks 59 and 60 of Ocean Beach from the existing R-4 Zone to Zone C, the reference to the City Attorney's office for drafting of the necessary Ordinance and the combining with the previously-mentioned matter, was presented. On motion of Councilman Swan, seconded by Councilman Kerrigan, the matter was referred to the City Attorney.

Communication from Great American Indemnity Company, dated March 16, 1950, signed by Max H. Seeger, representative, recommending denial of claim of Lawrence G. Morrow, 3021 G Street, in the sum of \$755.00, claim arising out of a property damage and personal injury, resulting from a crash on his motorscooter due to streetcar tracks, was presented.

RESOLUTION NO. 97263, recorded on Microfilm Roll No. 26, denying claim of Lawrence G. Morrow, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from W. D. Baker, Rear Admiral, U.S.N., Commandant, Eleventh Naval District, relative to smoke and ash from the dump near the Navy Communication Station, Chollas Heights, and regarding the dump being a potential fire hazard, accompanied by various reports and photographs, was presented. On motion of Councilman Wincote, seconded by Councilman Schneider, the matter was referred to the City Manager for investigation and report.

Communication from Aircraft Unions, International Association of Machinists, relative to protecting vital industries on the West Coast, signed by Hal Shean, Chairman, 5501 Landershim Blvd., North Hollywood, was presented. On motion of Councilman Dail, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Oceanview Improvement Club, signed by John Birkel, Sec't., relative to defective sidewalk on the east side of 47th Street near Ocean View Boulevard, was presented. On motion of Councilman Dail, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Mrs. Mona Williams, 3652 Columbia Street, relative to traffic hazards on India, Andrews and Washington Streets, etc., was presented. On motion of Councilman Swan, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from R. W. Reed, no address shown, relative to traffic hazards at Park Boulevard and Meade Avenue, and offering suggestions on numerous matters, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Southwest Airways Company, addressed to the Civil Aeronautics Board, asking for an order exemption, was presented.

The City Manager explained that this matter, and the one following, were routine procedures set up for handling aviation problems in the areas affected, and recommending that study be made by the Council to see if it desired to take any action thereon.

RESOLUTION NO. 97264, recorded on Microfilm Roll No. 26, referring application of Southwest Airways Company to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Application of Western Union Telegraph Company for order to install new rate structure, addressed to the Public Utilities Commission, was presented.

RESOLUTION NO. 97265, recorded on Microfilm Roll No. 26, referring notice of hearing before the Public Utilities Commission of the State of California for an order authorizing a new rate structure applicable to intrastate message telegraph service, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication signed by Mrs. Alta Vaughn, Pres., and Mrs. Mary Burleson, Sec., referring to juvenile delinquency surveys and requesting a recreational leader "in this district" (district referred to, and addresses of the signers not indicated), was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was ordered filed.

Communication signed by John P. Scripps, Harry Green, J. L. McNally, Irve C. Boldman, employees of John P. Scripps Newspapers, 306 Scripps Building, protesting use of sprinklers along Cabrillo Freeway, waste of water, splashing of cars from standing water, etc., was presented.

The City Manager reported, verbally, that he had written to the signers of the communication informing them that it was not City Park Department employees who are in charge of the maintenance of the Cabrillo Freeway landscaping, but that the matter comes under the State Highway Department. He recommended the filing of the communication. On motion of Councilman Dail, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Frank B. Bennett, 340 Bank of America Building, 625 Broadway, protesting the increase in Water Rates (Ordinance on the subject adopted earlier in this meeting), was presented. A motion which was made and seconded to file the communication was withdrawn in favor of the motion made by Councilman Wincote, seconded by Councilman Kerrigan, to refer the communication to the City Manager for reply.

The same action was taken on communication from M. Leopold, 125 W. Brooks, on his protest on increased water rates.

RESOLUTION NO. 97266, recorded on Microfilm Roll No. 26, directing notice of filing of assessment and of the time and place of hearing thereon, on the Street Superintendent's Assessment No. 1935 made to cover the costs and expenses of the work done upon the paving and otherwise improving of the Alley in Block 4 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94755, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97267, recorded on Microfilm Roll No. 26, directing notice of filing of assessment and of the time and place of hearing thereon, on the Street Superintendent's Assessment No. 1933 made to cover the costs and expenses of the work done upon the paving and otherwise improving of Missouri Street, within the limits and as particularly described in Resolution of Intention No. 94756, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97268, recorded on Microfilm Roll No. 26, directing notice of filing of assessment and of the time and place of hearing thereon, on the Street Superintendent's Assessment No. 1934 made to cover the costs and expenses of the work done upon the installation of sewer mains, etc., in Torrey Pines Road, La Jolla Shores Drive, Paseo del Sol, Camino del Oro, De la Ribera, Avenida de la Playa, Vallecitos, Calle Frescota, Camino del Collado, the Alley in Block 8 La Jolla Shores Unit No. 1, the southerly Alley in Block 34 La Jolla Shores Unit No. 6, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 92506, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97269, recorded on Microfilm Roll No. 26, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of portion of G Street, and Plat No. 2135 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereof, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 97270, recorded on Microfilm Roll No. 26, accepting bid of Griffith Company for the paving and otherwise improving of College Avenue, College Way, Carol Street, Bradford Street and Estelle Street, within the limits and as particularly described in Resolution of Intention No. 96427, and awarding contract, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 97271, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 96794, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97272, recorded on Microfilm Roll No. 26, for the furnishing of electric current for the lighting of the ornamental street lights located in Montemar Lighting District No. 1, for a period of one year from and including December 16, 1949, to and including December 15, 1950, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97273, recorded on Microfilm Roll No. 26, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Sunset Cliffs Lighting District No. 1, for a period of one year from and including January 15, 1950, to and including January 14, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF INTENTION NO. 97274, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alley in Block 2 and Alley in Block 3 La Jolla Park, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97275, recorded on Microfilm Roll No. 26, for the paving and otherwise improving of portion of G Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97276, recorded on Microfilm Roll No. 26, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2, and the Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97277, recorded on Microfilm Roll No. 26, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97278, recorded on Microfilm Roll No. 26, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97279, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement to be done on the installation of Sewer in Beta Street, within the limits and as particularly described in Resolution of Intention No. 95453, directing the Clerk at the same time of this approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97280, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement to be done on the installation of Sewers in Euclid Avenue, Naranja Street, Groveland Drive, and other streets, within the limits and as particularly described in Resolution of Intention No. 94302, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97281, recorded on Microfilm Roll No. 26, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 95610, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97282, recorded on Microfilm Roll No. 26, approving the diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of 39th Street, within the limits and as particularly described in Resolution of Intention No. 95273, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97283, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to do all the work in connection with the installation of 1250 feet of eight-inch and 350 feet of six-inch water main in 28th Street from Grape Street to Juniper Street, by appropriate City forces, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97284, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute for and on behalf of the City of San Diego, a lease with Cleto Vedova, for 1845 acres of land more or less in Township 12 South, Range 2 East, S.B.B.M., for stock grazing and pasturage purposes (being in the Sutherland Reservoir Basin), for a period of five years commencing April 9, 1950, at a rental of \$831.00 per year, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97285, recorded on Microfilm Roll No. 26, authorizing the City Manager to execute for and on behalf of The City of San Diego, a lease agreement with the San Diego Symphony Orchestra Association for the use of Balboa Park Bowl, rescinding Resolution No. 95385 adopted on the 4th day of October, 1949, covering use for symphony concerts on certain Tuesday nights during the summer months of the years 1950, 1951, 1952, and 1953, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97286, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute, for and on behalf of the City of San Diego, an agreement between The City of San Diego and the La Mesa, Lemon Grove & Spring Valley Irrigation District, a state agency of the State of California, amending Section 5 of the agreement heretofore on the 31st day of March, 1948, entered into between the City and the District, entitled "Transportation of Water of the District from El Capitan Reservoir to Murray Reservoir," as particularly set forth in said amendment, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Accompanying said Resolution was a communication from the Director, Water Department, addressed to the City Attorney through the City Manager, submitting the proposed amendment and requesting the necessary papers to authorize the same.

RESOLUTION NO. 97287, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement between The City of San Diego and the State of California acting by and through its Department of Public Works, Division of Highways, wherein the State agrees to provide for construction work consisting of raising four northerly spans of the existing San Diego River Bridge and of extending said bridge approximately 300 feet northerly, together with necessary road work at the northerly approach and the required detour and culverts, in connection with the San Diego River Flood Control Project, and the City agrees to acquire at no cost to the State all rights of way required for the project, including the aforesaid detour and to arrange for removal of any obstructions which interfere with the project, and to reimburse the State for all of the State's expenditures incurred in aforesaid construction work, the total cost of which work is estimated at \$352,985.95, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97288, recorded on Microfilm Roll No. 26, adopting recommendation of the Mission Bay Advisory Committee, on file in the office of the City Clerk under Document No. 413997, for the enlarging of said Committee by the addition of two members who shall be appointed from names supplied by the Ocean Beach Chamber of Commerce, and increasing the membership of said Committee in number by two, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97289, recorded on Microfilm Roll No. 26, authorizing, pursuant to the recommendation of the City Manager on file in the office of the City Clerk, the Clyde Beatty Circus sponsored by the Welfare Foundation of the Lions Club of San Diego, to hold a circus and sideshow at Frontier and Enterprise Streets, April 14, 15, 16, 1950, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending the granting of petition of W. A. Baxter, 1915 El Cajon Boulevard, for permission to install two excess width driveways to serve two 3-car garages and two off-street parking spaces under construction on Menlo Avenue between El Cajon Boulevard and Norwood Street, was presented.

RESOLUTION NO. 97290, recorded on Microfilm Roll No. 26, granting permission to W. A. Baxter, 1915 El Cajon Boulevard, to remove a total of 80 feet of curb on the west side of Menlo Avenue between points 228 and 268 feet and points 282 and 322 feet north of the north line of El Cajon Boulevard, for the installation of two driveways adjacent to the

east half of Lot 8 Granada Tract, to serve construction of six garages and two off-street parking spaces together with two single and two duplex residential units, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the City Manager, recommending granting an excess-width driveway to Gunnar Johnson on Broadway between 27th and 28th Streets, to serve a 4-car garage under construction together with a 5-unit apartment, was presented.

RESOLUTION NO. 97291, recorded on Microfilm Roll No. 26, granting permission to Gunnar Johnson, 2505 - 33rd Street, to install a 35-foot driveway on the south side of Broadway between 27th and 28th Streets, to serve a 4-car garage in connection with a 5-unit apartment, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Petition of Orville Bresler, 2522-1/2 Jefferson Street, for permission to install a 4-inch cast iron soil line between the property line and the sidewalk, to serve property at 1380 Knoxville Street, was presented, together with recommendation of approval by the Department of Public Health.

RESOLUTION NO. 97292, recorded on Microfilm Roll No. 26, granting permission to Orville Bresler, 2522-1/2 Jefferson Street, to install a 4-inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside of the property line and run in a northerly direction parallel to the east line of Lots 35, 36, 37, 38 Block 1 Carella Tract (should be Corella Tract) Subdivision, to point of intersection with public sewer, to serve property at 1380 Knoxville Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Petition of Robert D. Maxwell Co., 445 West Ash Street, signed by J. E. Sigler, General Manager, requesting permission to install a weather-proof wire to extend from the main office at Columbia and Ash across to the new car service department on the west side of Columbia Street at Ash Street, was presented, together with recommendations for approval by the Director of Public Works and bearing the City Manager's stamp of approval.

RESOLUTION NO. 97293, recorded on Microfilm Roll No. 26, granting permission to Robert F. Maxwell Co., 445 West Ash Street, on a revocable basis, to install and maintain an overhead low voltage communication wire over and across Columbia Street, extending from the main office of said company at Columbia and Ash Streets to the new car service department on the west side of Columbia Street at Ash Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending the installation of two overhead street lights, was presented.

RESOLUTION NO. 97294, recorded on Microfilm Roll No. 26, authorizing and directing the City Engineer to install a 600 candle power overhead street light at each of the following locations:

Flintridge Drive at Gables Street;
Sea Breeze Drive at Edgewater Street;

was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97295, recorded on Microfilm Roll No. 26, accepting permit granted by Alice Moore, Katharine R. Poe and Ruth R. Lindeaweaver for the operation and maintenance of a communication cable under the surface of a portion of Pueblo Lot 1254, authorizing and directing the City Clerk to file said permit of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97296, recorded on Microfilm Roll No. 26, accepting subordination agreement executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, trustee, subordinating all right, title and interest in and to a portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use by the Board of Supervisors of San Diego County, to the right of way and easement for sewer purposes, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97297, recorded on Microfilm Roll No. 26, accepting subordination agreement executed by Corporation of America, trustee, and Bank of America National Trust and Savings Association, beneficiary, bearing date March 13, 1950, subordinating all right, title and interest in and to a portion of Lot 7 Block E of Kensington Park Extension to the right of way and easement for sewer purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97298, recorded on Microfilm Roll No. 26, accepting subordination agreement executed by San Diego Federal Savings and Loan Association, beneficiary, and Southern Title & Trust Company, trustee, bearing date March 7, 1950, subordinating all right, title and interest in and to a portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920, by the Board of Supervisors of County of San Diego, to the right of way and easement for sewer purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97299, recorded on Microfilm Roll No. 26, accepting subordination agreement executed by Thomas C. Smalley, Olive Virginia Smalley, Frank B. McElwee and Grace Peace McElwee, beneficiaries, and Union Title Insurance and Trust Company, trustee, subordinating all right, title and interest in and to a portion of Lot 18 Loma Heights, to the right of way and easement for street purposes, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97300, recorded on Microfilm Roll No. 26, accepting deed of Florence E. Gray, conveying an easement and right of way for street purposes in portion of Lot 18 Loma Heights, setting aside and dedicating the same to the public use as and for a public street, and naming the same Niagara Avenue, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97301, recorded on Microfilm Roll No. 26, accepting deed of Florence Scripps Kellogg, conveying an easement and right of way for street purposes in portions of Lots 4 and 5 Block 32 La Jolla Shores Unit No. 5, setting aside and dedicating the same to the public use as and for a public street, and naming the same Vallecitos Street, authorizing and directing the City Clerk to file said Deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97302, recorded on Microfilm Roll No. 26, accepting deed of G. D. Morris and Mildred Morris, bearing date February 24, 1950, conveying Lots 1 to 6 inclusive and portions of Lots 7, 8 and 43 in Block 289 of San Diego Land and Town Company's South Chollas Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97303, recorded on Microfilm Roll No. 26, accepting deed of G. D. Morris and Mildred Morris, bearing date February 24, 1950, conveying portions of Lots 25, 26, 27 Block 288 of San Diego Land and Town Company's South Chollas Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97304, recorded on Microfilm Roll No. 26, accepting deed of G. D. Morris and Mildred Morris, bearing date February 24, 1950, conveying a portion of Lot 24 Block 288 of San Diego Land and Town Company's South Chollas Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97305, recorded on Microfilm Roll No. 26, accepting deed of George A. Ramsey and Alfonso L. Ramsey, Sr., bearing date March 8, 1950, conveying Lots 1 and 2 and a portion of Lot 3 in Block 2 of Hunter's Addition, setting aside and dedicating the same to the public use as and for a public street, and the same is hereby named Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97306, recorded on Microfilm Roll No. 26, accepting deed of Vernon Beeson and O. Eileen Beeson, bearing date of February 28, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of San Diego County, authorizing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97307, recorded on Microfilm Roll No. 26, accepting deed of Louis Moreno and Julia Moreno, bearing date March 12, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 7 Block E of Kensington Park Extension, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97308, recorded on Microfilm Roll No. 26, accepting deed of Kenneth Ewing Smith and Catherine Elizabeth Smith, bearing date March 1, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of San Diego County, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97309, recorded on Microfilm Roll No. 26, accepting deed of Marie M. Herney, as Executrix of the Last Will of Artie May Ritchey, also known as Artie Smith Ritchey, bearing date March 10, 1950, conveying an easement for traffic signal purposes in the southerly 8.00 feet of the easterly 12.00 feet of Lot M Block 96 Mission Beach, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97310, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 8th day of March, 1950, granting to The City of San Diego Lots 30 to 33 Block 124 Choate's Add., authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97311, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 8th day of March, 1950, granting to The City of San Diego Lots 2 and 3 Block 1 La Jolla Heights, Lot 8 Block 135 La Playa, Lots 7 to 11 incl., Block 8 Loma Alta No. 1, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97312, recorded on Microfilm Roll No. 26, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, granting to The City of San Diego Lots 15 to 18 incl., Block 116 E. W. Morse's Sub. of Pueblo Lot 1150, por. clsd St. adj. Lot 2 Block 154 on W. lying above mean High Tide Line, Lot 2 Block 154 La Playa, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97313, recorded on Microfilm Roll No. 26, accepting deed of the United States of America, Housing and Home Finance Agency Public Housing Administration, bearing date December 15, 1949, conveying a permanent easement and right of way for water main purposes in portions of Pueblo Lot 1788, and across Homeland Villas No. 2, and across Lots 136, 135, and 134 of Pacific Beach, and across Acre Lot 30 of Pacific Beach, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of this Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97314, recorded on Microfilm Roll No. 26, accepting deed of United States of America, Housing and Home Finance Agency, Public Housing Administration, bearing date February 15, 1950, conveying a permanent easement and right of way for water main purposes in portions over and across the Linda Vista Unit of Federal Public Housing Administration through Pueblo Lots 1188, 1189, 1197, 1196 and 1190, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97315, recorded on Microfilm Roll No. 26, accepting deed of the United States of America, Housing and Home Finance Agency Public Housing Administration, bearing date December 15, 1949, conveying a permanent easement and right of way for water main purposes in portions of Acre Lot 6 of Pacific Beach, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4341 (New Series), appropriating the sum of \$10,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the acquisition and installation of approximately 350 Street Name Signs, was on motion of Councilman Wincote, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

Accompanying said Ordinance was a communication from the City Traffic Engineer, addressed to the City Manager, listing the streets which have been selected upon which it is proposed to install the "second installment" of signs.

ORDINANCE NO. 4342 (New Series), appropriating the sum of \$16,000.00 from the funds heretofore appropriated out of the Capital Outlay Fund by Ordinance No. 3707 (New Series), adopted March 30, 1948, for the purpose of providing funds for the construction of a Business Office in East San Diego for the use of said City - (said Ordinance No. 3707 N.S. appropriated \$385,000.00 for purpose of providing funds for construction of a trunk sewer from Old Town to La Jolla Shores and a trunk sewer from Ocean Beach to Sunset Cliffs) - was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4343 (New Series), appropriating the sum of \$50,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of the Gravilla Street, La Jolla Hermosa and Bird Rock Pump Stations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4344 (New Series), recorded on Microfilm Roll No. 26, changing the name of Bow Avenue to Gage Drive, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading; by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4345 (New Series), recorded on Microfilm Roll No. 26, dedicating portion of Pueblo Lot 245 as and for a portion of a highway across said land, and naming the same Midway Drive, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

By unanimous consent, the following items which were not listed on the Council's agenda, were introduced for consideration at this time:

RESOLUTION NO. 97316, recorded on Microfilm Roll No. 26, consenting to and requesting the substitution of the San Diego Council of Veterans Organizations as trustee for and in the place of The City of San Diego, of that certain trust, more particularly described in the decree of the Superior Court of the State of California in and for the County of San Diego, in action No. 133893 and dated May 29, 1947 (being the Servicemen's Over Night Housing, or "Buddy Beds" trust), and further consenting to the transfer of all trust funds to the San Diego Council of Veterans Organizations provided it is substituted as trustee by a proper court order, subject to all contingent claims on such fund, particularly the claim of the Board of Equalization of the State of California, and declaring that in the event said Court does not see fit to make the substitution of trustees as requested the Council declares that the equipping of the Veterans War Memorial Building (in Balboa Park) is a proper trust purpose and consents as trustee to the expenditure of trust funds for such equipment and requests the approval of the Court to such expenditure, and requesting the City Attorney to take such legal action as may be needed to secure the substitution of trustees preferably, and if that is not possible, to secure court approval for the action of The City of San Diego as trustee in equipping said Veterans War Memorial Building, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97317, recorded on Microfilm Roll No. 26, authorizing and empowering the City Manager to execute for and on behalf of The City of San Diego a revocable lease with San Diego Council of Veterans Organizations, a non-profit corporation, for the use and occupancy of the Veterans Memorial Building, located in Balboa Park, for use as a social, cultural and educational reception center for the benefit of all veterans and veteran patriotic associations of San Diego, in accordance with form of lease filed in the office of the City Clerk under Document No. 414928, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from Morry Rabin, President, San Diego Newspaper Guild, Local, 95, American Newspaper Guild, affiliated with Congress of Industrial Organizations, Postoffice Box 245, San Diego 12, soliciting an advertisement in "The Front Page", for a 1000-word or less article limited to one full page, which communication was addressed to the City Manager, was presented. (A similar request had been denied upon advice from the City Attorney). Also accompanying said request was an opinion from the Assistant City Attorney, addressed to the Budget Officer, holding that the expenditure of \$150.00 is legal, in view of the fact that the Front Page has been found to be nation-wide in circulation scope.

RESOLUTION NO. 97318, recorded on Microfilm Roll No. 26, authorizing a one-page advertisement in "The Front Page" published by the San Diego Newspaper Guild, P.O. Box 245, San Diego 12 "extolling the merits of San Diego", and authorizing a requisition to be drawn on the Advertising and Publicity Fund for the sum of \$150.00 in payment thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97319, recorded on Microfilm Roll No. 26, requesting the Board of Supervisors of the County of San Diego to make an appropriation of \$11,357.00 for the year 1950-1951, to improve the County area in Mount Hope Cemetery, it being understood that an irrigation system will be installed and thereafter suitable landscaping and planting will be done to develop the area in such a manner that landscape maintenance or perpetual care may be performed, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The City Manager explained to the Council that the Board of Supervisors of the County of San Diego had complained regarding the condition of the County area of Mount Hope Cemetery, that the Park Director had recommended that the City secure funds from the County to develop the area, and that he (the City Manager) had discussed the matter with the County's Administrative Officer, and that Resolution No. 97319 was prepared for Council adoption as a result of conferences held between the City and County.

RESOLUTION NO. 97320, recorded on Microfilm Roll No. 26, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental for the construction of a sewer outfall near College Avenue and Mesita Drive, on file in the office of the City Clerk under Document No. 414952, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for said work, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97321, recorded on Microfilm Roll No. 26, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental for the improvement of Turquoise Street and La Jolla Boulevard and Colima Street, on file in the office of the City Clerk under Document No. 414950, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for said work, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97322, recorded on Microfilm Roll No. 26, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental for the construction of traffic signal systems at Ventura Boulevard and Mission Boulevard, and Midway Drive and Ventura Boulevard, on file in the office of the City Clerk under Document No. 414956, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids for said work, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97323, recorded on Microfilm Roll No. 26, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental for the erection of a Paint Shop and Lumber Storage Building at 1845 A Street (City Mards, 20th & B Sts., on file in the office of the City Clerk under Document No. 414954, authorizing and directing the Purchasing Agent to publish in accordance with law, notice to contractors calling for bids for said work, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Councilman Dail brought up the matter of safety at the Foot of 5th Avenue, in relation to collisions of trains and switch engines with automobiles, and stated that there should be further safety measures provided.

RESOLUTION NO. 97324, recorded on Microfilm Roll No. 26, referring to the City Manager and to the City Attorney for investigation and report, the matter of providing additional safety measures at the Foot of 5th Avenue from danger to motorists by trains and switch engines, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Councilman Wincote brought up the matter of the proposed bond issue for further improvements in the Mission Bay area, and said that he had been informed by the City Attorney that his office had not been officially instructed to prepare any papers to call an election therefor or petition the Board of Supervisors for consolidation with the County's June election. Mr. Wincote felt that the matter should be taken care of at an early date, and asked that it be considered at next Tuesday's Council meeting. Members of the Council agreed to have the subject listed on the agenda for the meeting of Tuesday, March 28, 1950.

There being no further business to come before the Council, the meeting was, on motion of Councilman Dail, seconded by Councilman Schneider, adjourned, at the hour of 5:25 o'clock P.M.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy.

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, March 23, 1950

A Regular Meeting of the Council of The City of San Diego, California, was to have been held this date.

Councilman Kerrigan appeared in the Chambers and announced that a meeting would not be held, due to the absence of certain members of the Council from the City, and for lack of a quorum declared the meeting adjourned until the hour of 9:30 o'clock A.M., on Tuesday, March 28, 1950.

Councilman Kerrigan was the only member of the Council to be present at the hour of 10:00 o'clock A.M., which would have been a regular meeting.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy.

ADJOURNED MEETING
Chamber of the Council of The City of San Diego, California,
Tuesday, March 28, 1950

An Adjourned Meeting of the Council of The City of San Diego, California, having been adjourned to this date from the meeting of Thursday, March 23, 1950, was held and called to order by the Mayor at the hour of 9: 40 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox.
Absent---Councilman Godfrey
Clerk----Fred W. Sick

Councilman Wincote was excused at this time.

Claim of Max H. Mortensen, 1255-C 20th Street, Santa Monica, California, in the sum of \$26.25, for damage to his automobile by a City-owned vehicle, was presented.

RESOLUTION NO. 97325, recorded on Microfilm Roll No. 27, referring claim of Max H. Mortensen to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of The Pacific Telephone and Telegraph Company, 740 South Olive Street, Los Angeles 55, California, being bill in the sum of \$56.48 in connection with previously-filed claim, was presented.

RESOLUTION NO. 97326, recorded on Microfilm Roll No. 27, referring claim of The Pacific Telephone and Telegraph Company to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of Mrs. Georgie L. Patton, 3779 Fourth Avenue, San Diego, in the sum of \$34.30, for damage sustained on the stairs in the Public Library, was presented.

RESOLUTION NO. 97327, recorded on Microfilm Roll No. 27, referring claim of Mrs. Georgie L. Patton to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of George W. Ransom, 4527 Iowa, S.D., in the sum of \$124.33 for damage to his car by a City-owned vehicle, was presented.

RESOLUTION NO. 97328, recorded on Microfilm Roll No. 27, referring claim of George W. Ransom to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of Eloise M. Schramm, P.O. Box 249, San Diego 7, in the sum of \$1,500. for removal of entire front yard up to and including the steps from the front porch, trees, shrubs, bulbs, flowers, by contractor improving Law Street (property located at 1860 Law Street, Pacific Beach), under the Improvement Act of 1911 and amendments thereto, was presented.

RESOLUTION NO. 97329, recorded on Microfilm Roll No. 27, referring claim of Eloise M. Schramm to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the City Manager announcing re-appointment of Philip L. Gildred to the City Planning Commission for a term of two years, was presented. On motion of Councilman Kerrigan, seconded by Councilman Swan, the communication was ordered filed.

Communication from Mrs. Herbert H. Barb, 3049 Quince Street, complaining of noise created by someone pounding on an iron drum with a hammer, at an undisclosed address, and requesting immediate attention, was presented.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Councilman Godfrey entered the meeting at this time.

Communication from P. J. Barlow favoring continuance of rent control, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Frank Christenson favoring decontrol of rents, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Morrison W. Daly favoring decontrol of rents, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Geo. F. McDermott, 2904 Copley Ave., addressed to Building and Construction Trades Council, American Federation of Labor, Room 208 Crystal Palace Bldg., rescinding labor agreement with the Building and Construction Trades Council until such time as rents upon his properties are decontrolled, was presented. The communication, being a copy sent to the Council among others, states that some of the occupants of his rentals are union members, paid union wages while his rentals are frozen at 1940 levels. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Great American Indemnity Co., dated March 20, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Anna May Briles, 1415 E. Grand, El Segundo, California, arising out of automobile accident occurring on December 22, 1949, claim filed 3/6/50, in the sum of \$135.40, was presented.

RESOLUTION NO. 97330, recorded on Microfilm Roll No. 27, denying claim of Anna May Briles, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from San Diego Chamber of Commerce, dated March 17, 1950, signed by Graydon Hoffman, President, transmitting Resolution of its Board of Directors, commending City Council and Harbor Commission for their action in extending the lease of the Essex Wire Company on City-owned property, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordered filed.

Communication from San Diego Hotel Association, dated March 15, 1950, signed by M. Yrigoyen, Secretary, U. S. Grant Hotel, San Diego, stating that at the last regular meeting of the Association he had been directed to write a letter requesting that in the future when hearing are to be held pertaining to new taxes or other matters which, directly or indirectly, affect the hotel industry, that the Association be notified so that there may be representation at the hearings, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the matter was referred to the City Clerk for appropriate action.

Communication from David H. Stevens, 888 San Antonio Place, dated March 21, 1950, reporting condition at the crossing of the Santa Fe tracks at Ash Street, commenting upon the lack of time in the crossing protection lights and the suddenness with which the trains appear after the lights begin operating, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from V. Thomas, address not given, protesting increase in water rates, and recommending charging the increases to the water wasters rather than raising the minimums, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Councilman Wincote returned to the meeting at this time.

RESOLUTION NO. 97331, recorded on Microfilm Roll No. 27, cancelling and terminating the lease bearing date June 29, 1948, by and between The City of San Diego, as lessor, and Alice D. (Mrs. J. W.) Fisher, as lessee, being a lease of Lot 1 Block 454 Old San Diego for trailer court purposes upon the taking effect of the notice of termination as provided for in said lease, authorizing the City Manager to give notice of such termination and/or to accept surrender of the premises, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Bill of San Diego City and County Convention Bureau, dated March 21, 1950, in the sum of \$461.82, bearing the approval of two members of the Advertising Control Committee, was presented.

RESOLUTION NO. 97332, recorded on Microfilm Roll No. 27, approving bill of San Diego City and County Convention Bureau, authorizing a requisition to be drawn on the Advertising and Publicity Fund for the fiscal year 1949-1950 for the sum of \$461.82, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97333, recorded on Microfilm Roll No. 27, accepting deed of George C. Gregory, conveying an easement and right of way for storm drain purposes in portion of Lots 9 and 10 Block 82 and of Lots 1 and 2 Block 83 San Diego Homestead Union, authorizing and directing the City Clerk to file said deed of record in the office of the

County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97334, recorded on Microfilm Roll No. 27, accepting deed of Tressa M. Gibbs and Edward I. Gibbs, bearing date March 9, 1950, conveying an easement and right of way for sewer purposes in portions of Lots 47 and 48 Block 304 Boone Bros Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4346 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Camino Del Oro, between the easterly line of La Jolla Shores Drive and a line bearing S 14° 25' 38" E from a point on the northerly line of Camino Del Oro and distant 516.00 feet easterly from the intersection of the northerly line of Camino Del Oro with the easterly line of La Jolla Shores Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4347 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Dawson Avenue, between the north line of Trojan Avenue and the southerly line of El Cajon Boulevard, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays--Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted unanimous consent to present the following matters, not listed on the Council's agenda:

RESOLUTION NO. 97335, recorded on Microfilm Roll No. 27, authorizing the Harbor Department to do the work in connection with the improvement of Scott Street, consisting of the installation of approximately 1336 lineal feet of curb, 866 lineal feet of concrete sidewalk, 100 feet of 18-inch reinforced concrete pipe, 2 concrete catch-basins, and one cleanout connection; the rough grading of a portion of Scott Street, approximately 1,000 feet long by 34 feet wide, between Dickens Street and Harbor Drive, by appropriate City forces, in accordance with said Harbor Department's recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Said matter had heretofore been discussed in a previous meeting, at which time the Council had recommended to the Harbor Commission that the work be done by contract after calling for bids therefor.

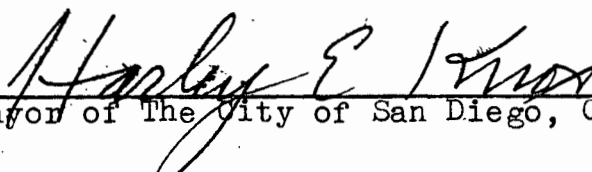
A proposed Resolution authorizing the City Manager to enter into an amendment to the lease agreement for operation of concessions on Bonita Bay, was presented.

The Manager explained the matter to the Council, but the members of the Council felt they did not have sufficient information to act thereon at this time.

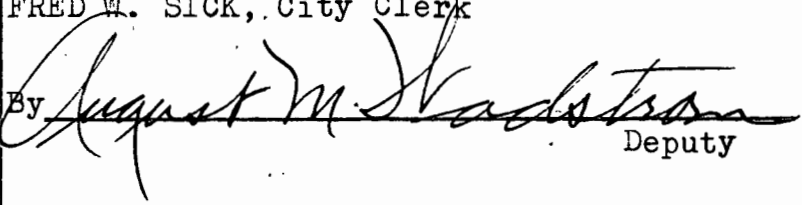
RESOLUTION NO. 97336, recorded on Microfilm Roll No. 27, referring to Council Conference the proposed Resolution authorizing the City Manager to enter into an amendment of lease agreement for operation of concession on Bonita Bay, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

(See the afternoon meeting for action in this matter).

There being no further business to come before this Adjourned Meeting, the meeting was, on motion of Councilman Kerrigan, seconded by Councilman Schneider, adjourned, at the hour of 9:50 o'clock A.M.


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 28, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and called to order by the Mayor, at the hour of 9:50 o'clock A.M.

The Mayor questioned the advisability of convening, and transacting any business prior to the scheduled hour of 10:00 o'clock. The City Attorney said that there would be no objection to adopting the routine Resolutions, and postpone action on matters in which there were persons interested in being heard.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox.
Absent----Councilman Dail.
Clerk-----Fred W. Sick

Therefore, the Agenda was not followed, on advice of the City Attorney, and the matters were brought up for consideration in this order:

RESOLUTION NO. 97337, recorded on Microfilm Roll No. 27, approving the plans, drawings, typical cross-sections, profiles and specifications for the grading, paving and otherwise improving of HORNBLEND STREET, DAWES STREET, REED AVENUE, OLIVER AVENUE, ALLEY IN BLOCK 2 BRAEMAR, HAINES STREET, PACIFIC BEACH DRIVE, approving Plat No. 2098 showing the exterior boundaries of the district to be included in the assessment for the work and improvement upon said streets and alley, directing the City Clerk upon passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97338, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of ORANGE AVENUE, within the limits and as particularly described in Resolution of Intention No. 96859, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97339, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of TENTH AVENUE, within the limits and as particularly described in Resolution of Intention No. 96860, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97340, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in LA JOLLA LIGHTING DISTRICT NO. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, in accordance with the plans and specifications contained in the report of the City Engineer filed February 10, 1950, in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97341, recorded on Microfilm Roll No. 27, for the closing of portion of ROSECRANS STREET, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97342, recorded on Microfilm Roll No. 27, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in MONTEMAR LIGHTING DISTRICT NO. 1, for a period of one year from and including December 16, 1949, to and including December 15, 1950, in accordance with the plans and specifications contained in the report of the City Engineer filed February 6, 1950, in the office of the City Clerk, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97343, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the ALLEY IN BLOCK 6 CITY HEIGHTS ANNEX NO. 2, and the ALLEY IN BLOCK 2 CITY HEIGHTS ANNEX NO. 2 and BLOCK 11 CITY HEIGHTS ANNEX NO. 1, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97344, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97345, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the ALLEY IN BLOCK 33 OCEAN BEACH, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97346, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in EL CAJON BOULEVARD LIGHTING DISTRICT NUMBER TWO, for a period of one year from and including March 5, 1950, to-wit, to and including March 4, 1951, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Dail entered the meeting at this time

RESOLUTION OF INTENTION NO. 97347, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in TALMADGE PARK LIGHTING DISTRICT NUMBER FOUR, for a period of one year from and including April 1, 1950, to and including March 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 97348, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in UNIVERSITY AVENUE LIGHTING DISTRICT NUMBER TWO, for a period of one year from and including March 16, 1950, to and including March 15, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97349, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of HORNBLEND STREET, DAWES STREET, REED AVENUE, OLIVER AVENUE, ALLEY IN BLOCK 2 BRAEMAR, HAINES STREET AND PACIFIC BEACH DRIVE, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97350, recorded on Microfilm Roll No. 27, ascertaining and declaring the wage scale for the paving and otherwise improving of UPSHUR STREET, within the limits set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97351, recorded on Microfilm Roll No. 27, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the ALLEY IN BLOCK 57 NORMAL HEIGHTS, within the limits and as particularly described in Resolution of Intention No. 94298, directing the City Clerk at the same time of said approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97352, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish the Council with a diagram of the property affected and benefited by the work and improvement of the paving and otherwise improving of the ALLEY IN BLOCK H TER-ALTA HEIGHTS SUBDIVISION NO. 2, within the limits and as particularly described in Resolution of Intention No. 94579, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97353, recorded on Microfilm Roll No. 27, authorizing the Street Superintendent to grant H. H. Peterson a 60-day extension of time for the installation of sewers in portions of Torrey Pines Road, La Jolla Shores Drive, Paseo Del Ocaso, El Paseo Grande, et al., within the limits and as particularly described in Resolution of Intention No. 92506, in accordance with the recommendation of said Street Superintendent on file in the office of the City Clerk, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97354, recorded on Microfilm Roll No. 27, requesting the Public Utilities Commission of the State of California to investigate and study the proposed bus route over and along Broadway and State Streets in down-town San Diego, thence along Reynard Way to University Avenue, thence along University Avenue to First Street, thence north on First Street to Washington Street, thence north on Front Street to the

County Hospital, and return, over and along the same route, and thereby resolve the disagreement which now exists between the citizens living in the vicinity of said proposed bus route and the Board of Supervisors and the City Council on the one hand, and the San Diego Transit System on the other, requesting that in event the staff of said Commission finds that the public convenience and necessity demands the establishment of said proposed bus route, that said Public Utilities Commission then and in that event make and issue an Order requiring said San Diego Transit System to establish said bus route, directing the City Clerk to send a certified copy of said Resolution to the Chairman of the Public Utilities Commission of the State of California, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Said resolution recites, in addition to the request hereinbefore stated, the background relating to petitioning of the City Council by citizens of the area in question, that the Board of Supervisors of the County of San Diego has concluded that the public convenience and necessity demand establishment of the bus route in the vicinity of the streets named for the purpose of serving said County Hospital and territory adjacent thereto.

Petition of William B. Crofton for permission to install a sewer line in Puterbaugh Street, to serve property at 1425 Puterbaugh Street, was presented, together with recommendations for approval from the Department of Public Health and the City Manager.

RESOLUTION NO. 97355, recorded on Microfilm Roll No. 27, granting permission to William B. Crofton (address not shown) to install a four inch cast iron sewer line in a westerly direction on Puterbaugh Street from the northwest corner of Lots 3 and 4 Block 6 (Marine View), to a point seven feet west to join with an easement over which the Sewer Department of the City of San Diego will make connection to City sewer, to serve property at 1425 Puterbaugh Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of Richard C. Blackledge for permission to install a sewer line in the public property, to serve property at 711 Westbourne Street, La Jolla, was presented, together with recommendations for approval from the Department of Public Health.

RESOLUTION NO. 97356, recorded on Microfilm Roll No. 27, granting permission to Richard C. Blackledge, 711 Westbourne Street, La Jolla, to install a four inch tile soil sewer line between the street curb and the sidewalk, to be placed outside the property line and run in a southerly direction parallel to the west line of Lots 11 and 12 Block A Starkey's Prospect Park Subdivision, to point of intersection with public sewer, to serve property at 711 Westbourne Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

A proposed Resolution, pursuant to the provisions of Section 2052 of the Streets and Highways Code, as amended by the Collier-Burns Highway Act of 1917, for the determining of various streets set forth in said proposed Resolution to be Major City Streets of San Diego, directing the City Clerk to file certified copies thereof with the State Division of Highways, repealing Resolution No. 88649 adopted by the Council on the 9th day of March, 1948, was presented.

Before a motion to adopt the proposed resolution had been made, Councilman Kerrigan asked about the possibility of including another street in the Resolution. It was requested by the Mayor that the matter be taken up with the City Manager by Councilman Kerrigan, and that it be continued until the meeting of Thursday of this week.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the proposed Resolution was continued for consideration at the Council meeting of Thursday, March 30, 1950.

RESOLUTION NO. 97357, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute a lease with Chas. L. Good and Son for 433 acres of land in property more particularly described in said Resolution, for grazing and pasturing purposes, located in Rancho El Cajon, commencing April 14, 1950 and ending April 13, 1955, at a rental of \$1501.01 per year payable annually in advance, in accordance with form thereof on file in the office of the City Clerk under Document No. 415089, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4348 (New Series), recorded on Microfilm Roll No. 27, authorizing the City Manager to execute a lease with Charles J. Rimbach for 358 acres of land in Pueblo Lots more particularly described in said Ordinance, for grazing and pasturage purposes, commencing April 16, 1950 and ending April 15, 1955, at a rental of \$660.00 per year payable annually in advance, in accordance with form thereof on file in the office of the City Clerk under Document No. 415286, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

RESOLUTION NO. 97358, recorded on Microfilm Roll No. 27, authorizing Leland Cook, Division Chemist at the Sewage Treatment Plant, to attend the California Sewage Works Association's technical sessions, to be held in Long Beach, California, on May 3, 4, 5, 6, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97359, recorded on Microfilm Roll No. 27, authorizing Eric V. Quartly, Superintendent of the Sewage Treatment Plant, to attend the Annual Directors' Meeting and the technical sessions of the California Sewage Works Association, to be held in Long Beach, California on May 3, 4, 5, 6, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97360, recorded on Microfilm Roll No. 27, authorizing the City Auditor and Comptroller to transfer the sum of \$1,895.00 from "Outlay" to "Maintenance and Support" Police Department Fund, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97361, recorded on Microfilm Roll No. 27, accepting the subordination agreement executed by Florence A. Olson, beneficiary, and Union Title Insurance and Trust Company, trustee, bearing date February 4, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 8 Block 7 Lexington Park, to the right of way and easement for street purposes, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97362, recorded on Microfilm Roll No. 27, accepting the subordination agreement executed by Frank R. Humphery and Mimosa Humphery, beneficiaries, and Southern Title & Trust Company, trustee, bearing date March 11, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 8 Block 7 Lexington Park, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97363, recorded on Microfilm Roll No. 27, accepting the deed of Carl H. Rogers and Olive S. Rogers, bearing date March 18, 1950, conveying an easement and right of way for Alley purposes in the northerly 20.00 feet of the southerly 145.00 feet of the westerly 290.00 feet of Acre Lot 48 Pacific Beach, setting aside and dedicating the same to the public use as and for a public alley, authorizing and directing the City Clerk to file said Deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97364, recorded on Microfilm Roll No. 27, accepting the deed of George T. Patton and Susan M. Patton, bearing date February 14, 1950, conveying an easement and right of way for street purposes in portion of Lot 8 Block 7 Lexington Park, setting aside and dedicating the same to the public use as and for a public street, and naming the same Arbor Vitae Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97365, recorded on Microfilm Roll No. 27, accepting the deed of Union Title Insurance and Trust Company, bearing date March 22, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 174, setting aside and dedicating the same to the public use as and for a public street, and naming the same Armada Terrace, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of this Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97366, recorded on Microfilm Roll No. 27, accepting the deed of Henry E. Bennett and Dorothy K. Bennett, bearing date March 21, 1950, conveying the westerly 20 feet of the easterly 50 feet of the northerly 65 feet of Lot 50 Ex-Mission Lands of San Diego, except the northerly 30 feet thereof, setting aside and dedicating the same to the public use as and for a public street, and naming the same Imperial Avenue, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97367, recorded on Microfilm Roll No. 27, accepting deed of Clyde William Garver and Anna Garver, bearing date March 17, 1950, conveying an easement and right of way for street purposes in the northerly 31.50 feet of the westerly half of the northerly 295.60 feet of a portion of Lot 21 Eureka Lemon Tract, setting aside and dedicating the same to the public use as and for a public street, and naming the same Ticonderoga Street, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97368, recorded on Microfilm Roll No. 27, accepting deed of Lucille G. Cadava, bearing date March 16, 1950, conveying portions of Lots 1, 2, 3, 4 Block 1 Horkey's Addition, setting aside and dedicating the same to the public use as and for a public street and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97369, recorded on Microfilm Roll No. 27, accepting deed of Clyde M. Richards and Loretta Richards, bearing date March 16, 1950, conveying Lots 47 and 48 Block 2 Hunter's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97370, recorded on Microfilm Roll No. 27, accepting deed of Department of Veterans Affairs of the State of California, bearing date March 14, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of the County of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97371, recorded on Microfilm Roll No. 27, accepting deed of Kenneth W. Jackson and Sophie J. Jackson, bearing date March 21, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 1 and 2 Block 52 Grantville, authorizing and directing the City Clerk to file said deed of Record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97372, recorded on Microfilm Roll No. 27, accepting deed of Jules C. Jaussaud and Charlotte E. Jaussaud, bearing date March 21, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 2 Block 46 Grantville, together with a portion of Heintzelman Avenue closed to public use on January 6, 1910, by Resolution No. 28326 of the Board of Supervisors of San Diego County, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97373, recorded on Microfilm Roll No. 27, accepting deed of Norman A. Lytle and Edna M. Lytle, bearing date March 13, 1950, conveying an easement and right of way for sewer purposes in portion of Lot B La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of the County of San Diego, authorizing and directing the City Clerk to file the said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97374, recorded on Microfilm Roll No. 27, accepting deed of Hayden E. Robertson, Jr., and Berta K. Robertson, bearing date March 14, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 32 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of the County of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97375, recorded on Microfilm Roll No. 27, accepting deed of Clyde H. Stephens and Jennie C. Stephens, bearing date March 13, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of San Diego County, authorizing and directing the City

RESOLUTION NO. 97375, recorded on Microfilm Roll No. 27, accepting deed of Clyde H. Stephens and Jennie C. Stephens, conveying an easement and right of way for sewer purposes in portion of Lot 31 La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920 by the Board of Supervisors of San Diego County, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of this Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97376, recorded on Microfilm Roll No. 27, accepting deed of Vern Page and Jewell Page, bearing date March 17, 1950, conveying an easement and right of way for storm drain purposes in a portion of Lot 56 Block 3 Valencia Park Unit No. 1, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the Council took a recess at the hour of 9:55 A.M. until the hour of 10:00 o'clock A.M., being the latest time set for the receiving of bids, and the time set for various hearings.

Upon re-assembling, at the hour of 10:00 o'clock A.M., the roll call showed the following:

Present---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor

Knox.

Absent----Councilman Swan.

Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, March 21, 1950, and the Minutes of the Regular Meeting of Thursday, March 23, 1950 (adjourned to Tuesday, March 28, 1950, were presented to the Council by the Clerk, and on motion of Councilman Godfrey, seconded by Councilman Wincote, were approved without reading, and were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, the latest time set for the receiving of bids for the paving and otherwise improving of THE ALLEY IN BLOCK 54 FAIRMOUNT ADDITION TO CITY HEIGHTS, within the limits and as particularly described in Resolution of Intention No. 96603, the clerk reported that two bids had been received, which bids were presented to the Council, and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of five hundred fifty dollars, which bid was given Document No. 415314;

The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., which bid was given Document No. 415315.

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

Councilman Swan entered the meeting at this time

The hour of 10:00 o'clock A.M. having arrived, the latest time set for the receiving of bids for the paving and otherwise improving of ATASCADERO DRIVE, ALICIA DRIVE and TENNYSON STREET, within the limits and as particularly described in Resolution of Intention No. 96604, the clerk reported that three bids had been received, which bids were presented to the Council, and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of thirty nine hundred dollars, which bid was given Document No. 415316;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of four thousand one hundred dollars, which bid was given Document No. 415317;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of four thousand dollars, which bid was given Document No. 415318.

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

The street improvement proceedings upon which hearings were scheduled for this time were continued temporarily, in order to give an opportunity for any and all affected and interested property owners who wished to protest, enter appeals, or secure further information, to meet with the City Engineer, after which the Engineer would be able to offer further information to the Council.

Petition of residents complaining of storm drain which had been installed in the 1500 block on Galveston Street in a southeasterly direction draining into the 1500 block on Bervy, referring to the drain as being an unsanitary asphalt ditch between two houses, and that it is unsafe for children, etc., was presented. On motion of Councilman Kerrigan, seconded by Councilman Swan, the petition was referred to the City Manager.

Upon the matter being referred to the City Manager, a large group of persons left the Council Chamber, at which time the Mayor asked the Sergeant-at-Arms to inquire if they had a matter upon which they desired to be heard. Several persons returned to the Chambers, and asked to be heard in connection with said petition.

On motion of Councilman Wincote, seconded by Councilman Swan, the action in referring the petition to the City Manager, was reconsidered.

The petition was then read in full.

The Mayor invited any one who cared to be heard in the matter to speak at this time.

James S. Richardson, 1550 Bervy Drive; Duncan D. Guest, 1543 Bervy Drive; Humphrey Lane, whose address was not given; J. J. Garrison, 1536 Bervy Drive; all spoke about the condition, expressing, further, the statements set forth in the petition.

RESOLUTION NO. 97377, recorded on Microfilm Roll No. 27, referring petition of L. L. Phillips and others for an underground storm drain in the 1500 block on Galveston Street and the 1500 block on Bervy Street, to the City Manager for investigation, and a report back to the Council in one week from this date, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Henry B. and Susan T. Cramer, 3207 McCall Street, San Diego 6, from the Zoning Committee's decision in denying by its Resolution No. 4515 their application for Zone Variance to permit dividing into two parcels and for the building of a single-family residence on each, being 85 ft. wide and 90 ft. wide respectively, and 150 deep, facing San Fernando Street, in Lot 25 and 25 feet of Lawrence Street closed, Block 131 La Playa, in a Zone R-1, a report from the Zoning Engineer was presented and read.

Thereupon, the Mayor inquired if any affected interested property owners were present who desired to be heard.

Mr. Cramer appeared and spoke in behalf of his appeal. He also presented additional signatures favoring his application for zone variance to permit division of the lot in question. Mr. Cramer spoke in reference to the hearing of the Zoning Committee, on which only two of the three members were present, and answered "the protests on file." Also, Mr. Cramer answered questions put by members of the Council regarding the property.

The following persons appeared to protest the variance:

Frederick C. Sherman, Adm., USN-ret., 3118 McCall Street; D. J. Woodward, 373 San Geronimo, who also spoke for Mrs. Carey and Mr. Fenstermaker, who are out of the City and could not appear to protest.

Others present apparently were interested in the hearing, but did not speak. When asked to indicate if there were others present in opposition, a group of several unidentified persons arose, but did not give their names or addresses.

Mr. Cramer spoke again, saying that Lester Wilson and Max Streicher were in favor of his variance, although not present at the hearing. Mr. Cramer said, also, that there are 16 property owners in favor of his variance, and 8 against.

Alonzo Jessop, 1041 - 5th Avenue, protested, and said that he owns two parcels on Point Loma, which he has owned for 5 or 6 years. He told of having purchased adjoining property to be added to his lots in order to keep residences from being constructed on smaller parcels. In studying the maps, the Mayor referred to property in the name of Helen Jessop, which Mr. Jessop said were the ones on which he entered his protest.

Mr. Woodward spoke again, saying that it is not a personal matter, that Mr. Cramer is a good friend and neighbor; as a matter of fact, he said he was attending a party at the Cramers'.

Harold Kircher spoke in favor of Mr. Cramer's appeal. Mr. Kircher said that he had had a variance to divide his properties into two 75-foot lots, and said that developed property was better for the neighborhood than large empty lots.

The Mayor said that 45 minutes had been devoted to the hearing, and that there were many other items to be considered, and since apparently all relevant testimony had been presented, he declared the hearing closed, and turned the matter over to the Council for its consideration.

The City Planning Director was questioned as to his personal opinion in the proposed zone variance. He replied that that a variance "would not throw the property out of character", in view of sizes of other near by properties. He said that he does not agree with the Zoning Committee in its decision.

Councilman Schneider moved to deny the appeal, but the motion received no second.

Councilman Godfrey moved to sustain the appeal and overrule the Zoning Committee, which motion was seconded by Councilman Kerrigan.

RESOLUTION NO. 97378, recorded on Microfilm Roll No. 27, sustaining the appeal of Henry B. and Susan T. Cramer, 3207 McCall Street, San Diego 6, from the Zoning Committee's decision in denying by its Resolution No. 4515 their application No. 7707, for zone variance to Ordinance No. 32 New Series for division of Lot 4 and 25 feet of Lawrence Street closed in Block 131 La Playa (Zone R-1), into two parcels and to build a single-family residence on each of said parcels, being 85 feet wide and 90 feet wide, 150 feet deep, facing San Fernando Street, and overruling said Zoning Committee decision, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Kerrigan, Dail, Godfrey. Nays---Councilman Schneider, Mayor Knox. Absent---Councilmen None.

At this time the Mayor announced that the Council would proceed with the hearings on the street improvement projects, which had been continued temporarily from the earlier portion of the meeting.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on Resolution of Intention No. 96928, for the paving and otherwise improving of the East and West Alley in Block 109 University Heights and Kansas Street, within the limits and as particularly described in said Resolution, the clerk reported that written protest had been received, which protest was presented to the Council.

The City Engineer reported, verbally, that it was a 3% protest.

RESOLUTION NO. 97379, recorded on Microfilm Roll No. 27, overruling protest of Myrtle M. Franzke against the paving and otherwise improving of the EAST AND WEST ALLEY IN BLOCK 109 UNIVERSITY HEIGHTS AND KANSAS STREET, within the limits and as more particularly described in said Resolution, overruling and denying all other protests, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the Mayor inquired if any interested affected property owners were present ^{who} desired to be heard. No one appeared to be heard, verbally, and no further written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for the hearing on Resolution of Intention No. 96929, for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Dail, seconded by Councilman Swan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96930, for the paving and otherwise improving of FLORIDA COURT, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 96931, for the paving and otherwise improving of THOMAS STREET, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Swan, seconded by Councilman Godfrey, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 96997 of Preliminary Determination, for the paving and otherwise improving of SANTA BARBARA STREET, BERMUDA AVENUE, NIAGARA AVENUE, DEL MONTE AVENUE, ORCHARD AVENUE and VENICE STREET, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97380, recorded on Microfilm Roll No. 27, ascertaining and determining that the paving and otherwise improving of SANTA BARBARA STREET, BERMUDA AVENUE, NIAGARA AVENUE, DEL MONTE AVENUE, ORCHARD AVENUE and VENICE STREET, within the limits and as particularly described in Resolution No. 96997 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1932, made to cover the cost and expenses of the paving and otherwise improving of DIAMOND STREET, within the limits and as particularly described in Resolution of Intention No. 94301, the clerk reported that no written appeals had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written appeals were presented.

RESOLUTION NO. 97381, recorded on Microfilm Roll No. 27, confirming and approving the Street Superintendent's Assessment No. 1932, made to cover the cost and expenses of the paving and otherwise improving of DIAMOND STREET, within the limits and as particularly described in Resolution of Intention No. 94301, authorizing and directing said Street Superintendent to attach warrant thereto and issue the same in the manner and form provided by law, and directing the Street Superintendent to record said warrant, diagram and assessment in the office of the Street Superintendent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating portion of Lot 6 La Mesa Colony into "R-4" Zone (being a change from the existing "R-1" Zone), in an area east of College, between El Cajon Boulevard and Estelle Street, the clerk announced that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present to be heard. No one appeared to be heard, verbally, and no written protests were presented.

The petition for the re-zoning was for portions of Lots 6 and 7 La Mesa Colony, but the hearing was held upon only a portion of Lot 6, the portion of Lot 7 having been deleted by the Planning Commission in the setting of its hearing.

ORDINANCE NO. 4349 (New Series), recorded on Microfilm Roll No. 27, incorporating a portion of Lot 6 La Mesa Colony into an "R-4" as defined by Ordinance No. 8924 and amendments thereto and repealing Ordinance No. 13558 adopted July 5, 1932, insofar as the same conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Listed on the Council's agenda under special order of business was a proposed Resolution requesting the City Attorney to prepare necessary papers for the calling of a Special Election in connection with bond proposition for further development of the Mission Bay Recreational Area, to be held at the same time as the Primary election on June 6, 1950. Some members of the Council indicated that they were not ready to act at this time, and suggested reference of the matter to Council Conference.

RESOLUTION NO. 97382, recorded on Microfilm Roll No. 27, referring to Council Conference for consideration today of the proposal to place a bond proposition on the June 6, 1950, ballot for authorization to issue bonds for further development in the Mission Bay Recreational Area, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Claim of Rial B. Loonam, 4270 Orange Avenue, San Diego, in the sum of \$328.98, for damage to his automobile caused by a City-owned vehicle, was presented.

RESOLUTION NO. 97383, recorded on Microfilm Roll No. 27, referring claim of Rial B. Loonam to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent reporting on bids for the improvement of the intersection of Midway Drive, Frontier Street and West Point Loma Boulevard, and recommending award to Ets-Hokin & Galvin, the bid being 17.7% above the estimate.

The City Engineer reported verbally, on the proposed improvement, stating that it consisted of lights and signals, and that the cost thereof would be paid for out of City and State gas tax funds. He said property owners would not be assessed for any of cost.

Members of the Council wanted to know why the estimate was so much lower than the final bid. The Engineer replied that he relied upon the Electrical Division of the Public Works Department for his figures, inasmuch as they are items with which his department is not familiar. Also, he stated, that the Division of Highways for the State, which had reviewed the matter, indicated that the estimate was too low.

No action on the recommendation was taken at this time, and the matter was continued until this afternoon's session, for further report from the City Engineer.

(See the minutes of the afternoon meeting for further reference to this item).

Communication from the Purchasing Agent reporting on bids for the furnishing and constructing of a Steel Guard Fence on Cabrillo Bridge, Balboa Park, recommending award of contract to Balboa-City Iron Works, of San Diego, the low bidder, with recommendation that the deduction under Alternate No. 1 for painting instead of galvanizing be not accepted, was presented.

RESOLUTION NO. 97384, recorded on Microfilm Roll No. 27, accepting bid of Balboa-City Iron Works for furnishing and constructing a steel guard fence on Cabrillo Bridge, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Water Meters and Valves, was presented.

RESOLUTION NO. 97385, recorded on Microfilm Roll No. 27, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Water Meters and Valves in accordance with Specifications on file in the office of the City Clerk under Document No. 415283, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97386, recorded on Microfilm Roll No. 27, authorizing the Purchasing Agent to issue a purchase order for the construction of approximately 3367 lineal feet of 12,000 volt electric line for lighting at the Gibbs Municipal Airport, by the San Diego Gas & Electric Company, for the sum of \$1178,45, funds for which have been set aside and appropriated by Ordinance No. 4299 (New Series) was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97387, recorded on Microfilm Roll No. 27, authorizing and directing the Purchasing Agent to advertise for bids for the sale of heat-dried fertilizer sludge from the City's Sewage Treatment Plant, for a period of six months from the start of operation of said plant, which will be approximately May 1, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent submitting Resolution authorizing sale of houses and real property, was presented.

RESOLUTION NO. 97388, recorded on Microfilm Roll No. 27, authorizing and directing the Purchasing Agent to advertise for sale of houses located at 3405 Ocean View Boulevard and at 3482 Broadway (being on property located on portions of property acquired by the City in connection with the Wabash Canyon Freeway and now surplus to the City), was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97389, recorded on Microfilm Roll No. 27, authorizing the Purchasing Agent to advertise in the official newspaper for sealed bids for sale of portions of Lots 1, 2, 3, 4, 5, 6 Block 94 City Heights, establishing a minimum amount of \$8000.00 for such sale, reserving to the Council the right to reject any and all bids received for such sale, authorizing deduction of all expenses of the sale from the proceeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The property just mentioned was acquired by the City in connection with the Wabash Canyon Freeway and now surplus to the City.

Communication from the City Manager returning Definite Project Report on San Diego River and Mission Bay, prepared by the District Engineer, Los Angeles District, U.S. Army Engineers, heretofore referred to him by the Council, and reporting that application has been made by the City for refund of \$6,000.00 representing the unexpended balance of funds advanced by the City, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the City Manager's communication was ordered filed, together with said report and communication from the City Planning Director.

Communication from the City Manager reporting on petition of residents for establishing of Morley Street in Linda Vista as a one-way street, stating that with the approval and cooperation of the Linda Vista Housing Administration the street has been designated and posted for one-way traffic, north-bound only, and stating that reports indicate a pronounced improvement in relief of hazards and congestion thereon, was presented.

On motion of Councilman Swan, seconded by Councilman Kerrigan, the communication from the City Manager was ordered filed, together with said petition.

Communication from the City Manager reporting on offer of Alan R. Essery to deed to The City Lot 7 Block 5 Berkeley Heights without cost, on condition that the lot be used only for a park or incorporated into street or sidewalks, recommending that the offer be declined because the City has no need for the property and that there is an outstanding sewer bond against the lot, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication was ordered filed, together with said offer.

Communication from the City Manager reporting on protest of residents against noise and disturbance from the Shell Oil Station located at the corner of Prospect Street and Exchange Place, stating that the property is not in Zone R-1 as alleged, that there is no record indicating any agreement relative to the upkeep of the grounds or limited restrictions of service, but stating that the Shell Oil Company as well as the station operator have given assurance that work orders have been given to do planting of shrubs and regrassing of bald areas on the lot and that noises will be kept at an absolute minimum, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's report was ordered filed, together with the petition of protest.

Communication from the City Manager reporting on statements made by City employee J.H. Kershaw at the Council hearing on proposed Civil Service Rules regarding reinstatement privileges and refund of accumulated contributions upon separation from the City service, stating that Mr. Kershaw has passed No. 1 on Engineer IV examination and hopes that the Civil Service will approve the promotion, was presented. The communication gives a detailed report on Mr. Kershaw's employment, his absence to take engineering duty with the army, etc. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication reporting on the verbal charges was ordered filed.

Communication from the City Manager reporting on communication from Harry Warburton suggesting that the City operate its own parking lot in Balboa Park during the proposed World Exposition, reporting past experiences and stating that the 1953 California World Progress Exposition is in the hands of qualified and experienced business men, some of whom were previous Fair officials who can be relied upon to see that major returns are retained, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the City Manager's report and Mr. Warburton's letter were ordered filed.

Communication from the City Manager recommending the installation of two overhead street lights, was presented.

RESOLUTION NO. 97390, recorded on Microfilm Roll No. 27, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

38th Street at Monroe Avenue (East);
39th Street at Monroe Avenue (East);

was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending the installation of an intersection stop at Balboa and Quince Drives, was presented.

RESOLUTION NO. 97391, recorded on Microfilm Roll No. 27, establishing an "Intersection Stop" at Balboa Drive and Quince Drive, affecting east and west bound traffic, authorizing and directing installation of the necessary signs and markings, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Asst. Planning Director recommending approval of the Final Map of Hubner Knolls, subject to the posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 97392, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute for and on behalf of The City of San Diego a contract with Hubner Building Company for the installation and completion of the unfinished improvements for Hubner Knolls, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97393, recorded on Microfilm Roll No. 27, adopting the Map of Hubner Knolls, being a subdivision of portion of the Northwest Quarter of Section 34 Township 16 South, Range 2 West San Bernardino Meridian, in the Rancho Mission of San Diego, accepting on behalf of the public Hubner Road, Redwood Street, East Virgo Road, West Virgo Road and unnamed easements shown thereon for public purposes and dedicating the same to the public use, authorizing and directing the City Clerk to endorse upon said map as and for the act of the Council that said streets and easements are accepted on behalf of the public, and directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Asst. Planning Director recommending approval of the Tentative Map of Bay Park Vista Unit No. 2 for the subdivision of a portion of Eureka Lemon Tract into 137 lots, being a continuation of Unit No. 1, was presented.

RESOLUTION NO. 97394, recorded on Microfilm Roll No. 27, approving the Tentative Map of Bay Park Vista Unit No. 2, upon 8 conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Asst. Planning Director recommending granting petition A. J. Hubner for suspension of 4 sections of the Subdivision Ordinance in connection with the Tentative Map of Hubner Knolls Annex, was presented.

RESOLUTION NO. 97395, recorded on Microfilm Roll No. 27, suspending 4 sections of the Subdivision Ordinance insofar as they affect the Tentative Map of Hubner Knolls Annex, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Asst. Planning Director recommending approval of the Tentative Map of Hubner Knolls Annex for the subdivision of a portion of the NW1/4 Sec. 34, Twp. 16 S, R2W, into 92 lots, being easterly of 54th Street and northerly of Radio Station Road, was presented.

RESOLUTION NO. 97396, recorded on Microfilm Roll No. 27, approving the Tentative Map of Hubner Knolls Annex, upon 10 conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Planning Director reporting, at the request of the Chairman of the Mission Bay Advisory Committee, on progress being made by the Committee on the problem of the Mission Boulevard Bridge and new Highway on which it has been working with representatives of the Ocean Beach Chamber of Commerce, was presented.

RESOLUTION NO. 97396-A, recorded on Microfilm Roll No. 27, referring the communication from the Planning Director, bearing Document No. 415012, reporting on progress made by the Committee on the problem of the Mission Boulevard Bridge and new Highway, to Council Conference, and requesting the Planning Director to furnish copies of said report and appended papers to the Mayor and members of the Council, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the Planning Director recommending an amendment to the Zoning Ordinance No. 8924 relative to the City of San Diego complying with its own zoning regulations, and referring to a new Fire Station being constructed by the City at the corner of Chamoune and Orange in an R-4 Zone, and pointing out that the City Attorney has ruled that the City did not have to comply with the existing zoning, was presented.

RESOLUTION NO. 97397, recorded on Microfilm Roll No. 27, referring the communication from the City Planning Director requesting an amendment to the Zoning Ordinance for compliance by the City of San Diego with Zoning Ordinance, to Council Conference, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Communication from the Planning Director recommending an amendment to the Zoning Ordinance to provide for creation of 2 new zones: one for approximately 1/2 acre, the other for approximately 1/4 acre, and stating that many persons would like to construct homes on parcels of land of that size, and recommending that the matter be referred to the City Attorney for preparation of such an Ordinance, was presented.

RESOLUTION NO. 97398, recorded on Microfilm Roll No. 27, referring the communication from the City Planning Director requesting an amendment to the Zoning Ordinance to provide for two new zones: one to have approximately one-half acre, the other approximately one-quarter acre, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Planning Director, bearing the City Manager's stamp of approval, recommending transfer of \$6,500.00 from Mission Valley Trunk Sewer to Mission Bay project, the funds having been set up by the State Legislature under Chapter 47 Statutes of 1944 for local agencies to cover half the cost of preparing plans and engineering work in connection with public works projects, was presented.

The City Manager reported, verbally, stating that the funds referred to were set up by the State of California as "a Christmas tree fund", and that they could be used only for the purposes of preparing plans and engineering work on public works projects, and that he recommended such a transfer.

RESOLUTION NO. 97399, recorded on Microfilm Roll No. 27, assigning to the City Planning Department from the allocation made by the State of California, under Chapter 47, Statutes of 1944 (4th Extra Session) for not to exceed one-half of the cost of preparing engineering field surveys, engineering or architectural designs and working and detailed drawings and specifications and for the purpose of paying one-half or less of the cost of acquisition of right-of-way and sites for post-war public works projects in which there is a State interest, \$6,500.00 heretofore allocated to the City Engineering Department for plan preparation of the Mission Valley Trunk Sewer, to be used on the San Diego River and Mission Bay Project, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the City Attorney submitting a Resolution authorizing the Mayor and City Clerk to sign quitclaim deed to The Hadley Company, subdivider, of land in Carruther's Addition, in exchange of easements, was presented.

RESOLUTION NO. 97400, recorded on Microfilm Roll No. 27, authorizing the Mayor and the City Clerk to execute a quitclaim deed of easement for sewer purposes of portions of Lots 13, 14, 15, 16, and 17 in Block Carruther's Addition, more particularly described in said Resolution, directing the City Clerk to deliver said deed of easement for sewer purposes to The Hadley Company, a co-partnership, if and when, the final map of the subdivision to be known as Ocean View Terracé is filed of record with the Recorder of the County of San Diego, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

After adoption of said Resolution, the Mayor and City Clerk signed said deed during the Council meeting.

Communication from the City Engineer recommending granting the petition for eliminating paving of 33rd Street between Ash and A Streets from a proceeding now under way, and recommending creation of a new assessment district, there being 63.8% of the frontage property represented on the petition to eliminate the improvement, was presented. On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Attorney for preparation and presentation of the necessary resolution.

Communication from James H. Albright, 4428 - 36th Street, San Diego 16, relative to needed repairs to the curbs at that address, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was referred to the City Manager.

Communication from Apartment Association of San Diego, Inc., Chamber of Commerce Building, 499 West Broadway, San Diego 1, expressing astonishment and shock at the Council's refusal to decontrol rents in San Diego in the face of its raising water rates three times, raising taxes to increase the costs of City administration, to pass bond issues for recreational development, and to impose severe retroactive building laws requiring immense expenditures by landlords, stating that there is a limit beyond which the property owner can go in balancing his rental income with the cost of operation and that the small property owner has already passed that point, expressing that now is not the right time for recreational development or for an Exposition, stating that the Council's action places San Diego among the unprogressive cities of the nation, and referring to the fact that decontrol has worked well in the City of Coronado, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

The matter referred to earlier in these minutes, having to do with the placing of a bond proposition upon the June 6, 1950, election, was considered again at this time, but no action taken beyond reference to Conference at this meeting.

Communication from O. D. Arnold & Sons, 6122 El Cajon Boulevard, San Diego 5, California, dated 3-24-50, and signed by O. D. Arnold, referring to his appearance before the Council at last Tuesday's meeting, protesting the order issued by the City Engineer's Office for hauling in of six inches of selected borrow material over all streets of Westwood Hills Unit No. 2, at which time the City Engineer stated that he would require only the bad spots to be filled with select borrow material, also stating that he had met with the City Engineer on the ground at which time the Engineer had completely reversed his statement and is now insisting that the whole tract be filled, was presented and read to the Council.

Communication from the City Engineer, addressed to the City Manager, under date of Mar. 28, 1950, referring to Mr. Arnold's first letter, and making a detailed report, was presented and read.

O.D. Arnold spoke about the paving in the subdivision just across the street. He said that \$7,000.00 or \$8,000.00 will be added to the cost of the homes in the new subdivision unit as a result of the City Engineer's ruling.

The City Engineer spoke, and said that the specifications require the use of the "borrow", and said that inferior work of street improvement would result in the City being required to maintain the paving.

Mr. Arnold spoke regarding the increased assessments and revenues to the City resulting from the improvements in the subdivision.

The City Engineer spoke regarding the testing laboratory's tests, and exhibited samples, which had been taken from locations selected by Mr. Arnold. He said that they are unsuitable for the kind of paving requested.

Councilman Kerrigan moved to file the matter and uphold the City Engineer's decision, which motion was seconded by Councilman Schneider. The roll was not called on the motion at this time; the motion was later withdrawn.

Humphrey Lane spoke, not on this subject, but about lack of requirements for improvements in the Hazard Tract. Reply was made that certain improvements were not called for in order to provide sites for low-cost housing.

Byrl D. Phelps, Registered Civil Engineer, spoke. He said that he resented insults thrown at him, other engineers and subdividers, and that he and subdividers protest treatment received from the Engineer's office. Mr. Phelps said that subdividers pay for the inspection, and that it does not come out of the Engineer's budget. He said that the Engineer's behavior is not that of a gentleman.

The Mayor said that the City Engineer is a former officer in the United States Navy, with 32 years of service, and is most certainly a gentleman.

Councilman Dail told of investigations made on the ground, at which time he was present.

The City Engineer explained what had been done in Westwood Hills Unit No. 1, regarding the improvements.

Mr. Arnold said that he does not want the City Engineer "on his property any more."

Chris Cosgrove, subdivider, said that 2" asphalt is used satisfactorily in many subdivisions in the Los Angeles area.

The Mayor said that the quarrel is with the Council, not with the City Engineer who is required to follow policy established by the Council.

RESOLUTION NO. 97401, recorded on Microfilm Roll No. 27, referring to the City Manager for conference with Mr. Arnold, Mr. Phelps, the City Engineer, other engineers and subdividers, matters pertaining to improvements in subdivisions, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

On motion of Councilman Dail, seconded by Councilman Schneider, the Council took a recess, at the hour of 12:15 o'clock Noon until the hour of 2:00 o'clock P.M., this date.

Upon re-assembling, at the hour of 2:20 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey. Absent-- Councilman Dail and Mayor Knox.

In the absence of Mayor Knox, Vice Mayor Vincent T. Godfrey acted as Chairman. Clerk---Fred W. Sick.

Communication from Frank Luckel, member of the State Assembly, dated March 24, 1950, and transmitting for information of the Council, a bulletin from Motor Hotel Association of California regarding motels in the Mission Bay area, etc., was presented. On motion of Councilman Kerrigan, seconded by Councilman Wincote, the matter was ordered filed.

Communication from Mrs. Helene G. Bates regarding the destruction of property by roaming dogs, was presented. On motion of Councilman Kerrigan, seconded by Councilman Swan, the communication was referred to the City Manager.

Communication from Ed Fletcher Co., R. E. Hazard Contracting Co., and others, requesting construction of Sewer line to Gibbs Municipal Airport, also offering free right of way to the City of San Diego under certain conditions, was presented. On motion of Councilman Swan, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Claim of William A. and Madeline H. Citerly, 4167 Front Street, San Diego, in the sum of \$175.00, was presented, together with request from Great American Indemnity Company dated March 23, 1950, and signed by Max H. Seeger, representative, recommending denial.

RESOLUTION NO. 97402, recorded on Microfilm Roll No. 27, denying claim of William A. and Madeline H. Citerly, 4167 Front Street, in the sum of \$175.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of George W. Huss and Dorothea K. Huss, for James S. Huss, a minor, 121 Torrey Pines Homes, La Jolla, in the sum of \$129.75, was presented, together with request from Great American Indemnity Company dated March 23, 1950, and signed by Max H. Seeger, representative, recommending denial.

RESOLUTION NO. 97403, recorded on Microfilm Roll No. 27, denying claim of George W. Huss and Dorothea K. Huss, for James S. Huss, a Minor, 121 Torrey Pines Homes, La Jolla, in the sum of \$129.75, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of James N. MacKinnon, 4366 Swift Street, San Diego, in the sum of \$1271, was presented, together with request from Great American Indemnity Company dated March 24, 1950, and signed by Max H. Seeger, representative, recommending denial.

RESOLUTION NO. 97404, recorded on Microfilm Roll No. 27, denying claim of James N. MacKinnon, in the sum of \$1271.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Percy H. Goodwin Company announcing payment to Douglas S. McKellar, in the sum of \$95.00, for rowboat broken on the beach by a City Dump Truck, was presented. On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from the State Department of Public Health announcing available funds from Federal agencies, was presented. On motion of Councilman Swan, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from B. E. Tummins, 433 S. Bancroft St., San Diego 13, protesting the keeping of chickens, pigeons, dogs, cats, horse, and a goat, adjoining his residence, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Harry Warburton, 4615 College Avenue, San Diego 5, regarding his previous communication in connection with the City Manager's report (mentioned earlier in these Minutes) and expressing further views on the subject of Exposition parking, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

ORDINANCE NO. 4350 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$4,500.00 from the Capital Outlay Fund for the purpose of providing funds for constructing a steel Guard Fence on Cabrillo Bridge, in Balboa Park, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

MAR 21 4 31 PM 1950

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CITY CLERK'S OFFICE

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

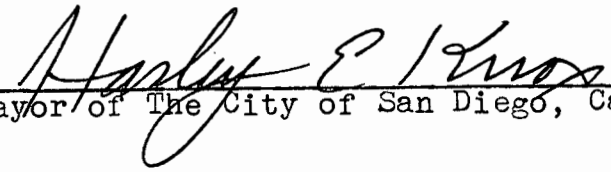
The City Engineer brought up the matter which had been considered at the morning session in connection with the bids received for improvement of the intersection of Midway Drive, Frontier Street and West Point Loma Boulevard, and reported verbally thereon. Again he recommended award, and said that he had had his figures reversed; that the traffic signal bid was higher than the estimate, instead of the lights as he had first reported.

RESOLUTION NO. 97405, recorded on Microfilm Roll No. 27, accepting bid of Ets-Hokin & Galvan for the improvement of the intersection of Midway Drive, Frontier Street and West Point Loma Boulevard, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The proposed Resolution authorizing the City Manager to enter into amendment of lease agreement for operation of concession on Bonita Bay, which had been referred to Council Conference at this morning's session, was withdrawn from Conference and considered at this time.

RESOLUTION NO. 97406, recorded on Microfilm Roll No. 27, authorizing the City Manager to enter into an amendment as set forth in amendment to lease on file in the office of the City Clerk (with Austin, Haynes and Guthrie) for operation of concessions on Bonita Bay waiving the minimum monthly rental for six months beginning the first day of May, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

At the hour of 2:30 o'clock P.M., on the motion of Councilman Schneider, seconded by Councilman Wincote, 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,
Thursday, March 30, 1950

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

Mayor Knox. Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None.
Clerk-----Fred W. Sick

The first matter listed on the Council's agenda under special order of business, for the calling of a bond election in connection with Mission Bay Recreational Area, and consolidation with the Primary election on June 6, 1950, was continued temporarily at the request of the City Attorney. The City Attorney said that he hoped to have the necessary resolution available for Council adoption at this meeting.

Petition of Alexis Tellis, 609 Coast Boulevard, La Jolla, requesting that the City make available for sale the real estate described as Lots 23 and 24 Block 7 Reed's Ocean Front, on which \$60.00 cash was deposited, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Veterans of Foreign Wars of the United States, signed by Alexander McConnell, Commander, 1430 Froude Street, San Diego 7, and dated March 26, 1950, requesting permission in behalf of the local units of said organization, to sell Buddy Poppies on the streets of the City on May 26 and 27, 1950, was presented.

A motion was made to refer the petition to the City Manager for recommendation, but was withdrawn when the Mayor announced that it had been the Council's policy for several

years to grant the request.

RESOLUTION NO. 97407, granting permission to Veterans of Foreign Wars of the United States to conduct its annual Buddy Poppy Campaign, May 26 and 27, 1950, as petitioned for under Document No. 415299, for the local posts and their auxiliaries, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Claim of Peoples Fish Company, a copartnership composed of John Ghio, Louis C. Strada, Charles D. Strada and Cosimo Busalacchi, 905 W. Harbor Drive, San Diego, in the sum of \$25.00 for damage done to automobile parked on the west side of Pacific Highway by paint during the painting of the wall on the west side of Pacific Highway, was presented.

RESOLUTION NO. 97408, recorded on Microfilm Roll No. 27, referring claim of Peoples Fish Company to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the City Manager announcing the appointment of C. W. Huntridge, 4472 Granger Street, San Diego 7; Murphy W. Rogers, 3439 - 32nd Street, San Diego 4; K. A. Higbee, 4324 Hermosa Way; to the Board of Mechanical Engineers, effective April 1, 1950, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from the City Manager reporting on communication from the Council of Aircraft Unions, International Association of Machinists, relative to protecting vital industries on the West Coast, stating that its contents have been noted and recommending its filing, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from M. Leopold objecting to increase in water rates, transmitting a copy of his communication addressed to Mrs. C. J. Leopold, 125 W. Brooks Street, and recommending filing, was presented. On motion of Councilman Wincote, seconded by Councilman Dail, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from Phillip P. Martin relative to need for a control dam in Mission Gorge, stating that for many years the Water Department has had under study the possibility of future water development at the proposed damsite, that there are other projected developments where water can be more economically produced than that those developments should precede the one in Mission Gorge, was presented. On motion of Councilman Swan, seconded by Councilman Wincote, said communication was ordered filed, together with the matter upon which it reported.

The communication from the City Planning Commission recommending approval of the Final Map of Ocean View Terrace, was continued temporarily, to permit the Planning Director to appear before the Council and explain the matter. It was noted, also, that there were persons in the Chambers who were interested in the subdivision and who would probably wish to be heard. (See later reference in these Minutes to this matter).

Communication from the Assistant Planning Director submitting the Final Map of South Pacific Unit "B", and recommending its adoption subject to the posting of an adequate bond to insure installation of required improvements, was presented.

RESOLUTION NO. 97409, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute a contract with Hormel Incorporated, Tavares Construction Company, Inc., Johnson Western Company, for installation and completion of the unfinished improvements for South Pacific Unit B yet to be installed and completed, in accordance with the Subdivision Ordinance No. 1025 (New Series), was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97410, recorded on Microfilm Roll No. 27, adopting Map of South Pacific Unit B, being a subdivision of Portion of Lot 1 in Pueblo Lot 1783, accepting Pacific View Drive, portion of Electric Avenue and unnamed easements shown on said Map for public purposes, dedicating said streets and unnamed easements to the public use as public streets and easements, authorizing and directing the City Clerk to endorse upon said map as and for the act of the Council, that said streets and easements are accepted on behalf of the public, and directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97411, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of a storm drain in La Jolla Hermosa from La Canada westerly of Beaumont Avenue to Camino de la Costa at Costa Place, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, in accordance with Specifications on file in the office of the City Clerk under Document No. 415374, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Council of Chambers of Commerce and Civic Clubs, signed by Mary H. Carver, Executive Secretary, dated March 28, 1950, address not shown in the communication, requesting that an item be included in the Budget for the supplying of Kitchen Equipment for City Fire Stations (members of the Fire Department now having to equip the kitchens with their own funds), was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from Mrs. J. R. McCampbell, 4400 North Avenue, dated Mar. 28, 1950, requesting that she be allotted time to meet with the City Council in the near future in regard to damage done to her house by balls from the playground, and making reference to claims she had filed in connection therewith which had been stated to her by the City's insurance carrier is not covered by the City's insurance, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

A member of the Council pointed out that Mrs. McCampbell desired a hearing before the Council, and it was stated that the City Manager could confer with her and then arrange to have her meet with the Council.

Communication from property owners and residents requesting that the City issue a stop order for the re-routing of buses on Froude Street between Point Loma Boulevard and Devonshire Drive, prior to April 4, 1950, at which time the new route is to become effective, for the various reasons set forth in said communication, and requesting that other arrangements be studied, was presented and read to the Council. Councilman Swan moved to file the communication, which motion received no second. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager for study and report.

Communication from the City Planning Commission submitting Final Map of Ocean View Terrace, and recommending its approval, was again brought up at this time, having been considered earlier in this meeting, and continued to permit the City Planning Director to be present.

Councilman Dail questioned recommendations made by the City Planning Commission.

The City Planning Director and the Assistant City Planning Director explained the matter to the Council in considerable detail.

Councilman Dail said that there were two men present who wished to be heard on the subject, and they were invited to speak.

Johnny Walkley, 836 San Pasqual Street, and Elmer F. Woodworth, 810 San Pasqual Street, discussed the matter with the Council and showed maps regarding an undedicated street in question. It was identified as San Pasqual, on which it was questioned that it had or had not been dedicated to the public use. They said that the street had been in use for many years, and they assumed that it is a public street. Also, they brought up the matter of future opening of 42nd Street, which they said would cut off part of existing buildings.

The Mayor left the meeting during the discussion, and the Vice Mayor took the chair.

While the matter was being discussed, and before any action on the subject had been taken thereon, the Mayor returned to the meeting and assumed the duties of Chairman.

The question under discussion hinged mainly around the proposed Resolution adopting the Map which rejected the dedication of a public street of the land shown thereon as "Reserved for Future Street" (adjoining the 20-foot "San Pasqual Street"). Mr. Walkley and Mr. Woodworth made verbal pleas for dedicating the 15 foot reserved strip adjoining San Pasqual Street for public street purposes. Also, the question arose about the property on the other side of the street, and it was thought that the land was owned by the Federal government and that a 15-foot strip would have to be acquired therefrom to make the street under discussion one of 50 feet in width.

The City Planning Director and the Assistant City Planning Director questioned the 20-foot street, so-called, being a public street. They referred to it as an alley, and said that it is not the practice of the City to show such narrow rights of way as public streets.

The City Attorney was asked if the so-called San Pasqual is actually a public street, or if it could be declared to be one through long usage. He replied that he did not know off-hand, and that it would take some investigation to determine the facts.

Mrs. Walkley and Woodworth continued with their requests for the acceptance, rather than rejection of the strip of land shown "Reserved for Future Street".

RESOLUTION NO. 97412, recorded on Microfilm Roll No. 27, referring back to the City Planning Commission and to the City Attorney for amendment to papers providing for the adoption of the Final Map of Ocean View Terrace, to show the acceptance of the land shown on said map as "Reserved for Future Street", rather than rejecting the same as it is shown in the resolution before the Council on this date, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

The proposed Resolution, which had been before the Council on Tuesday, March 28, 1950, finding and determining certain streets to be Major City Streets and recommending proposed system of Major City Streets to the State Division of Highways, and continued until this meeting, was presented again.

The Resolution had been held over at the request of Councilman Kerrigan who was to make a personal request to the City Manager for inclusion of an additional street in said Resolution if deemed advisable by the City Manager.

The City Manager reported that the Resolution had not been amended, but he recommended that an additional street be included.

The City Attorney requested that the Resolution be referred to his office

so that the addition could be made.

On motion of Councilman Schneider, the matter was continued until the Council meeting of Tuesday, and the resolution was referred to the City Attorney to make the change. The motion was seconded by Councilman Wincote, and carried.

Petition of Louis H. and Laetitia Jabben, 4407 Logan Avenue, for permission to install a sewer line between the property line and the sidewalk to serve property at 4201 Keeler Street, was presented, together with recommendations of approval from the department of Public Health.

RESOLUTION NO. 97413, recorded on Microfilm Roll No. 27, granting permission to Louis H. and Laetitia Jabben, 4407 Logan Avenue, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed approximately 3 feet outside the property line and run in an easterly direction parallel to the Northerly line of portions of Lots 23 and 24 Caruthers Addition to the City of San Diego, to point of intersection of public sewer, to serve property at 4201 Keeler Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Petition of Dr. Jack J. Kimbrough, 245 - 25th Street, for permission to install a sewer line between the property line and the sidewalk to serve property at 1244 So. 37th Street, was presented, together with recommendations of approval from the department of Public Health.

RESOLUTION NO. 97414, recorded on Microfilm Roll No. 27, granting permission to Dr. Jack J. Kimbrough, 245 - 25th Street, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a northerly direction, parallel to the east line of Lot 48 Block 4 F. W. Haines Subdivision, to point of intersection with public sewer, to serve property at 1244 South 37th Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Arthur Voigt, 4429 Logan Avenue, for permission to install a sewer line between the property line and the sidewalk to serve property at 4231 Keeler Street, was presented, together with recommendations for approval from the department of Public Health.

RESOLUTION NO. 97415, recorded on Microfilm Roll No. 27, granting permission to Arthur Voigt, 4429 Logan Avenue, San Diego 2, to install a four inch cast iron soil line between the property line and the sidewalk, to be placed approximately 3 feet outside the property line and run in an easterly direction parallel to the northerly line of portions of Lots 23 and 24 Caruthers Addition, to point of intersection with public sewer, to serve property at 4231 Keeler Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97416, recorded on Microfilm Roll No. 27, accepting deed of William R. Branch and Agnes H. Branch, bearing date March 13, 1950, conveying an easement and right of way for street purposes in portion of Lot 26 and of Reservoir Drive vacated and closed to public use, of La Mesa Colony, setting aside and dedicating the same to the public use as and for a public street, and naming the same Montezuma Road, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder of the County of San Diego after all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97417, recorded on Microfilm Roll No. 27, accepting deed of William C. Brown and Lela M. Brown, bearing date March 14, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot B La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920, by the Board of Supervisors of the County of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97418, recorded on Microfilm Roll No. 27, accepting deed of Florence Scripps Kellogg, bearing date March 22, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1297, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97419, recorded on Microfilm Roll No. 27, accepting deed of William R. Branch and Agnes H. Branch, bearing date March 13, 1950, conveying an easement and right of way for slope rights and drainage over, across and upon portions of Lot 26 and of Reservoir Drive vacated and closed to public use, of La Mesa Colony, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder of the County of San Diego after all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4351 (New Series), recorded on Microfilm Roll No. 27, amending Sections 5 and 10 of and repealing Section 14 of Ordinance No. 4265 (New Series), adopted December 13, 1949, which ordinance created a Board of Mechanical Engineers, defining powers and duties thereof, providing for licensing and regulation of steam engineers and providing a penalty for violation, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

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

ORDINANCE NO. 4352 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$19,500.00 from the Traffic Safety Fund, for the purpose of providing funds for the improvement of Midway Drive, Frontier Street and West Point Loma Boulevard, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4353 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of the Alley in Block 25 Ocean Beach, between the northwesterly line of Froude Street and the southeasterly line of Ebers Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4354 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Promontory Street, between the southerly boundary line of Second Fortuna Park Addition, and the northerly line of Moorland Drive, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Attorney said that the matter referred to earlier in these Minutes, in connection with the proposed bond election matter was ready for Council action at this time, and introduced the following Resolution:

RESOLUTION NO. 97420, recorded on Microfilm Roll No. 27, requesting the Board of Supervisors of the County of San Diego to order the consolidation of the Special City Election for the incurring of a bonded indebtedness in the principal amount of \$2,000,000. for improvements in connection with the Mission Bay Project, with the State-wide Primary Election to be held on June 6, 1950, and to hold said election and canvass the returns thereof as authorized by the provisions of Sections 10050 to and including 10058 of Division XI, Part 2, Chapter 4, of the Elections Code of the State of California, authorizing and directing the City Clerk to deliver to the Board of Supervisors of the County a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Members of the Council asked the City Attorney if he should be directed to prepare and present the other necessary papers in connection with said proposed Election. The City Attorney replied that they could do so if they wished, but that he would do prepare on the appropriate documents on the strength of the Council having adopted Resolution No. 97420. Upon that assurance, no further action was taken in the matter.

The City Manager requested, and was granted, unanimous consent to present for action, the following matter not listed on the Council's agenda:

Communication from the Chief of Police, addressed to the City Manager, and transmitted with the City Manager's stamp of approval, recommending granting application of B. H. Michael, for license to operate one ambulance, was presented.

RESOLUTION NO. 97421, recorded on Microfilm Roll No. 27, approving the recommendation of the City Manager and the Chief of Police that the application of B. H. Michael, doing business as Michael's Auto Center, for a Certificate of Necessity for the operation of an ambulance service, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Godfrey, adjourned, at the hour of 10:45 o'clock A.M.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Kadstrom*
Deputy

SPECIAL MEETING

Chamber of the Council of The City of San Diego, California,
Friday, March 31, 1950

A Special Meeting of the Council of The City of San Diego, California was held this date, and called to order by the Mayor, at the hour of 2:06 o'clock P.M.

Present---Councilmen Swan, Wincote, Kerrigan, Dail, Godfrey, Mayor Knox.
Absent---Councilman Schneider
Clerk-----Fred W. Sick

"NOTICE OF SPECIAL MEETING OF THE COUNCIL

To: Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, 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 in the Administration Building, Civic Center, San Diego, California, on Friday, the 31st day of March, 1950, at the hour of 2:00 o'clock P.M.

Said meeting will be held for the purpose of considering approval of the Subdivision Map of Ocean View Terrace, and any other business that may come before the Council.

Dated March 31, 1950.

(SIGNED) HARLEY E. KNOX, 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 in the Administration Building, Civic Center in the City of San Diego, State of California, on Friday, the 31st day of March, 1950, at the hour of 2:00 o'clock P.M., and hereby consent to such special meeting.

(SIGNED) HARLEY E. KNOX
(SIGNED) GEORGE KERRIGAN
(SIGNED) CHESTER E. SCHNEIDER
(SIGNED) VINCENT T. GODFREY
(SIGNED) CHARLES B. WINCOTE
(SIGNED) CHAS. C. DAIL
(SIGNED) FRANKLIN F. SWAN."

The matter of approval of the Final Map of Ocean View Terrace, the reason for the holding of this Special Meeting, was brought up at this time for further consideration.

The Mayor explained to Eugene L. Freeland, engineer representing the subdivider, the action taken by the Council on the proposed subdivision and the reasons therefor.

Harry Clark, Deputy City Attorney, told the Council of the procedure for the adoption of the Final Map.

Mr. Freeland said that the offer heretofore made for the granting of a 15-foot strip adjoining San Pasqual Street, to be used for street purposes, still stands. He said that it is a technical matter, and that even if the Council were to reject the "Reservation for future street", the subdividing owner could not withdraw his offer.

The City Planning Director said that there is no objection to adoption of the map, that there is no need for the 15-foot right of way at the present. He said the right of way can be acquired in the future when the Council wishes to have the street improved. He said that the design of the map should not be changed, as proposed by Mr. Walkley and Mr. Woodworth at the meeting of March 30, 1950.

Councilman Kerrigan moved to adopt the Resolution providing for approval of the Final Map of Ocean View Terrace, which motion was seconded by Councilman Wincote. Before the roll could be called, there was further discussion.

Eugene L. Freeland said that the map needs approval today, that the subdivider is already on the ground working.

Councilman Dail said that Mr. Walkley and Mr. Woodworth expect action by Council next Tuesday, as they had been advised, rather than today.

Councilman Godfrey was excused at this time

The City Planning Director said that the design as laid out now is the best for the subdivider. He reiterated that it would be wrong for the City to change the design now, when it had already been approved as far back as last December.

It was pointed out that the Resolution referring the matter to the Planning Department and to the City Attorney for amendment in connection with acceptance of the right of way ("reserved for future street") adjoining San Pasqual Street should be repealed.

Councilman Godfrey returned at this time.

RESOLUTION NO. 97422, recorded on Microfilm Roll No. 27, repealing Resolution No. 97412 adopted March 30, 1950, directing the Planning Department and the City Attorney to prepare a Resolution to provide for amendment to the Resolution accepting the Final Map of Ocean View Terrace, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97423, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract with H. H. Johnson, R. E. Tyson and A. L. Lynds, doing business as The Hadley Company, a co-partnership, for the installation and completion of the unfinished improvements and the setting of the monuments required for Ocean View Terrace, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97424, recorded on Microfilm Roll No. 27, adopting a Map of Ocean View Terrace and accepting 42nd Street, San Miguel Avenue, Hemlock Street, portions of Ocean View Boulevard and Boundary Street, and named and unnamed easements shown thereon for public purposes; declaring said streets, portions of public streets and named and unnamed easements to be public streets and easements and dedicated to the public use; and rejecting as a dedication for a public street the land shown thereon as "Reserved for Future Street"; authorizing and directing the Clerk of the City of San Diego to endorse upon said map, as and for the act of the Council, that said streets and easements are accepted on behalf of the public as hereinbefore stated; directing the City Clerk to transmit said map to the Clerk of the Board of Supervisors of the County of San Diego, California, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

(Resolution No. 97424, as adopted, was as originally submitted by the City Planning Department, preceding any of the discussions and actions taken at the meetings of March 30 and 31, 1950).

(Councilman Dail requested the City Clerk's Office to notify Johnny Walkley, 836 San Pasqual Street, and Elmer F. Woodworth, 810 San Pasqual Street, of the Council's action, so that they would not appear at the next meeting of the Council expecting action on their protests in connection with the easement adjoining San Pasqual Street in connection with the Final Map of Ocean View Terrace. The City Clerk's Office complied with that request, and wrote to the two protestants).

Discussion developed that it would be proper, and advisable, to make provision at this time for securing of rights of way on both sides of San Pasqual Street (which had been discussed in connection with the Map of Ocean View Terrace), in order to provide for an ultimate right of way of 50 feet for said Street.

RESOLUTION NO. 97425, recorded on Microfilm Roll No. 27, authorizing and directing the City Attorney to draw the necessary Resolution for presentation to the Council, accepting the 15-foot "Reserved for Future Street" strip adjoining San Pasqual Street, shown on the Map of Ocean View Terrace, and requesting the City Manager to negotiate for a 15-foot easement on the other side of said street, to provide for an ultimate width of said San Pasqual Street of 50 feet, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

There being no further business to come before the Council, the meeting was, on motion of Councilman Dail, seconded by Councilman Wincote, adjourned at the hour of 2:30 o'clock P.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

Hadley E. Lynds
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, April 4, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox
Absent----Councilman Godfrey
Clerk-----Fred W. Sick

The Minutes of the Adjourned Meeting of Tuesday, March 28, 1950, (adjourned from Thursday, March 23, 1950), the Regular Meeting of Thursday, March 30, 1950, the Special Meeting of Friday, March 31, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Kerrigan, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly described in Resolution of Intention No. 96684, the clerk reported that four bids had been received, which bids were presented to the Council, opened and publicly declared. Said bids were as follows:

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of four hundred fifty dollars, which bid was given Document No. 415600;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of five hundred dollars, which bid was given Document No. 415601;

The bid of E. P. Watson, accompanied by bond written by The Home Indemnity Company in the sum of five hundred dollars, which bid was given Document No. 415602;

The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of five hundred dollars, which bid was given Document No. 415603.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Reed Avenue, within the limits and as particularly described in Resolution of Intention No. 96685, the clerk reported that two bids had been received, which bids were presented to the Council, opened and publicly declared. Said bids were as follows:

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of four thousand five hundred dollars, which bid was given Document No. 415604;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of thirty six hundred dollars, which bid was given Document No. 415605.

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

After action had been taken to refer the Reed Avenue bids to the Manager and Attorney, the City Attorney called to the Council's attention that this was the proceeding upon which W. L. Oliphant, 2281 Avenida Altura, attempted two weeks to stop the improvement on the assertion that the expense would be too great.

The City Engineer said that he could have a check made on the bids, and give the Council a report thereon at this meeting.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said action referring the bids was reconsidered, and the matter held temporarily for consideration later in this meeting. (See Page 200 of these minutes for further action).

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the installation of sewer mains in University Avenue, Rex Avenue, 54th Street and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 96686, the clerk reported that five bids had been received, which bids were presented to the Council, opened and publicly declared. Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of forty-five hundred dollars, which bid was given Document No. 415606;

The bid of Charles J. Dorfman, accompanied by bond written by General Casualty Company of America in the sum of three thousand five hundred dollars, which bid was given Document No. 415607;

Councilman Godfrey entered the meeting at this time - 10:18 o'clock A.M.

The bid of Carroll & Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of twenty five hundred dollars, which bid was given Document No. 415608;

The bid of L. B. Butterfield, accompanied by bond written by Maryland Casualty Company in the sum of three thousand dollars, which bid was given Document No. 415609;

The bid of H. H. Peterson, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of three thousand dollars, which bid was given Document No. 415610.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97082 of Preliminary Determination, for the paving and otherwise improving of 48th Street, within the limits, and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97426, recorded on Microfilm Roll No. 27, determining the proposed paving and otherwise improving of 48th Street, within the limits and as particularly described in Resolution No. 97082 of Preliminary Determination, to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

A majority of the members of the Council approved the official bond of Alden K. Fogg, written by Great American Indemnity Company, as City Engineer, in the sum of five thousand dollars.

Application of E. W. and Marion E. Hicks for a Class A Dine & Dance license at "Jim's Frontier", 1403 Market Street, was presented, together with recommendations for approval from the Director of Social Welfare, Chief of Police, Building Inspector, Fire Marshal, and the City Manager.

RESOLUTION NO. 97427, recorded on Microfilm Roll No. 27, granting application of Eugene W. Hicks and Marion E. Hicks for a Class "A" license to conduct public dance at "Jim's Frontier," 1403 Market Street, on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The matter set for consideration at this time on a report from the City Manager in connection with petition of residents and property owners regarding the drainage ditch in the 1500 blocks of Galveston Street and the 1500 block on Bervy Street, was brought up.

At the request of the City Manager, the City Engineer made a verbal report, and read a portion of a report (which he did not file), and said that construction and grading are still in progress, and not completed.

Hymphrey Lane spoke about piles of dirt which will be "pushed back", to take care of drain on some of the lots.

Johnny Anderson, contractor (subdivider with Mr. Lane), spoke regarding site grading plans. He thought the work had been done to City specifications, as far as he was concerned. He added that he felt any responsibility rested equally with Mr. Hazard, the City of San Diego and him.

The City Engineer said that an underground storm drain would "not work" if constructed now, and that it would be filled up. He said that grading, paving and planting would be done within a year, which would prevent filling of the drain. He said that he had never been able to get site grading plans. Also, the City Engineer stressed that the improvements have not been accepted, and would not be until they are satisfactory.

The City Manager said that money contributed should be toward a permanent, rather any temporary, improvement.

Councilman Godfrey moved to refer the matter to the City Manager for conference with the City Engineer and interested parties, which motion was seconded by Councilman Schneider. (The roll was not called at this point).

Mrs. James Richardson, 1550 Bervy Street, spoke regarding the drainage situation.

The City Manager told of requirements which were under the contract with the original subdivider (Hazard).

Mr. Richard Steck, representing the R. E. Hazard Contracting Company asked that Mr. Hazard be at the conference.

RESOLUTION NO. 97428, recorded on Microfilm Roll No. 27, referring the matter of an underground storm drain in the 1500 block on Galveston Street and the 1500 block on Bervy Street (Hazard Tract), to the City Manager for a conference with the City Engineer and interested parties, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The following matter, relating to the one just considered, was taken out of order and considered at this time:

Communication from Wright, Thomas, Dorman & Fox, attorneys at law, Southern Title Building, San Diego 1, California, dated March 29, 1950, and signed by V. J. Dorman, requesting that the City require standard improvement requirements in Hazard Tract Unit No. 1 (being the same subject upon which Humphrey Lane talked to the Council last week), was presented and read.

The City Attorney said that the matter is a private one, of a legal nature, between Messrs. Hazard, Anderson and Lane.

The City Manager reported on the contract which the City has with Mr. Hazard for improvements in the Tract.

The City Engineer said that only a "temporary cover" is specified (no type) on streets in the subdivision, and that any one may be used.

John Jay Garrison, 1536 Bervy Street, said that he was assured by the people from whom he purchased his home, that he would get a permanent street improvement - not a dirt street or a "temporary cover". He expressed the belief that the purchasers should be protected by the City.

RESOLUTION NO. 97429, recorded on Microfilm Roll No. 27, referring the matter of improvements in Hazard Tract Unit No. 1 to the City Manager, the City Engineer and the City Attorney to confer with interested parties and report upon the same to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Petition of San Diego City & County Convention Bureau, 449 West Broadway, dated March 31, 1950, asking for an appropriation in the 1950-1951 Budget, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

Councilman Swan was excused from the meeting at this time.

Petition of Ann Williams requesting change in the hours of operation of the Beauty Salon, at 2140 Irving Avenue, upon which a Zone Variance had been granted for said business, was presented and read.

RESOLUTION NO. 97430, recorded on Microfilm Roll No. 27, granting petition of Ann Williams, 2141 Irving Avenue, for change in the hours of operation of the beauty salon located at 2140 Irving Avenue, from the restrictions imposed under previously-granted zone variance, for operation between 9:00 o'clock A.M. and 6:00 o'clock P.M., each day with the exception of Sundays, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

It was indicated that the City Engineer was ready to make a report on the Reed Avenue bids, received this morning, at this time.

The City Engineer made a verbal report on the bids, and stated that they were 30.5% under the estimate. He said that assessment for each 50-foot lot would be about \$570., except those near the intersection, and that where water service connections would be required the assessment would be higher.

Mr. Oliphant, who had objected at the meeting two weeks ago, and at this meeting, was asked if he was satisfied with the amount. He replied that he was; also, that petition of protest which he had circulated and could file stated that the signers thereof would not favor the improvement if assessments for 50-foot lots exceeded \$700.00.

The Mayor asked if there were others in the Council interested in the matter. A large group of persons arose, none of whom identified themselves, their addresses, or the property they owned. Asked if they had any objection to the work being done, based upon bids received at this meeting, there was no verbal response.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the bids heretofore referred to, were referred to the City Manager and to the City Attorney for report and recommendation.

Petition of Michael's Auto Center, 3800 Midway Drive, dated March 30, 1950, signed by B. H. Michael, requesting that it be placed on the rotating list of private ambulances which are called by the San Diego Police Department, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Councilman Swan returned to the meeting at this time.

RESOLUTION NO. 97431, recorded on Microfilm Roll No. 27, ratifying, confirming and approving Agreement for Amendment of Tideland Lease with Ryan School of Aeronautics, relating to the sale of gasoline, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

John Bate, Port Director, explained the following matter to the Council, before its adoption:

RESOLUTION NO. 97432, recorded on Microfilm Roll No. 27, ratifying, confirming and approving Agreement for Amendment of Tideland Lease with High Seas Tuna Packing Company, Inc., was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for the furnishing of cast iron pipe and fittings for Kearny Mesa Pipe Line to Chesterton Tank, recommending award to James B. Clow & Sons, National Cast Iron Pipe Division, the low bidder, was presented.

RESOLUTION NO. 97433, recorded on Microfilm Roll No. 27, accepting bid of James B. Clow & Sons, National Cast Iron Pipe Division for the furnishing of cast iron pipe and fittings for Kearny Mesa Pipe Line to Chesterton Tank, awarding contract, and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97434, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for furnishing and installing a steel boiler and combination gas and oil burner at Police Headquarters, Market Street and Pacific Highway, authorizing and directing the Purchasing Agent to publish in accordance with law, notice to contractors calling for bids, in accordance with the plans and specifications referred to as Document No. 415507, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on communication from R. W. Reed, making some 25 suggestions, and recommending the filing on the basis that most of the suggestions are impractical, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the City Manager's communication was ordered filed, together with the matter upon which it reported.

Communication from the City Manager reporting on petition of R. L. Parsons for regulation of Bus Stops, recommending its denial and filing, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the City Manager's communication was ordered filed, together with the matter upon which it reported, and -

RESOLUTION NO. 97435, recorded on Microfilm Roll No. 27, denying petition of R. L. Parsons, 2660 B Street, in connection with Bus Stop regulations, filed in the office of the City Clerk under Document No. 414890, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on petition of business and professional occupants of business property along the south side of the 6500 block of El Cajon Boulevard, in County territory, requesting revision in street numbers in the City territory to avoid duplication and confusion, was presented. The communication recommended denial of the request, for reasons set forth in detail therein.

RESOLUTION NO. 97436, recorded on Microfilm Roll No. 27, denying petition requesting revision in street numbers on the north side of the 6500 block on El Cajon Boulevard, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Manager, which had been continued from the meetings of March 7 and March 21, 1950, recommending the establishment of 2-hour parking zones, and parking meter zones (two Resolutions being submitted with the recommendation), on Fourth Avenue between Kalmia and Maple Streets and on Kalmia Street between 4th and 5th Avenues, was presented.

Councilman Dail said that the matter was still being questioned as to the advisability of installing meters in the area, and recommended filing.

On motion of Councilman Councilman Dail, seconded by Councilman Kerrigan, the communication and the two proposed Resolutions were ordered filed.

Communication from the City Manager reporting on communications from the Cities of La Mesa and El Cajon requesting joint surveys on the transportation, treatment and disposal of sewage from Alvarado Canyon, stating that the City Manager's office is ready at any time to discuss the matter with official representatives of the areas involved, was presented. The report states, also, that copies thereof have been sent to the two Cities, and to the Board of Supervisors of the County of San Diego by the City Manager.

The City Manager made a brief verbal report on the subject, and said substantially what he had covered in the written report.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the City Manager's communication was ordered filed, together with the communications and resolutions from the Cities of El Cajon and La Mesa.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Colonial Manor, subject to the posting of an adequate bond to insure the required improvements as provided for in Resolution No. 96591, was presented.

RESOLUTION NO. 97437, recorded on Microfilm Roll No. 27, authorizing and directing the City Manager to execute a contract, for and on behalf of The City of San Diego, with Cape Cottage Homes, Inc., for the installation and completion of the unfinished improvements and the setting of the monuments required for Colonial Manor, directing the

City Engineer to present an Ordinance establishing the official grades of all streets within said Subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97438, recorded on Microfilm Roll No. 27, adopting a Map of Colonial Manor, being a portion of Lot 182 of the Pueblo Lands of San Diego, and a portion of Catalina Boulevard, accepting on behalf of the public Jennings Street, Tarento Drive, portion of Catalina Boulevard, and unnamed easements shown thereon for public purposes, declaring said streets and unnamed easements to be public streets and easements dedicated to the public use, authorizing and directing the Clerk of the City of San Diego to endorse upon said map as and for the act of the Council that said streets and easements are accepted on behalf of the public, and directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 3 sections of the Subdivision Ordinance in connection with the re-approval of the Tentative Map of La Jolla Lomas, heretofore approved by Resolution No. 93132 on March 22, 1940, was presented.

RESOLUTION NO. 97439, recorded on Microfilm Roll No. 27, in connection with the re-approval of the Tentative Map of La Jolla Lomas, suspending Sections 3E2, 4A8 and 6 of the Subdivision Ordinance, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said La Jolla Lomas was previously known as Muirlands Vista

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approving Tentative Map of La Jolla Lomas, heretofore approved by Resolution No. 93133 on March 22, 1949, under the name of Muirlands Vista, upon 5 conditions was presented.

RESOLUTION NO. 97440, recorded on Microfilm Roll No. 27, approving the Tentative Map of La Jolla Lomas, upon 5 conditions more particularly set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 8 sections of the Subdivision Ordinance in connection with the Tentative Map of Westwood Hills Unit No. 4, was presented.

RESOLUTION NO. 97441, recorded on Microfilm Roll No. 27, suspending Sections 3H3, 3G1 and 2, 3I2, 3J3, 3J8, 4A8 and 6, of the Subdivision Ordinance, on the Tentative Map of Westwood Hills Unit No. 4, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of Westwood Hills Unit No. 4, being south of 54th Street and east of Westwood Hills Unit No. 2, into 13 lots, on 7 conditions, was presented.

RESOLUTION NO. 97442, recorded on Microfilm Roll No. 27, approving the Tentative Map of Westwood Hills Unit No. 4, upon 7 conditions more particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 1 section of the Subdivision Ordinance in connection with the Final Map of Woodland Terrace Unit #1, was presented.

RESOLUTION NO. 97443, recorded on Microfilm Roll No. 27, suspending Section 3H4 of the Subdivision Ordinance, on the Final Map of Woodland Terrace Unit No. 1, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the City Planning Director submitting Resolution authorizing the City Manager to make application to the State Board of Water Resources for a total of \$202,387.55, for Submarine Pressure and Water Main in connection with San Diego River Flood Control Project, was presented.

RESOLUTION NO. 97444, recorded on Microfilm Roll No. 27, authorizing and directing the City Manager to make application to the Water Resources Board for reallocation to the City of San Diego of \$202,387.55 (\$164,479.66 for cost of 12" Submarine Pressure Sewer; \$37,907.89 for Proportionate Cost of 10" Water Main); authorizing and directing said City Manager to submit claims to the said Board for reimbursement of expenditures made by the City, as authorized in Chapter 1514 Statutes of 1945 and acts subsequent and amendatory thereto, all in connection with channel improvements to be constructed by the United States Government on the San Diego River and Mission Bay Project, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

(The funds requested are for the purpose of relocating the Pressure Sewer and Water Main)

Communication from the City Engineer recommending amendment to proceedings for paving Alleys in Blocks B, E and F of South La Jolla, to include replacement of paving of Alley in its termination with Westbourne Street, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was referred to the City Attorney for preparation and presentation of the necessary Resolution.

Communication from the City Engineer, recommending the making of changes in the work on Worden Street and Udall Street, to include extension of culverts in Worden Street, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was referred to the City Attorney for preparation and presentation of the necessary Resolution.

Communication from Dennstedt Investment Company, dated March 30, 1950, and signed by E. W. Dennstedt, offering to dedicate to the City portion of Lot 1 Block 1, Lot 1 Block 3 for widening of Euclid Avenue and 20-foot radius corner cutoffs on said Lots, and on Lot 9 Block 2, and Lot 9 Block 4, Sunrise Tract, for the sum of \$25.00, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Nell M. Gould, 5161 Manchester Road, San Diego 15, dated March 29, 1950, offering to grant an easement to the City for the widening of 69th Street 30 feet adjacent to her Lot 37 La Mesa Colony, extending from Mandalay Road on the south to the northerly line of said Lot, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from the Percy H. Goodwin Company, dated Mar. 29, 1950, and signed by Paul R. Grokoest, Loss Service Dept., recommending denial of claim of Jane Florentin, was presented.

RESOLUTION NO. 97445, recorded on Microfilm Roll No. 27, denying claim of Jane Florentin, 2807 - 28th Street, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Company, dated March 31, 1950, and signed by Max H. Seeger, recommending denial of claim of Clara B. Epperly, 2005 Fifth Avenue, was presented.

RESOLUTION NO. 97446, recorded on Microfilm Roll No. 27, denying claim of Clara B. Epperly, in the sum of \$17,127.22, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Company, dated March 30, 1950, signed by Max H. Seeger, recommending denial of claim of Mary Larimer Connett, 769 S. Plymouth Blvd., Los Angeles 5, was presented.

RESOLUTION NO. 97447, recorded on Microfilm Roll No. 27, denying claim of Mary Larimer Connett, in the sum of \$1750.00, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from International Brotherhood of Electrical Workers, Local Union No. B-569, 227 E Street, San Diego 1, requesting increase in pay for City-employed electrical workers, setting out reasons therefor, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, said communication was ordered filed.

Communication from International Brotherhood of Electrical Workers, Local Union No. B-569, 227 E Street, San Diego 1, thanking the Council for their stand in not decontrolling rents in the San Diego area, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was ordered filed.

Communication from Ralph E. McKinley, real estate broker-realtor, 4432 Swift Avenue, writing in connection with Council action in not decontrolling rentals, and listing rentals he has available, their accommodations, prices, and stating that they are not under rent control inasmuch as they are practically new, and pointing out that they do not rent, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said communication was ordered filed.

Communication from Mrs. Ida Morgan, 7409 Eads Avenue, La Jolla, favoring decontrol of rentals, and giving her reasons therefor, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from San Diego Chamber of Commerce requesting adoption of a new ordinance relating to the abatement of fire hazards caused by dry grass, weeds, rubbish, and other combustible materials, dated March 29, 1950, signed by Stanley Grove, Secretary Manager, was presented.

RESOLUTION NO. 97448, recorded on Microfilm Roll No. 27, referring the communication from San Diego Chamber of Commerce, transmitting a proposed ordinance relating to the abatement of dry grass, weeds, and other rubbish to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97449, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, approving Plat No. 2175 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon the passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97450, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, approving Plat No. 2174 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon the passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97451, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Bayard Street, approving Plat No. 2155 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon the passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Roll No.

RESOLUTION OF AWARD NO. 97452, recorded on Microfilm/27, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley in Block 54 Fairmount Addition to City Heights, within the limits and as particularly described in Resolution of Intention No. 96603, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 97453, recorded on Microfilm Roll No. 27, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company for the paving and otherwise improving of Atascadero Drive, Alicia Drive and Tennyson Street, within the limits and as particularly described in Resolution of Intention No. 96604, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97454, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the East and West Alley in Block 109 University Heights and Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97455, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97456, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Florida Court, within the limits and as particularly described in Resolution of Intention No. 96930, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 97457, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97458, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in La Jolla Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97459, recorded on Microfilm Roll No. 27, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, for a period of one year from and including January 30, 1950, to and including January 29, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97460, recorded on Microfilm Roll No. 27, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, for a period of one year from and including February 1, 1950, to and including January 31, 1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 97461, recorded No. 27, for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97462, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97463, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97464, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Bayard Street, within the limits, and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97465, recorded on Microfilm Roll No. 27, ascertaining and declaring wage scale for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 96997, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97466, recorded on Microfilm Roll No. 27, approving diagram of the property affected or benefited by the work of improvement to be done on installing a sanitary sewer main in Catalina Boulevard, Silver Gate Avenue, Albion Street, Jennings Street, Wilcox Street, and other streets, within the limits and as particularly described in Resolution of Intention No. 95608, and to be assessed to pay the expenses thereof, directing the Clerk of said City at the same time of said approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97467, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on installing sewers in Paseo Dorado, Spindrift Drive, Princess Street, Avenida, Roseland Drive, and other streets, within the limits and as particularly described in Resolution of Intention No. 96294, and to be assessed to pay the expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97468, recorded on Microfilm Roll No. 27, authorizing and directing the City Engineer to include the installation of water services as required in Yosemite Street, in the assessment district and plat heretofore directed to be furnished by Resolution No. 90728, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97469, recorded on Microfilm Roll No. 27, finding and determining portions of Park Boulevard, Adams Avenue, Wabash Boulevard, 40th Street, Ward Road, Wabash Avenue Branch, Garnet Street, Balboa Avenue, Harbor Drive, Imperial Avenue, Sunset Cliffs Boulevard, Ventura Boulevard, Mission Boulevard, Turquoise Street, La Jolla Boulevard, Pearl Street, Girard Avenue, Torrey Pines Road, Ardath Road, Montezuma Road, National Avenue, Rosecrans Street, Camino del Rio, University Avenue, 30th Street, Fern Street, Lowell Street, Wabaska Drive, Voltaire Street, Washington Street, West Point Loma Boulevard, Midway Drive,

B Street, C Street, Broadway, all as more particularly set forth in said Resolution, to be Major City Streets within The City of San Diego, endorsing and recommending the proposed System of Major City Streets to the State Division of Highways for its approval, authorizing and directing the City Clerk to file two certified copies of said Resolution with the State Highways Division, repealing Resolution No. 88649 adopted by the Council on the 9th day of March, 1948, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Director of Social Welfare, addressed to the City Manager, and forwarded to the Council, recommending that protest be made on the application of Esther R. and Joseph M. Rico for an on-sale beer license at El Burrito Cafe #2, 1780 University Avenue, was presented.

RESOLUTION NO. 97470, recorded on Microfilm Roll No. 27, authorizing the Mayor and City Manager to execute and file with the State Board of Equalization a written protest against the issuance of an on-sale beer license to Esther R. and Joseph M. Rico, for premises located at 1780 University Avenue known as El Burrito Cafe #2; on the grounds that said premises are located 475 feet from Grace Lutheran Church and School located at Park Blvd. and Lincoln Street, 550 feet from the Christian and Missionary Alliance Church located at the corner of Lincoln and Central Streets, and 450 feet from the Grace Baptist Church located at University and Georgia Streets, which said application is also protested by the Park Blvd. Methodist Church in the adjoining neighborhood, the issuance of which license would be contrary to the public welfare and morals, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted. (Adopted later, but numbered here as a matter of expediency).

RESOLUTION NO. 97471, recorded on Microfilm Roll No. 27, authorizing the City Manager to purchase additional Colorado River water for the balance of the fiscal year 1949-1950, and pay for the same out of additional revenues derived by the Water Department, due to the increased water rates, to the extent of \$46,000.00, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Chief of Police, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending granting request of the Naval Air Station and the Coronado Police for installation and maintenance of police radio equipment in shore-patrol vehicle, and for the payment to the City of the maintenance charges in connection with use of the City's radio facilities, was presented.

RESOLUTION NO. 97472, recorded on Microfilm Roll No. 27, authorizing the City Manager to enter into an agreement with the United States of America for the use of City radio equipment on terms and under conditions as set out in form of agreement on file in the office of the City Clerk under Document No. 415517, having to do with two-way radio from the City's KMA 363 and repeater station to be used by the United States Naval Air Station at San Diego in Navy Shore Patrol wagon equipped with two-way radio for purposes of communication liaison between the Navy Shore Patrol and the City Police of the City of Coronado, and for maintenance and repair of radio equipment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97473, recorded on Microfilm Roll No. 27, authorizing and directing the Purchasing Agent to advertise for the sale at public auction of 14.92 acres of City-owned land being in portions of Pueblo Lots 272, 282 and 283, for the reason that the same is no longer needed for City purposes, stating that \$45,000.00 which is the appraisal of said property made by a qualified real estate appraiser and finding that the market value of said property as determined by the appraiser is the said sum, reserving the right to reject any and all bids at said public auction, as petitioned for by M. H. Golden Construction Company in accordance with Section 9.03 of Ordinance No. 259 (New Series) as amended by Ordinance No. 2933 (New Series), which property has been recommended for sale by the City Manager, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97474, recorded on Microfilm granting permission to Star and Crescent Oil Company, a corporation, lessee, to grant sublease demised service station property located on Pueblo Lot 1311 to Eric A. Sherman, but not for any further or other subletting, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Manager requested, and was granted, unanimous consent to present the next two items which were not listed on the Agenda: (they were actually adopted later in the meeting, but numbered at this point as a matter of expediency).

RESOLUTION NO. 97475, recorded on Microfilm Roll No. 27, accepting deed of Walter Shetler, bearing date March 28, 1950, conveying a portion Lot 35 in Block 2 of Broderick and West Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97476, recorded on Microfilm Roll No. 27, accepting deed of Walter Shetler, bearing date March 28, 1950, conveying portions of Lots 35, 36, 37 Block 2 Broderick and West Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Federal Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97477, recorded on Microfilm Roll No. 27, approving policy submitted by the Mission Bay Advisory Committee, concurred in by the Park and Recreation Director, for the use of portions of Mission Bay and adjacent land areas by non-profit organizations for yacht clubs or boat clubs, as more particularly set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97478, recorded on Microfilm Roll No. 27, approving rentals for the various studios in Spanish Village, Balboa Park, as more particularly set forth in said Resolution, permitting tenants of the studios to recondition the same in a manner suitable to themselves and the Park and Recreation Director and permitting occupancy without paying said rentals until the restoration cost is amortized, or for one year, whichever is sooner, confirming the general policy for operation of the Spanish Village established in Resolution No. 89180 adopted April 20, 1948, authorizing the City Manager in pursuance to Section 55 of the Charter to execute leases, contracts or use and occupancy permits at the rentals shown in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Petition of George J. Russ, 4620 Mission Boulevard, and Jeanette C. Moore, 4853 Dixie Drive, for permission to use an existing soil line now serving property at 4614 Mission Boulevard, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97479, recorded on Microfilm Roll No. 27, granting permission to George J. Russ, 4620 Mission Boulevard, and Jeanette C. Moore, 4853 Dixie Drive, to use an existing four inch cast iron soil line which is presently serving their property at 4614 Mission Boulevard, as a community soil line to serve adjoining properties, i.e. 4616 Mission Boulevard, the line being on the rear 4 feet of the property running in a northerly direction parallel to the westerly lot line of Lots 19 and 20 Block 192 Pacific Beach Subdivision to the point of intersection with the sewer, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Lewis F. Reyburn, 4130 Mississippi Street, for permission to install a soil sewer line between the property line and the sidewalk, to serve property at 2420 Upas Street, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97480, recorded on Microfilm Roll No. 27, granting permission to Lewis F. Reyburn, 4130 Mississippi Street, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed ten feet outside the property line and run in a westerly direction parallel to the north line of Lot 37 Block 17 Pauleys Subdivision, to point of intersection with public sewer, to serve property at 2420 Upas Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of John & Aleen Woods, 461 Millar Avenue, El Cajon, for permission to connect three duplexes to one sewer line which will run through Paul E. Rayburn's property, through an easement which is on file, for benefit of property at 1036 West Spruce Street, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97481, recorded on Microfilm Roll No. 27, granting permission to John and Aleen Woods, 461 Millar Avenue, El Cajon, California, to install sewer line five feet inside property line and connect three duplexes being constructed at 1036 West Spruce Street, to one sewer main on Ibis Street, upon condition set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97482, recorded on Microfilm Roll No. 27, authorizing W. H. McKinley, Superintendent, Electrical Division, Department of Public Works, to attend the meeting of the International Municipal Signal Association, to be held in Alameda, California, on April 21 and 22, 1950, in connection with problems of the Electrical Division, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97483, recorded on Microfilm Roll No. 27, accepting on behalf of the public the land shown on the Subdivision Map of Ocean View Terrace as "Reserved for Future Street", as a public street and dedicating the same to the public use and naming the same San Pasqual Street, authorizing and directing the City Clerk to record a certified copy of said Resolution in the office of the County Recorder, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The proposed Ordinance appropriating the sum of \$50,000. from the Unappropriated Balance Fund, for the purpose of providing funds for the purchase of Colorado River Water for the balance of the Fiscal Year 1949-1950, was presented.

Councilman Wincote indicated that another source would be available for the funds, and thought it advisable to continue the matter.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said proposed Ordinance was continued for one week.

(New Series)

ORDINANCE NO. 4355/, recorded on Microfilm Roll No. 27, amending Sections 2, 8 and 13 of Ordinance No. 3727 (New Series), adopted May 4, 1948, and adding to said Ordinance eight new Sections to be known as and numbered Sections 21, 22, 23, 24, 25, 26, 27, and 28, having to do with the regulating of bathing, swimming, surfboard riding, rowing, boating and building of fires, and other uses upon the beaches, adding Mission Bay thereto, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

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

Proposed Ordinance incorporating Lots 25 to 48 inclusive Block 53, Lots 1 to 24 inclusive Block 54, Lots 18 to 24 inclusive Block 59, Lots 25 to 31 inclusive Block 60 Ocean Beach, into "C" Zone, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 12793 approved April 14, 1930, insofar as the same conflicts, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., of Tuesday, April 18, 1950.

Proposed Ordinance incorporating Lots 32 to 44 inclusive Block 60, Lots 5 to 17 inclusive Block 59, Ocean Beach, into a "C" Zone, as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 12793 approved April 14, 1930, insofar as the same conflicts, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., of Tuesday, April 18, 1950.

The City Manager requested, and was granted, unanimous consent to present the matter for consideration, which item was not listed on the Council's agenda:

Petition of S. Baranov, for permission to construct sewer main in portions of San Elijo Street, Rogers Street and an easement in Pueblo Lot 174 by private contract, was presented, together with communication from the City Engineer, bearing the City Manager's stamp of approval for the granting thereof under City inspection according to plans and specifications filed in the office of the City Clerk under Document No. 398773 at no cost to the City of San Diego.

RESOLUTION NO. 97484, recorded on Microfilm Roll No. 27, granting Property Owner permission to install a Sewer Main in portions of San Elijo Street, Rogers Street and an easement in Pueblo Lot 174 of the Pueblo Lands of San Diego by private contract, in accordance with plans, drawings, typical cross-sections and specifications therefor furnished by the City Engineer and filed in the office of the City Clerk under Document No. 398773, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council, the meeting was, on motion of Councilman Wincote, seconded by Councilman Dail, adjourned at the hour of 11:45 o'clock A.M.

Wincote T. Godfrey
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, April 6, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Dail, Godfrey.
Absent----Councilman Kerrigan, Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor Vincent T. Godfrey acted as Chairman.

Petition of Roosevelt for Governor Committee of San Diego County, Suite 108 Hotel San Diego, signed by Vince Whelan, and dated April 4, 1950, was presented. On motion of Councilman Dail, seconded by Councilman Wincote, the petition was referred to the City Manager for reply, based upon his investigation of policy and his recommendations thereon.

Claim of Clyde M. Nelson, 2116 C Street, in the sum of \$7.29, for damage to his automobile by a City-owned vehicle, was presented. RESOLUTION NO. 97485, recorded on Microfilm Roll No. 27, referring claim of Clyde M. Nelson to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Petition of Robert Holmes and others for the acceptance of a 60-foot parcel of land for the extension of 42nd Street, north of Alpha Street, was presented, together with a report thereon from the City Manager recommending acceptance with the approval of the Planning Commission and that the land be dedicated as a public street, provided the proposed street is graded and storm drainage provided, both satisfactory to the City Engineer, and that the small wedge-shaped piece of land between the westerly line of the street and the City-owned land to the west be deeded to the City of San Diego.

RESOLUTION NO. 97486, recorded on Microfilm Roll No. 27, accepting offer of Robert Holmes and others for dedication of a 60-foot parcel of land for the extension of 42nd Street north of Alpha Street as a public street, on provisions set forth in the City Manager's recommendation and as provided in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said Resolution also directs the City Manager to acquire the land offered in accordance with his recommendation.

Communication from the City Manager transmitting a copy of his reply to Mr. Harry Warburton (upon his second letter), in connection with parking facilities at the proposed World Exposition, and recommending filing, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication was ordered filed together with the letter to which it referred.

Communication from Carolyn M. Brunson, 2133 Second Avenue, dated March 30, 1950, relative to injury of a friend while boarding a bus, and pointing that the Transit Company had denied liability and refused to pay damages or bills for the injury, requesting that the matter be taken into consideration at the time the franchise is considered, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the communication was ordered filed.

After the next two items were considered, Mrs. Brunson appeared in the Council Chamber and was recognized by the Vice Mayor, who asked if she desired to be heard. Mrs. Brunson spoke briefly along the same lines as her communication. No further action was taken.

Communication from W. D. Buffat, 4328 Altadena Avenue, dated April 2, 1950, pointing out inconsistency of requests made by the International Brotherhood of Electrical Workers in two communications requesting an increase in wages for City-employed electrical workers and commending the Council for not decontrolling rents, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Mission Bay Yacht Club, signed by Wm. V. Pirie, Commodore, dated April 3, 1950, referring to its operations upon the leased property in the Mission Bay area, indicating that misinformation had been spread about the Club, inviting members of the Council to attend its opening day ceremonies on Sunday May 21 at 1:00 o'clock P.M., was presented and read.

On motion of Councilman Schneider, seconded by Councilman Swan, the City Clerk was requested to inform said Club that the Council has no misunderstanding of the situation, and to state that the Council accepts the invitation if possible.

Communication from Rent Advisory Board No. 1, signed by Kenneth B. Carson, Chairman, J. W. Parker, Vice Chairman, W. K. Edwards, Veterans Rep., on stationery of "Office of The Housing Expediter", San Diego Trust & Savings Building, San Diego 1, dated March 27, 1950, stating among other things that the Board feels that the Council has acted wisely and well for the best interest of the community at large, and voicing the sentiment "of the great majority of our citizens and landlords," was presented and read.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

RESOLUTION NO. 97487, recorded on Microfilm Roll No. 27, submitting application for State aid for construction of Trunk Sewer No. 1, Loring Street to La Jolla Shores, to the Director of Finance in the sum of \$281,076.03, (The City's cost on the project being \$123,956.15), was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97488, recorded on Microfilm Roll No. 27, determining and declaring that the public interest, convenience and necessity of The City of San Diego require the construction, operation and maintenance of a public Freeway, i.e., a limited access highway across portions of Lots 1106, 1107, 1108, 1111 and 1113 of Pueblo Lands of San Diego; that the public interest, convenience and necessity demand acquisition of the land to be used by said City for construction of public Freeway; declaring intention of The City of San Diego to acquire said lands under Eminent Domain Proceedings; directing the City Attorney of the City of San Diego to commence an action in the Superior Court of the County of San Diego, State of California, for purpose of condemning said lands, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

(The improvement, proposed, is on Camino del Rio in Mission Valley - east of 6th Street Extension).

RESOLUTION NO. 97489, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to execute for and on behalf of The City of San Diego, an agreement with B. P. Nance and L. J. Cooper for the leasing of property in Sellar's Addition and in Pueblo Lot 262 (Mission Bay property) for airport purposes, for two years with option at minimum rental of \$150.00 per month, plus percentage of gross receipts, form of lease agreement being on file in the office of the City Clerk under Document No. 415630, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

(The property lies westerly of Pacific Highway, Route 101, Northeasterly of Anna Avenue).

RESOLUTION NO. 97490, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the installation of 1030 feet of six-inch water main in Electric Avenue south to City right of way to Avenida Commercial to Via del Norte, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The Resolution recites that the City Manager has submitted estimates for the work and has indicated that the same can be done by City forces more economically than if let by contract.

Proposed Resolution authorizing and empowering the City Manager to do all the work in connection with the resurfacing of First Avenue, from Ash Street to West Lewis Street, by appropriate City forces, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the proposed Resolution was referred back to the City Manager for a report to the Council at next Tuesday's meeting, relative to funds.

The proposed Resolution recites that the City Manager has submitted estimates for the work and has indicated that the same can be done by City forces more economically than if let by contract.

RESOLUTION NO. 97491, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the installation of meters for the Linda Vista Housing Project, at three locations, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The Resolution recites that the City Manager has submitted estimates for the work and has indicated that the same can be done by City forces more economically than if let by contract.

Accompanying the Resolution was a communication from the Director, Water Department, addressed to the City Manager, and submitted with the City Manager's stamp

of approval, recommending adoption of said resolution, and stating reasons therefor.

RESOLUTION NO. 97492, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the installation of 3035 feet of six-inch water main and 5 six-inch fire hydrants, in Loma Lands Park Subdivision, including Orchard Avenue, Del Mar Avenue, and Coronado Avenue, from Catalina Boulevard to Chatsworth Boulevard, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The Resolution recites that the City Manager has submitted estimates for the work and has indicated that the same can be done by City forces more economically than if let by contract.

RESOLUTION NO. 97493, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the lowering of 70 services and meters, and the renewal of services where necessary, in Palomar Avenue, from Electric Avenue east to terminus; Electric Avenue, from Palomar Avenue south to terminus; Dowling Drive, from Palomar Avenue to Electric Avenue; Retaheim Way, from Dowling Way to Electric Avenue; Vicente Way, from Dowling Way to Electric Avenue; and Avenida Commercial, from Via del Norte north to terminus, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The Resolution recites that the City Manager has submitted estimates for the work and has indicated that the same can be done by City forces more economically than if let by contract.

RESOLUTION NO. 97494, recorded on Microfilm Roll No. 27, accepting deed of Edwin G. Mann and Alice C. Mann, bearing date March 24, 1950, conveying a portion of Lot 36 Block 7 Haffenden and High's Addition to Sunnysdale, setting aside and dedicating the same to the public use as and for a public street, and naming the same Federal Boulevard, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97495, recorded on Microfilm Roll No. 27, accepting deed of I. Hanson, dated March 23, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 32 La Mesa Colony, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97496, recorded on Microfilm Roll No. 27, accepting deed of Forrest W. Howell and Nancy W. Howell, bearing date March 28, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 9 Block 31 Lexington Park, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97497, recorded on Microfilm Roll No. 27, accepting deed of Netta Smerad and John Sedlack, bearing date March 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 24 Block 2 Morrison's Marscene Park, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97498, recorded on Microfilm Roll No. 27, accepting deed of Alice Sisson, Evelyn J. Chapman, Margaret N. Miles, Frank F. Jaussaud, Rosalie Watkins, Charles F. Jaussaid, Amelia G. Jaussaud, Lester Jaussaud and Fred R. Lee, Jr., conveying an easement and right of way for sewer purposes in portion of Lot 2 Block 46, Lots 1 and 2 Block 51, Lot 1 Block 53, all in Grantville, bearing date March 17, 1950, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97499, recorded on Microfilm Roll No. 27, accepting deed of Leona D. Woodruff and Thomas B. Woodruff, bearing date February 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 9 Block 20 Normal Heights, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4356 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Beech Street, between the east line of Bancroft Street and the west line of 33rd Street, was on motion of Councilman Schneider, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Kerrigan, Mayor Knox.

The final reading of such Ordinance was in full.

A majority of the members of the Council executed the official bond of John F. L. Bate, as Port Director, at this time.

Councilman Swan requested, and was granted, unanimous consent to present the following item, not listed on the Council's agenda:

Communication from Ocean Beach Chamber of Commerce, signed by Homer Gravelle, President, P.O. Box 476, San Diego 7, and dated April 5, 1950, submitting the names of Earl F. Shaw, Proprietor Ocean Beach Furniture Store, 4878 Newport Ave., and Col. Rolin W. Shaw, Secretary Ocean Beach Chamber of Commerce, 4952 Newport Ave., for appointment by the City Council as additional members of the Mission Bay Advisory Committee, in accordance with provisions of Resolution No. 97288, was presented.

The question arose as to whose appointment such proposed members would be. Councilman Schneider, seconded by Councilman Wincote moved to refer the communication to the Mayor for action.

The City Manager ascertained, by making a telephone call, that it would be a Council appointment.

Thereupon, the action to refer to the Mayor was reconsidered.

Discussion brought forth the information that the suggestion for such appointment had come from the Mission Bay Advisory Committee itself, and it was thought that the Committee should have the courtesy of passing upon the suggestion offered by the Ocean Beach Chamber of Commerce.

On motion of Councilman Swan, seconded by Councilman Schneider, the communication was referred to the Mission Bay Advisory Committee.

Councilman Dail requested, and was granted, unanimous consent to present the following item, not listed on the Council's agenda:

Petition of Property Owners for the re-grading and paving of the Alley in Block 323 Reed and Daley's Addition between 30th Street and the curb line on 29th Street, under the provisions of the 1911 Improvement Act as amended, was presented.

On motion of Councilman Dail, seconded by Councilman Schneider, said petition was referred to the City Manager.

There being no further business to come before the Council at this time, the meeting was, on motion of Councilman Schneider, seconded by Councilman Dail, adjourned at the hour of 10:25 o'clock A.M.

Vincent T. Godfrey
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

August M. Hadsorn
Deputy.

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, April 11, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey
Absent----Councilman Dail, Mayor Knox.
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor Vincent T. Godfrey acted as Chairman.

The Minutes of the Regular Meeting of Tuesday, April 4, 1950, and of the Regular Meeting of Thursday, April 6, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Wincote, were approved without reading, after which they were signed by the Vice Mayor.

Councilman Dail entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the installation of Chesterton 18" Pipe Line, from the Kearny Mesa Pipe Line to the Chesterton Tank, consisting of about 4,260 feet of 18" and about 165 feet of 12" cement lined Class 150 cast iron pipe, fittings and appurtenances, trench excavation and backfill, concrete structures and miscellaneous items, all as more particularly shown in the specifications and plans on file in the office of the City Clerk bearing Document No. 414883, the Clerk reported that eight bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said bids were as follows:

The bid of L. B. Butterfield, accompanied by bond written by Maryland Casualty Company in the sum of 10% of amount of bid, which bid was given Document No. 415915;

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 415916;

The bid of Ralph B. Slaughter, accompanied by Cashier's Check No. 1677306, written on Brawley Branch, Bank of America National Trust and Savings Association in the sum of \$2100.00, (bid in behalf of R. B. Slaughter & E. C. Young & Co., Joint Venturers); given Document No. 415917;

The bid of N. P. Van Valkenburgh d/b/a N. P. Van Valkenburgh Company, accompanied by bond written by United Pacific Insurance Company in the sum of ten per cent of the amount bid, which bid was given Document No. 415918;

The bid of J. E. Young Pipe Line Contractor, Inc., accompanied by bond written by Fidelity and Deposit Company of Maryland, which bid was given Document No. 415919; amount of bid three thousand dollars;

The bid of Charles J. Dorfman, accompanied by bond written by General Casualty Company of America in the sum of ten per cent of the bid, which bid was given Document No. 415920;

The bid of Cameron Bros., accompanied by bond written by Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 415921;

The bid of Walter H. Barber, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 415922.

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

After reference of the bids, the question was asked on the estimated amount of the proposed contract. The Director, Water Department, reported that it was \$15,500.00.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Capistrano Street, Mendota Street, the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 96794, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said bids were as follows:

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of three thousand five hundred dollars, which bid was given Document No. 415910;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of four thousand dollars, which bid was given Document No. 415911;

The bid of Daley Corporation, accompanied by bond written by the Glens Falls Indemnity Company in the sum of three thousand five hundred dollars, which bid was given Document No. 415912;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of thirty three hundred dollars, which bid was given Document No. 415913.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97081, for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said proceedings were referred to the City Attorney for the preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97188 of Preliminary Determination, for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97500, recorded on Microfilm Roll No. 27, determining that the proposed improvement of Dickens Street and Evergreen Street, within the limits and as particularly described in Resolution No. 97188 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed assessment for the furnishing of electric current for the lighting of Seventh Avenue, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97501, recorded on Microfilm Roll No. 27, confirming and approving the Engineers Report and Assessment for Seventh Avenue Lighting District No. 1, filed in the office of the City Clerk March 3, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed assessment for the furnishing of electric current for the lighting of Eighth Avenue Lighting District No. 1, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97502, recorded on Microfilm Roll No. 27, confirming and approving the City Engineer's Report and Assessment for Eighth Avenue Lighting District No. 1, filed in the office of the City Clerk March 3, 1950, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of Roy T. and K. Georgia Cox, from the decision of the Zoning Committee in filing application for permission to divide Lot 10 Block 2 Chalcedony Terrace into two parcels and to build a second residence on the original lot, in Zone R-1 (the southerly 60 feet of the lot having been purchased by the petitioners March 6, 1950, making a parcel 60 ft. by 84.5 ft. upon which it is proposed to build), due to the Committee lacking jurisdiction, the report of the Zoning Engineer was presented and read.

Thereupon, the Mayor inquired if any one was present who desired to be heard.

A. F. Springer, 1675 Law Street, the original owner of the lot who divided the same and sold a portion thereof to Mr. and Mrs. Cox spoke. He said that improvement of the lot would be an asset to the community, rather than letting the land stand idle. He said that there were no protests from neighbors.

The City Attorney requested that the matter be referred to his office regarding the legal aspects, inasmuch as it was pointed out that the Zoning Committee had filed the matter on the basis that it had no jurisdiction.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the appeal was referred to the City Attorney for report, and the City Clerk requested to notify the interested parties when the matter will come before the Council again.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of J. S. Robles, 1205 So. 38th Street, from the Zoning Committee's decision in denying request of J. S. Robles and Edna Robles to construct a 2 in. by 4 inc. mesh wire fence, adding approximately 1 ft. to the top of an existing cement block fence, both within the front setback line, with a 4-ft. maximum height, on the northerly 70 ft. of Lots 23 and 24, and all of Lots 21 and 22 Block 421 Duncan's Addition, at said address, in Zone R-4, the report of the Zoning Engineer was presented and read.

Mr. Robles spoke, said that he wanted the fence for the protection of his children. He introduced a report from the Veterans Administration regarding his physical condition, which was read. Mr. Robles said that his condition necessitated his absence from his home at times, and he wished to have the fence to keep the children from wandering into the street.

The Planning Director reported that the existing wall is legal - increased height on the property line would not be.

Mayor Knox entered the meeting during the hearing, and assumed the duties of Chairman.

RESOLUTION NO. 97503, recorded on Microfilm Roll No. 27, denying appeal of J. S. Robles for permission to construct fence to the top of an existing cement block fence on the northerly 70 ft. of Lots 23 and 24 and all of Lots 21 and 22 Block 421 Duncan's Addition, at 1205 So. 38th Street, in Zone R-4, sustaining the Zoning Committee's action in denying the same - referring the matter to the City Planning Director to work out details enabling Mr. Robles to construct a fence on said property, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Petition of R. E. Hazard Contracting Co. requesting permission to improve by constructing 8 inch standard concrete curb and 2 inch road mix temporary surfacing, portions of Frankfort Street, Asher Street, Galveston Street, Bervy Street, Nashville Street, Knoxville Street, Littlefield Street and Tonopah Street, in and adjoining Hazard Tract No. 1, by private contract, under City inspection according to plans and specifications filed in the office of the City Clerk under Document No. 397329, at no cost to the City of San Diego for said work including preparation of plans and specifications and inspection, was presented, and read.

The City Attorney suggested that the matter be continued temporarily, so that he might have the necessary resolution prepared and available for Council action at this meeting. The City Attorney told the Council what the Resolution will say.

Once again the subject developed into a lengthy hearing at which a number of persons spoke.

Councilman Dail introduced Resolution No. 95143, which Resolution approved Hazard Tract No. 1, and at his request the Resolution was read.

John Garrison, 1538 Bervy Street, spoke. He said that the property and the improvements thereon were not cheap, low-cost housing, as advertised.

James Richardson, 1550 Bervy Street, spoke regarding the limited improvements.

The City Attorney spoke, saying that the Council cannot regulate the price of the lots, only the public improvements thereon.

Cecil Nolley, who resides on Galveston Street, said that the City should have required the subdivider to specify in contracts with the purchasers what improvements will be made.

Duncan Guest showed subdividers' advertisement for property sales, which indicated that improvements would be provided for and not assessed later. He said that the Veterans' Administration had approved lots from \$1,050.00 to \$1,800.00. At first he said that the V.A. had bought lots for that amount, but corrected the statement.

James S. Johnson, 1512 Bervy Street, asked the Council to deny the Hazard street improvement petition, or to continue the matter.

Reply was given to Mr. Johnson that the City had required certain improvements, that a bond is posted therefor, and that the City cannot withhold action in granting permission, as required, to improve the streets.

Charles Crouch, attorney for the R. E. Hazard Contracting Company, the original subdividers of Hazard Tract No. 1, spoke. He said that his client had lived up to every contract made. He said that the improvements are a matter between the purchasers of the homes and the subdivision sellers. He said that authorities knew what purchasers "were getting into." Mr. Crouch said that plans show what work is to be done. Also, he pointed out that the Council has no way of protecting purchasers. He said that the present subdividers Lane and Anderson, and the original subdivider Hazard did not advise any further contracts regarding improvements. Mr. Crouch said that Mr. Hazard had put up the required bond, and that he will do improvements in accordance with his contract with the City and with the bond.

Councilman Wincote moved that Mr. Humphrey Lane, one of the present subdividers be asked to come to this meeting and tell what they (Lane and Anderson) will do. That motion was seconded by Councilman Dail, but the roll was not called. (The City Clerk, at the personal request of the City Manager, attempted to reach Mr. Lane by telephone but found the lines busy and was unable to get a call through.)

The City Attorney said that it is not within the Council's province to interfere between the subdivider and the purchasers. He said that the City cannot accept any liability in the matter, and stressed the point that purchasers have recourse to the Courts and to the Real Estate Commissioner in the event contracts with the subdivider are not lived up to.

Mrs. E. F. Stepnowski, 1503 Frankfort Street, said that her husband could not obtain any information from the City Engineer or City Clerk about the improvements. She said that Mr. Lane and Mr. Anderson had both told her that purchasers would have "paving." (She was pointing out that the temporary surfacing sought is not "paving.")

The Mayor read a letter addressed by the City Engineer to Mr. Hazard, dated April 6, 1950, regarding requirements.

Mr. Crouch said that Mr. Hazard had rented his equipment to the present subdividers who are doing the grading, etc.

Mr. R. E. Hazard spoke. Asked the amount that Lane and Anderson had paid for the lots, he replied \$1250.00 per lot - with improvements.

At this point some unidentified people spoke regarding the drainage matter, which had been referred to the City Manager for a conference with interested parties, and they wondered what had happened as a result of said conference.

The City Engineer spoke regarding the drains, and said that the proper grading has not yet been accomplished.

Margaret Durkey (?), resident on Galveston Street, asked for continuance of the improvement permit petitioned for at this meeting.

The City Attorney said that the matter before the Council at this time was not the drainage problem, but the petition for surfacing, although residents of the area had succeeded in developing a hearing around that point. He said that Mr. Hazard will have to comply with requirements before the tract will be accepted by the City. He explained the subdivision procedure for those who were not familiar with it, particularly the Council's attempt to assist in the matter of providing for low-cost homes.

The Mayor attempted to get the roll called on the Resolution which had been brought in by the City Attorney on granting the improvement at private contract, but others arose to speak and were heard.

Mrs. Cox, 1529 Bervy Street, said that purchasers are paying for "high-cost", not "low-cost" housing.

Mrs. James Richardson, 1550 Bervy Street, asked about soil tests. The City Engineer said that such tests have nothing to do with the temporary improvement.

Mrs. Bell, 1520 Bervy, asked about the drain. The City Engineer said that there will be surface drain, and that the drain installed by Mr. Hazard which is not satisfactory, will be replaced.

RESOLUTION NO. 97504, recorded on Microfilm Roll No. 27, granting property owner permission to construct concrete curb and surface with 2" road mix portions of Frankfort Street, Asher Street, Galveston Street, Bervy Street, Nashville Street, Knox-

ville Street, Littlefield Street and Tonopah Street by private contract, in and adjoining Hazard Tract No. 1, in accordance with plans, drawings, typical cross-sections and specifications furnished by the City Engineer and filed in the office of the City Clerk under Document No. 397329, and in accordance with provisions contained in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Councilman Wincote was excused from the meeting at this time.

Petition of John Jr. & Irene A. Bretz, Charles R. & Evelyn B. Jones, for relief from responsibility of maintaining obsolete drain installation originating at the intersection of Bon Air Street with Tyrian Street, crossing Lots 15, 16 and 8 Block 6 and portion of Block 2 (although not stated in the petition, it is La Jolla Strand, as indicated on map of the property), for various reasons set forth in said petition, requesting the City to surrender and quitclaim the property to said petitioners, was presented. On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of San Diego Gas & Electric Company for permission to install power distribution line over City-owned lands in New Riverside to serve the Gibbs Airport, to conform with application of the City of San Diego for new service line, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of the Trustees of the Euclid Community Church, northeast corner of 48th Street and Polk Avenue, for a special sewer permit, was presented. On motion of Councilman Schneider, seconded by Councilman Godfrey, the petition was referred to the City Manager.

Claim of Elmer Jay Dailey, P.O. Box 265, North Park Station, San Diego, in the sum of \$194.72, for damage to his automobile by a City-owned truck, was presented.

RESOLUTION NO. 97505, recorded on Microfilm Roll No. 27, referring claim of Elmer Jay Dailey to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Claim of Robert L. Harrelson, 2108 Dale Street, in the sum of \$62.89, for damage to his automobile by a City-owned Police car, was presented.

RESOLUTION NO. 97506, recorded on Microfilm Roll No. 27, referring claim of Robert L. Harrelson to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of kitchen equipment for Balboa Park Club Balboa Park, recommending award to Roche Brothers, the low bidder (5 bids having been received), was presented.

RESOLUTION NO. 97507, recorded on Microfilm Roll No. 27, accepting bid of Roche Brothers for the furnishing of kitchen equipment for Balboa Park Club, Balboa Park, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with the exception of checks submitted by the low and the second low bidder, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the construction of a sewer outfall near College Avenue and Mesita Drive, recommending award to W. V. Hutchison, the low bidder (5 bids having been received), was presented.

RESOLUTION NO. 97508, recorded on Microfilm Roll No. 27, accepting bid of W. V. Hutchison for the construction of a sewer outfall near College Avenue and Mesita Drive, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing the City's requirements of Butane-Propane Gas for a period of approximately six months beginning April 25, 1950, was presented.

RESOLUTION NO. 97509, recorded on Microfilm Roll No. 27, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of Butane-Propane Gas for a period of approximately six months beginning April 25, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97510, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for the construction of a sewer outfall to serve the Scripps Institution of Oceanography, filed in the office of the City Clerk under Document No. 415861, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Wincote returned to the meeting at this time.

RESOLUTION NO. 97511, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for the construction of a ten (10) unit T-type airplane hangar, at Gibbs Municipal Airport, filed in the office of the City Clerk under Document No. 415843, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on letter from the Commandant, Eleventh Naval District, relative to smoke and ash from the City dump located in the vicinity of the Naval Communication Station, Chollas Heights, stating that the City is studying the problem, and that effort will be made to keep the nuisance to a minimum, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed together with the original matter upon which it reported.

A copy of the report had been forwarded by the City Manager to the Commandant, Eleventh Naval District.

Councilman Dail brought up the matter of Veterans' Administration approval of commitments on properties in Hazard Tract No. 1 (which matter was discussed at some length earlier in these Minutes), and asked that an investigation of the Veterans' Administration be instituted at the request of the City Council.

The City Attorney stated that the matter is one which might well be discussed in Council Conference before taking any official action thereon.

RESOLUTION NO. 97512, recorded on Microfilm Roll No. 27, referring to Council Conference the matter of a possible investigation of the Veterans' Administration, in connection with commitments made on properties purchased insofar as street improvements and price of lots is concerned, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Communication from the City Manager reporting on petition of Ocean Beach Chamber of Commerce for abatement of stagnant pools back of the sea wall at the foot of streets ending at the water front, stating that easements have been obtained permitting the filling and that the United States Government contract requires that 150,000 cubic yards of sand which is to be dredged from the Mission Bay area is to be disposed of by placing back of the sea wall in the area, and reporting that the filling should be under way this summer, was presented. On motion of Councilman Dail, seconded by Councilman Godfrey, the communication was ordered filed together with the original matter upon which it reported.

A copy of the report had been forwarded by the City Manager to the Ocean Beach Chamber of Commerce and to Mr. George Prock.

The next item of business was taken out of order, and considered at this time.

Communication from the City Manager reporting on complaint from Mrs. J. R. McCampbell, 4400 North Avenue, relative to damage to her caused by activities at the City playground in the vicinity, and making reference to denial of claims by the Percy H. Goodwin Company, was presented and read.

Mrs. McCampbell spoke. She said that she can get nowhere with the insurance company. She mentioned, also, that she had talked with the Mayor quite a while in the past about providing the needed protection from balls at the playground. Mrs. McCampbell said that she had been told by City representatives that the fence would be put up. She asked, too, about the City's liability.

The City Manager reported that the City carries full coverage.

Mrs. McCampbell said that Miss DesGranges (Recreation Director) reported that one man has had 14 windows broken - and that the insurance company denies any liability.

The Mayor said that something should be done to relieve the danger from the baseballs. He said that hard ball should be prohibited where they will go over the fence, or that fence should be provided.

Councilman Kerrigan, who said that he had sponsored ball clubs at the playgrounds, asserted that the baseball associations should provide the insurance.

The City Attorney said that hard ball could be prohibited unless insurance is provided. He said that the City Manager might prohibit hard ball at University Heights and at Horace Mann Playgrounds - that is where operated by the Recreation Department of the City only, not in connection with the School Board's operation.

RESOLUTION NO. 97513, recorded on Microfilm Roll No. 27, referring to the City Manager for study and recommendation at the earliest possible date, the matter of danger from hard ball being played at the City playgrounds, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the Council took a recess at the hour of 12:13 o'clock Noon until the hour of 2:00 o'clock P.M., this date.

Upon re-assembling, at the hour of 2:05 o'clock P.M., the roll call showed the following:

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox.
Absent---Councilman Godfrey.
Clerk----Fred W. Sick.

Communication from the City Manager reporting on complaint of Bertha Ridgeway against the Bus Stop in front of her residence at 2404 - 2nd Street, stating that the stop has been moved, was presented. On motion of Councilman Schneider, seconded by Councilman Dail, the communication was ordered filed together with the original matter upon which it reported.

Communication from the City Manager reporting that he had advised the Roosevelt for Governor Committee that it has been the policy of the City for a number of years not to authorize the use of City streets in the central business district for suspension signs across street (the petition asked for suspension of a sign over Broadway at State Street), also recommending filing, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed together with original matter upon which it reported.

Communication from the City Manager reporting on petition for remedying of flood conditions from Tonopah Avenue to Morena Boulevard, Blocks 2 and 3 Corella Tract, also referring to Hazard Tract flood conditions, in connection therewith, Tecolote Creek channel improvement need, cost of such project, and recommending filing of the petition, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed together with the petition upon which it reported.

The report states that a copy thereof had been transmitted to J. H. Cardwell, Box E Old San Diego (10), the filer of the petition.

Communication from the City Manager reporting on communication from Mrs. Herbert H. Barb, complaining of prolonged and unnecessary noise in the neighborhood of her residence at 3049 Quince Street, stating that repairs at the residence at 3061 Redwood Street had been completed and that the noise will not continue, was presented and on motion of Councilman Schneider, seconded by Councilman Dail, was ordered filed together with Mrs. Barb's communication.

The report states that a copy thereof had been transmitted to Mrs. Barb.

Communication from the City Manager recommending "accepting" petition for annexation of the north half of Lot 53 Rancho de la Nacion, an 80-acre parcel adjoining Lane Tract annexed to the City in 1949, was presented.

RESOLUTION NO. 97514, granting petition of Lee A. Lane, 2675 Main Street, for annexation of the north half of Lot 53 Rancho de la Nacion, as recommended by the City Manager, requesting the City Attorney to prepare and present the necessary papers for said annexation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager supplementing his March 3 report relative to better bus service on the "W" line in the Paradise Hills area, quoting statement from San Diego Transit System that additional service is "highly acceptable", was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from the City Manager reporting on petition of residents in Presidio Federal Housing Project regarding hazardous intersection at Witherby Street and La Jolla Avenue, stating that warning markings have been installed at approaches to the curve with the result that no further accidents other than the one referred to in the petition have been reported at said location, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication and the petition upon which it reported, were ordered filed.

Communication from the City Manager reporting on the protest against the new bus route on Froude Street, stating that operation had started on April 4, 1950, and informing the Council that it has no power to stop routing or the service and that authority is vested solely in the Public Utilities Commission of the State of California, was presented and read. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication and the matter upon which it reported, were ordered filed.

It was reported that a copy of the report had been sent to S. A. Harris, 4595 Alhambra Street, the first signer of the petition, and to Councilman Franklin F. Swan.

Communication from the City Manager recommending the installation of 5 overhead street lights, was presented.

RESOLUTION NO. 97515, recorded on Microfilm Roll No. 27, authorizing and directing San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

71st Street at Amherst Street;
68th Street at Amherst Street;
Lantana Drive n/o Dwight Street;
37th Street at Boston Avenue;
37th Street at Logan Avenue;

was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Godfrey entered the meeting at this time.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting request of Walter C. Schwarz for amendment to Resolution 95514 regarding use of property at Kurtz & Riley Streets, for 4028 net gallon Butane storage tank, in M-1 Zone, was presented.

RESOLUTION NO. 97516, recorded on Microfilm Roll No. 27, making a finding that the use of Lot 1 Block 371 Old San Diego (Kurtz and Riley Streets) by Walter C. Schwarz, for erecting and maintaining a 4028-net-gallon Butane storage tank is not more obnoxious or detrimental to the welfare of the particular area than other permitted uses in M-1 zone, or than the previously-permitted use to F. V. Peters under Resolution No. 95514 adopted on October 18, 1949, providing for revocation and making the approval and classification subject to review five years from date thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting request of Lloyd E. Green for use of property classification to permit production and sale of Fruit and Vegetable Juices, on La Jolla Avenue, in Zone C, was presented.

RESOLUTION NO. 97517, recorded on Microfilm Roll No. 27, making a finding that the use by Lloyd E. Green of Lot 3 Block 217 Middletown (La Jolla Avenue, between Bandini and Coutts Streets), for the production and retail sale of vegetable and fruit juices, is not more obnoxious or detrimental to the welfare of the particular community than other permitted uses in C Zone, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by P. Q. Burton, Zoning Engineer, reporting on complaints made to the Planning Department by Harry H. Horton, Jr., regarding non-compliance by J. F. Holtmyer with the terms of zone variance granted to him at 343-49 West Washington Street, listing items not complying with the conditions of the variance granted by the Council on August 23, 1949, was presented.

Councilman Wincote spoke on the subject, saying that Mr. Holtmyer talked to him and told of the provisions which were being violated. Mr. Wincote thought the provisions regarding garages and hours of operation should not be enforced.

The Zoning Engineer's Report was presented and read.

RESOLUTION NO. 97518, recorded on Microfilm Roll No. 27, referring to the City Attorney the Zone Variance Resolution No. 94822 on appeal of J. F. Holtmyer regarding woodworking shop on Lot 8 Block 5 Florence Heights for clarification of the restrictions contained in condition No. 1 regarding garages, and condition No. 5 regarding hours of work in connection with noise from machines and hammering, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from The City of National City, signed by Doris Sullivan, Administrative Consultant, requesting that Main Street (being the entry into National Avenue, National City) be placed in a 35-mile zone, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from Jolly Jack, 5454 El Cajon Blvd., Office #2, calling attention to qualifications of Bob Coyner, of the Chamber of Commerce, for position of Assistant City Manager, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the communication was ordered filed.

Communication from Wanneta Keyes, 2017 - 1st Avenue, San Diego 1, regarding needed repairs to the curb in front of property located at said address, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was referred to the City Manager.

Communication from San Diego Junior Chamber of Commerce, signed by Robert C. Wilson, Vice President, and chairman of the Montgomery Memorial Committee, announcing that May 20 and 21 have been set for dedication of the Montgomery Memorial monument at Montgomery Park in Otay, stating that the head of the Smithsonian Institution's National Air Museum intends to be present, as well as members of the Montgomery family, was presented and read. The communication states, also, that said date seems an especially appropriate time for dedicating Montgomery Field, and since the administration building appears to have been completed for several months it was felt that the field could be put in shape for proper ceremonies for which the Montgomery Memorial Committee is prepared to donate to the City an appropriate granite dedication tablet, and makes mention of proposed mass flight of private planes, etc.

RESOLUTION NO. 97519, recorded on Microfilm Roll No. 27, referring to a Conference to consist of the Council, City Manager, City officials and members of the Junior Chamber of Commerce, to be held Tuesday, April 18, 1950, the matter of dedicating Montgomery Memorial monument at Montgomery Park in Otay, ceremonies for dedication of Montgomery Field and the naming thereof, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from 30th & El Cajon Business Association, being a Resolution adopted March 21, 1950, requesting the removal of car tracks and the resurfacing of 30th Street between University Avenue and Adams Avenue, was presented. On motion of Councilman Schneider, the communication was referred to the City Manager for writing to the Association giving the schedule of improving to be done by the San Diego Transit Company, which motion was seconded by Councilman Wincote.

Communication from Percy H. Goodwin Company, dated Apr. 6, 1950, signed by Donald E. Irwin, Loss Service Dept., reporting payment of claim of George W. Ransom, in the sum of \$124.33, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from Percy H. Goodwin Company, dated Apr. 5, 1950, signed by Donald E. Irwin, Loss Service Dept., reporting payment of claim of Max H. Mortensen, in the sum of \$26.25, was presented. On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from Percy H. Goodwin Company, dated Apr. 7, 1950, signed by Donald E. Irwin, Loss Service Dept., recommending denial of claim of Dale F. Henry, was presented.

RESOLUTION NO. 97520, recorded on Microfilm Roll No. 27, denying claim of Dale F. Henry, in the sum of \$888.50, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

League of California Cities 1950 Salary Survey Supplement, was presented. The City Manager requested that the Survey Supplement be referred to him, which action was taken on motion of Councilman Kerrigan, seconded by Councilman Schneider.

RESOLUTION NO. 97521, recorded on Microfilm Roll No. 27, directing notice of filing of assessment and of the time and place of hearing thereon, being the City Engineer's Assessment No. 1936, made to cover the costs and expenses of paving and otherwise improving of the Alley in Block 238 Pacific Beach, within the limits and as particularly described in Resolution of Intention No. 95271, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97522, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Tourmaline Street and Sapphire Street, approving Plat No. 2164 showing the exterior boundaries to be included in the assessment therefor, directing the City Clerk to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 97523, recorded on Microfilm Roll No. 27, accepting bid of E. P. Watson and awarding contract for the paving and otherwise improving of the Alley in Block 35 City Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Engineer reported that the low bid was 7.1% below the estimate.

RESOLUTION OF AWARD NO. 97524, recorded on Microfilm Roll No. 27, accepting bid of Carroll & Foster, a co-partnership, and awarding contract for the paving and otherwise improving of Reed Avenue, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Engineer reported that the low bid was 30.5% below the estimate.

RESOLUTION OF AWARD NO. 97525, recorded on Microfilm Roll No. 27, accepting bid of Carroll & Foster, a co-partnership, and awarding contract for the installation of sewer mains in University Avenue, Rex Avenue, 54th Street and Public Rights of Way, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Engineer reported the low bid 14.6% below the estimate.

RESOLUTION NO. 97526, recorded on Microfilm Roll No. 27, appointing time and place for hearing protests, and directing notice of said hearing for the furnishing of electric current in Crown Point Lighting District No. 1, for a period of one year from and including February 15, 1950, to and including February 14, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 97527, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 97528, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in Kensington Manor Lighting District Number One, for a period of one year from and including May 1, 1950, to and including April 30, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97529, for the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97530, recorded on Microfilm Roll No. 27, ascertaining and declaring wage scale for the paving and otherwise improving of 48th Street, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97531, recorded on Microfilm Roll No. 27, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the Alley in Block H Teralta Heights Subdivision No. 2, within the limits and as particularly described in Resolution of Intention No. 94579, directing the Clerk to certify the fact and date of the approval and immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97532, recorded on Microfilm Roll No. 27, rescinding Resolution No. 96372 adopted January 3, 1950, and abandoning all proceedings subsequent thereto (the paving of the Alley in Block 7 Hartley's North Park and the Alley in Block B McFadden and Buxton's North Park), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Engineer told the Council that the Resolution resulted from a premature protest bearing 54.2% of the affected property; that the Council would doubtless abandon the proceedings at the proper time, so they might well do so at this time before any more money is spent thereon.

RESOLUTION NO. 97533, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a description of the assessment district and a plat of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the closing of a portion of Radio Station Road, as petitioned for under Document No. 414554, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97534, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a description of the assessment district and a plat of the district or lands to be affected and benefited by and to be assessed for the paving and otherwise improving of Worden Street and Udall Street, rescinding Resolution No. 92031, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97535, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the removal of the acoustical material at the Mission Beach Plunge, by appropriate City forces, in accordance with recommendation of said City Manager, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

(See later reference in these Minutes for the Ordinance appropriating funds for the work).

RESOLUTION NO. 97536, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the moving of the pressure regulators and valves from the west side of Texas Street to the east side of Texas Street, in connection with the lowering said Mission Valley Pipe Line, by appropriate City forces, in accordance with recommendation of said City Manager, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97537, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the installation of certain cathodic protection work at the Alvarado Filtration Plant consisting of (1) providing cathodic protection to all iron fixtures in flocculator and settling basins; (2) installation of a multi-strand rubber covered cable parallel to the flight sprocket chain assembly; and (3) installation of proper cable system for cathodic protection, by appropriate City forces, in accordance with recommendation of said City Manager, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution was a communication from the Director, Water Department, addressed to the City Manager, and transmitted to the Council with the City Manager's stamp of approval, recommending the same.

Proposed Resolution authorizing the City Manager to execute lease with Curtis C. Cox for approximately 750 acres of City-owned land below the contour elevation 315 of Lake Hodges Reservoir for two years, for raising of field crops and vegetables, beginning April 12, 1950, at a yearly rental of 26% of the gross value of all field crops grown on said premises, plus 10% of the gross value of all vegetables grown thereon, OR \$1,000.00, whichever is greater, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

After the Resolution had been adopted, the Mayor raised several questions in connection with the proposed lease, mainly about the top soil which he believed could be removed and sold or used by the City, thereby producing a revenue and increasing the capacity of the reservoir.

On motion of Councilman Dail, seconded by Councilman Godfrey, the action of adopting said Resolution, was reconsidered.

RESOLUTION NO. 97538, recorded on Microfilm Roll No. 27, referring the proposed Resolution authorizing lease with Curtis C. Cox in Lake Hodges vicinity to the City Manager for a report to the Council at the meeting one week from this date, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

In the meantime, the City Manager had sent for the Purchasing Agent, who appeared at the meeting, and made verbal report to the City Manager and to the Council.

The City Manager reported that the matter had been put out to bids - 27 individuals contacted, only 1 bid received - also that there was little interest in the top soil phase due to the long haul from the site to the City.

RESOLUTION NO. 97539, recorded on Microfilm Roll No. 27, accepting offer of the Southern Title & Trust Company, acting as agent for the fee owner of the property hereinafter described, to redeem Certificates of Sale in San Diego Lighting District No. 1: No. 3401 on (Exc. S 50 ft.) W. 50 ft. Lot "H" Block 190 Horton's Addition, No. 4346 on (Exc. S. 50 ft.) W. 50 ft. Lot "H" Block 190 Horton's Addition, approving redemption of said certificates of Sale No. 3401 and No. 4346, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Accompanying said Resolution was a communication from the City Treasurer, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending the same.

ORDINANCE NO. 4357 (New Series) - continued from the meeting of April 4, 1950, appropriating the sum of \$50,000.00 from the Unappropriated Balance Fund of The City of San Diego for the purpose of providing funds for the purchase of Colorado River Water for the balance of the Fiscal Year 1949-1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4358 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$2500.00 from the Unappropriated Balance Fund of The City of San Diego, for the purpose of providing funds for the removal of the present acoustical material in the Mission Beach Plunge (authorized by action shown earlier in these Minutes), was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The proposed Ordinance amending Section 1 of Ordinance No. 3044 (New Series), adopted July 24, 1945, the original ordinance having appropriated \$500,000.00 for construction of a new Main Library Building, and the proposed amendment including in the wording "two branch Library Buildings), was presented.

The City Manager requested that the proposed Ordinance be continued for one week so that it may be amended further to provide for inclusion of other branch Library Buildings in the appropriation.

On motion of Councilman Dail, seconded by Councilman Wincote, said proposed Ordinance was continued until the meeting of Tuesday, April 18, 1950.

The proposed Ordinance was handed to the City Attorney by the City Clerk, and the Attorney informed the Council that he would have the Ordinance re-written and back for consideration a week from this date.

The following matters were withdrawn from Council Conference, and ordered filed:

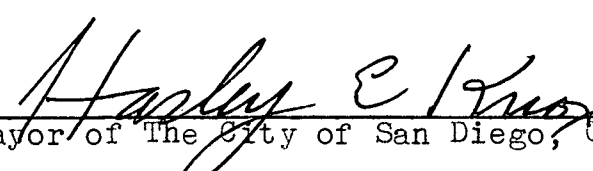
The communication from the Planning Director, recommending amendment to the Zoning Ordinance to provide for the City of San Diego complying with its own zoning.

The communication from Ocean Beach Chamber of Commerce proposing to institute injunction against the removal of the Mission Bay Bridge until assured of a temporary crossing leading into Sunset Cliffs Boulevard.

Notice of Hearing from the Public Utilities Commission of the State of California on application of The Western Union Telegraph Company for an order to install a new rate structure.

Communication from the City Planning Director submitting a Progress Report on the Mission Boulevard Bridge and New Highway, copies of which had been furnished to each member of the Council.

There being no further business to come before the Council, the meeting was, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adjourned at the hour of 3:05 o'clock P.M.


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,
Thursday, April 13, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.

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

Petition of P. F. Pidgeon, 1352 India Street, for permission to operate a cabaret at 1352 India Street, being Gene's North Pole Cafe, was presented, together with recommendations of approval by the Chief of Police, the Director of Social Welfare, the Fire Marshal, Building Inspector, and the City Manager.

RESOLUTION NO. 97540, recorded on Microfilm Roll No. 27, granting permission to P. F. and E. F. Pidgeon to conduct a cabaret with paid entertainment at Gene's North Pole Cafe, 1352-6 India Street, where liquor is sold but no dancing conducted, subject to regular license fee and compliance with existing regulations, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from State Farm Insurance Companies, submitting claim in behalf of P. F. Dimmer, date of accident 3-29-50 involving collision with a City-owned automobile, amount of claim being \$77.10, was presented.

RESOLUTION NO. 97541, recorded on Microfilm Roll No. 27, referring claim of Southern California Claim Division of State Farm Insurance Companies, for P. F. Dimmer, in the sum of \$77.10, to the Percy H. Goodwin Company, was on motion of Councilman Kerri-gan, seconded by Councilman Swan, adopted.

Mayor Knox awarded service pins to:

Oscar G. Knecht, Chief of the Inspection Department, who began City service as Building Inspector on April 19, 1920 and in 1928 was made Chief Building Inspector;

Gaetano Perrotti, Skilled Laborer in the Mount Hope Cemetery section of the Division of Parks, who began City service on April 16, 1925.

Communication from the City Manager reporting on petition of Alexis Tellis for sale of City-owned Lots 23 and 24 Block 7 Reed's Ocean Front Addition, reporting that a tentative price of \$4500.00 was placed on the property based on City appraisal, stating that Mr. Tellis is not interested in purchasing the land at that figure, recommending that no action be taken to dispose of the property at this time and that the \$60.00 deposited be returned to Mr. Tellis, was presented.

RESOLUTION NO. 97542, recorded on Microfilm Roll No. 27, denying petition of Alexis Tellis, 609 Coast Boulevard, La Jolla, for placing Lots 23 and 24 Block 7 Reed's Ocean Front on sale at public auction, petition bearing Document No. 415313, authorizing the City Clerk to return to Mr. Tellis the \$60.00 deposited with the petition, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The Mayor recognized Mr. Charles Crouch, attorney for R. E. Hazard, who spoke in connection with the improvement authorized by the Council on April 11, 1950, on the streets in Hazard Tract No. 1, and asked for postponement of the matter.

Mr. Crouch said a conference had been held with Vroman Dorman, attorney for Lane and Anderson, the developers and subdividers of said Tract, yesterday. He said that Mr. Dorman wished to have the matter held in abeyance in order to work out a permanent improvement instead of the temporary surfacing authorized. He said that an agreement had been reached between Mr. Hazard and Messrs. Lane and Anderson providing for an extension of 90 days on their contract for the improvement completion.

Mr. Crouch said that he had just talked with Mr. Dorman, and had expected him to be at the meeting. Members of the Council agreed that it would be better to have the subdividers' representative present during discussion of the matter.

The matter was continued, temporarily, and Mr. Crouch left the Council Chambers to get in touch with Mr. Dorman.

Mr. Crouch returned to the meeting and reported that Mr. Dorman was on his way. It was agreed to postpone action in the matter until the attorneys for Mr. Hazard and for Messrs Lane and Anderson could be present.

(See later reference to this matter in these Minutes). - See Page 227.

Communication from the City Auditor requesting the Council to make a determination in the policy relative to payroll deductions, particularly relating to funds connected with payment to the San Diego Municipal Employees' Credit Union of loans made to City employees.

RESOLUTION NO. 97543, recorded on Microfilm Roll No. 27, referring to Council Conference the communication from the City Auditor, bearing Document No. 415942, in connection with payroll deductions in favor of the San Diego Municipal Employees' Credit Union, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

After the vote had been taken on said Resolution, the City Auditor and Comptroller reported, verbally, on the situation, referring to purposes for which loans are being made insofar as his office is affected thereby.

Otto Hahn, business representative for County and Municipal Employees' Local 127, spoke regarding deductions being made for insurance and union dues, and assuring the Council that the Local is "cooperating 100%".

Communication from Nell Cave protesting the packing of buses and the long waits between buses, was presented and read.

On motion of Councilman Dail, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Robert H. Sawatzki, 680 Loring Street, Pacific Beach, complaining about crowded buses, objecting to new franchise for the San Diego Transit System unless certain changes are made, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Councilman Swan asked if the file which was supposed to be maintained on complaints against bus service is being kept, so that they may be considered at the time the proposed franchise is to be discussed. He was informed by the Clerk that it is.

Claim of Clyde M. Nelson, 2116 C Street, was presented together with report from Percy H. Goodwin Company that the same had been paid, in the sum of \$7.29. On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Public Utilities Commission, dated April 10, 1950, and signed by R. J. Pajalich, Secretary, acknowledging letter and copy of Resolution No. 97354 dealing with extension of bus service to serve area adjacent to the San Diego County Hospital (Reynard Way, et al), stating that a transportation engineer is to arrange a conference with City and County representatives to go over the matter and transmit a report setting forth the results of the conference, was presented and read.

On motion of Councilman Wincote, seconded by Councilman Dail, the communication was referred to the City Manager.

RESOLUTION NO. 97544, cancelling lease entered into with Westgate Sea Products Company, under Document No. 361623, executed the 1st day of June, 1946, to become effective March 1, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97545, authorizing and directing the City Manager to apply to the General Services Administration, Community Facilities Service, a Department of the United States of America, for an advance for plan preparation under provisions of the Act to provide for advance planning for non-Federal public works (Public Law 352, 81st Congress, approved October 13, 1949), to aid in defraying planning costs preliminary to construction and completion of Sutherland Dam on Santa Ysabel Creek, a pipeline to San Vicente Reservoir drainage basin, a part of the City's water system, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 97546, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for construction of a sewer outfall from University Avenue southerly along the easterly line of Lemon Villa to Chollas Road, bearing Document No. 415950, authorizing and directing the Purchasing Agent to proceed to publish notice to contractors calling for bids therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97547, recorded on Microfilm Roll No. 27, authorizing the City Manager to make application to the Board of Supervisors of the County of San Diego, and to take all necessary steps to acquire from the State of California Lot 2 Block 441 Old San Diego, SE1/4 of SE1/4 Lot 1187 Pueblo Lands, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97548, recorded on Microfilm Roll No. 27, authorizing Miss Clara E. Breed, City Librarian, to attend the annual convention of the American Library Association, to be held in Cleveland, Ohio, July 16th to 22nd, 1950, and to visit some of the large and new eastern libraries, for the purpose of noting the actual operating conditions representing the best practices, both through observation of library arrangement and conference with librarians, authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97549, recorded on Microfilm Roll No. 27, granting permission to H. W. Grizzle, 3531 West Camino del Rio, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed 1 or 2 feet outside the property line and run in an easterly direction, parallel to the north line of Lot 1 Block 6 Resubdivision of Lots 369 and 12 City Heights Subdivision to point of intersection with public sewer, to serve property at 4451, 4453 and 4455 University Avenue, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution, was petition therefor, together with recommendation from the Department of Public Health, recommending its granting.

RESOLUTION NO. 97550, recorded on Microfilm Roll No. 27, granting permission to L. A. Wilson, 4103 Haines Street, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a northerly direction parallel to the west line of Lot 40 Block 303 Pacific Beach Subdivision to point of intersection with public sewer, to serve property at 4103 Haines Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Wincote, adopted.

Accompanying said Resolution, was petition therefor, together with recommendation from the Department of Public Health, recommending its granting.

RESOLUTION NO. 97551, recorded on Microfilm Roll No. 27, authorizing and directing the City Auditor and Comptroller to transfer \$34.65 from Maintenance and Support, to Outlay, City Council Fund, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97552, recorded on Microfilm Roll No. 27, accepting subordination agreement executed by First Federal Savings and Loan Association of San Diego, beneficiary, and Fidelity & Guaranty Company, trustee, bearing date March 30, 1950, subordinating all right, title and interest in and to portion of Lot B La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920, by the Board of Supervisors of the County of San Diego, to the right of way and easement for sewer purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97553, recorded on Microfilm Roll No. 27, accepting deed of Wilbur W. Bond and Aileen F. Bond, bearing date April 4, 1950, conveying an easement and right of way for sewer purposes in Lot 3 Block 5 Overlook Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, adopted.

RESOLUTION NO. 97554, recorded on Microfilm Roll No. 27, accepting deed of Kenneth Leo Flor and Betty Ailene Flor, bearing date March 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lot B La Mesa Colony, together with a portion of the easterly one-half of Reservoir Drive closed to public use on October 18, 1920, by the Board of Supervisors of the County of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4359 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$6,500.00 from the Capital Outlay Fund for the purpose of providing funds for construction of a sewer outfall near College Avenue and Mesita Drive, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. Thereupon, on motion of Councilman Swan, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4360 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of the Alley in Block 5 Alhambra Park, between the north line of Monroe Avenue and the south line of Madison Avenue, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4361 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Avenida Commercial between the northwesterly line of Camino de la Costa and the southeasterly line of La Canada, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The Public Works Director requested, and was granted, unanimous consent to present for consideration of the Council the following items not appearing on the Agenda:

RESOLUTION NO. 97555, recorded on Microfilm Roll No. 27, granting to H. G. Turner permission to install sanitary sewer in portion of 54th Street, from an existing sewer to Laurel Street, by private contract, in accordance with plans, drawings, typical cross-sections and specifications furnished by the City Engineer and on file in the office of the City Clerk under Document No. 415621, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Accompanying said Resolution was a petition from H. G. Turner, together with a communication from the City Engineer recommending the granting thereof.

RESOLUTION NO. 97556, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all required labor, tools, plant, transportation, material and equipment and any and all expense necessary for or incidental to the construction of a Sport Fishing Building at Roseville Pier #3, in accordance with Document No. 416044 on file in the office of the City Clerk, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97557, recorded on Microfilm Roll No. 27, authorizing and directing the City Manager to enter into a contract for the employment of E. W. Blom, for the purpose of rendering special services to The City of San Diego, to consist of reorganizing the administrative departments of the City Manager, said work to commence immediately, and to be finished on or before the end of the fiscal year 1949-1950, at a contract price of not to exceed \$1800.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4362 (New Series), recorded on Microfilm Roll No. 27, amending Section 1 of Ordinance No. 3044 (New Series), adopted July 24, 1945, to read: "Section 1. That the sum of five hundred thousand dollars (\$500,000.00), or so much thereof as may be necessary, be, and the same is hereby set aside and appropriated out of the Capital Outlay Fund of The City of San Diego, for the purpose only and exclusively of providing funds for the acquisition, construction and completion of a new main Library Building and ten (10) branch Library Buildings", was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

A motion was made to adjourn, but it was pointed out that Mr. Crouch had asked consideration of the matter of improvements in Hazard Tract No. 1. Someone said that Mr. Crouch had left the chambers, but it was felt that he would return soon, so the discussion was resumed. - See also Page 224 of these Minutes for the beginning of this subject.

The City Attorney told the Council what would have to be done. He said that a new request will have to be made to the City Engineer to change in specifications for the new type of improvement, other than that granted to the subdivider (the original subdivider, R. E. Hazard Contracting Co.), and that new plans and specifications would be required.

At this point Mr. Crouch re-entered, and reported that Mr. Vroman Dorman would be here "right away".

Mr. Crouch expressed the belief that it is necessary to have Council approval on the proposed temporary cession of the work, in view of the controversy which has arisen in the matter. Also, he felt that Mr. Dorman should be present at the time any decision is made.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the Council took a 5-minute recess, to await the arrival of Mr. Dorman.

Mr. Vroman Dorman arrived in the meeting, and the Council reconvened.

The roll call showed all the members present, with the Mayor in the Chair.

Vroman Dorman, attorney for Messrs. Lane and Anderson, the present subdividers and developers of Hazard Tract No. 1, feel that permanent street improvements should be provided in the subdivision, being a Veterans' housing area. He thought, however, that only minimum requirements for permanent improvement should be required by the City.

The City Engineer, spoke. He said that only what is actually needed will be required. Asked about soil tests, which had been referred to in other meetings on this same subject, show that the soil does not meet with the requirements for 2" asphalt directly on the ground, inasmuch as such improvement would not stand up.

Mr. Dorman said he thought it rather unusual that temporary improvement, which had been approved on the meeting of April 11, was a rather unusual procedure.

Councilman Godfrey replied that the arrangement for temporary surfacing was granted to permit lower cost homes.

Mr. Crouch said that he is interested in seeing that his client is "not being caught in this picture". He said that he does not want additional expense to be borne by the R. E. Hazard Contracting Co., beyond the road mix cost authorized by the Council on April 11 under Resolution No. 97504. Mr. Crouch said that under any new set up the money should be put up and be impounded by a bank or by the City, to be sure that funds for the improvement will be available.

RESOLUTION NO. 97558, recorded on Microfilm Roll No. 27, referring to the City Attorney and to the City Manager the request of Mr. Charles Crouch, attorney for R. E. Hazard Contracting Co., to change the type of improvement in Hazard Tract No. 1 from the temporary 2" road mix surfacing to permanent street paving, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Mr. Crouch spoke again, and was quite insistent that a Resolution be adopted by the Council consenting to the agreement beyond April 20, 1950, for completion of improvements in said Tract.

It was pointed out by members of the Council that the agreement referred to by Mr. Crouch for completion of improvements not later than April 20, 1950, is between the R. E. Hazard Contracting Co., original subdividers of Hazard Tract No. 1, and Messrs. Lane and Anderson, the present subdividers and developers, to which the City is not a party.

The City Attorney said that, if necessary, he will have a Resolution before the Council next Tuesday, in the matter of extending the time for completion of improvements beyond April 20, 1950.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Kerrigan, at the hour of 10:50 o'clock A.M.

Hasley E. Lusk
Mayor of the City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By August M. Skadstrom
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, April 18, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:06 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox
Absent----Councilman Godfrey
Clerk-----Clerk Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, April 11, 1950, and of the Regular Meeting of Thursday, April 13, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Kerrigan, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the improvement of Turquoise Street and La Jolla Boulevard, between Mission Boulevard and Colima Street, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said proposed improvement was to be in accordance with plans and specifications on file in the office of the City Clerk under Document No. 414950. Said bids were as follows:

The bid of R. E. Hazard Contracting Company, 2548 Kettner Blvd., San Diego 1, California, accompanied by bond written by Pacific Indemnity Company in the sum of 10% of amount bid, which bid was given Document No. 416311;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of 10% of the aggregate sum of the bid, which bid was given Document No. 416312;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of seven thousand dollars, which bid was given Document No. 416313;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of seven thousand dollars, which bid was given Document No. 416314.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in Resolution of Intention No. 96859, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said proposed improvement was to be done in accordance with plans and specifications on file in the office of the City Clerk. Said bids were as follows:

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of one thousand three hundred dollars, which bid was given Document No. 416315;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of fourteen hundred dollars, which bid was given Document No. 416316;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand three hundred dollars, which bid was given Document No. 416317;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of twelve hundred dollars, which bid was given Document No. 416318.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Tenth Avenue, within the limits and as particularly described in Resolution of Intention No. 96860, the clerk reported that three bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said proposed improvement was to be done in accordance with plans and specifications on file in the office of the City Clerk. Said bids were as follows:

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of three hundred dollars, which bid was given Document No. 416319;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of three hundred fifty dollars, which bid was given Document No. 416320;

Councilman Godfrey entered the meeting at this time.

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of three hundred twenty dollars, which bid was given Document No. 416321.

Mayor Knox left the meeting at this time - and Vice Mayor Vincent T. Godfrey took over the duties of Chairman.

On motion of Councilman Schneider, seconded by Councilman Wincote, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Montemar Lighting District No. 1, for a period of one year, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded was opened and publicly declared. Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$40.80 written by San Diego Trust and Savings Bank, which bid was given Document No. 416322.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97186 for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's Assessment No. 1934, for the installation of sewers in Torrey Pines Road, La Jolla Shores Drive, Paseo Del Ocaso, El Paseo Grande, Calle De La Plata, Camino Del Sol, Camino Del Oro, De La Ribera, Avenida De La Playa, Vallecitos, Calle Frescota, Camino Del Collado, the Alley in Block 8 La Jolla Shores Unit No. 1, the southerly Alley in Block 34 La Jolla Shores Unit No. 6, and Public Right of Way, within the limits, and as particularly described in Resolution of Intention, the clerk reported that written appeals had been received from John Paine, Jr.; Margaret M. Yates, Georgien Picard, which appeals were presented to the Council.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no additional written appeals were presented.

RESOLUTION NO. 97559, recorded on Microfilm Roll No. 27, overruling and denying the appeals of John Paine, Jr.; Margaret M. Yates, Georgien Picard, from the City Engineer's Assessment No. 1934, made to cover the cost of installing sewers in Torrey Pines Road, La Jolla Shores Drive, Paseo Del Ocaso, El Paseo Grande, Calle De La Playa, Vallecitos, Calle Frescota, Camino Del Collado, the Alley in Block 8 La Jolla Shores Unit No. 1, the Southerly Alley in Block 34 La Jolla Shores Unit No. 6, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 92506, overruling and denying all other appeals, confirming said Assessment No. 1934, directing the City Engineer and Superintendent of Streets to attach their warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in the office of the Street Superintendent said warrant, diagram and assessment, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the furnishing of electric current for the lighting of Sunset Cliffs Lighting District No. 1, for a period of one year from and including January 15, 1950, to and including January 14, 1951, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97560, recorded on Microfilm Roll No. 27, confirming the "Engineer's Report and Assessment for Sunset Cliffs Lighting District No. 1", for the furnishing of electric current for the lighting of the ornamental street lights located in said district as particularly described in Resolution of Intention ~~XXXX~~, and adopting said report as a whole, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97275 of Preliminary Determination for the paving and otherwise improving of G Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property

owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97561, recorded on Microfilm Roll No. 27, determining that the proposed improvement of G Street, within the limits and as particularly described in Resolution No. 97275 of Preliminary Determination, to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating Lots 25 to 48 Block 53, Lots 1 to 24 Block 54, Lots 18 to 24 Block 59, Lots 25 to 31 Block 60 Ocean Beach into a "C" Zone, repealing Ordinance No. 12793 insofar as the same conflicts, the clerk reported that no written protests had been received. No one appeared to be heard verbally.

ORDINANCE NO. 4363 (New Series), recorded on Microfilm Roll No. 27, incorporating Lots 25 to 48 inclusive, Block 53; Lots 1 to 24 inclusive, Block 54; Lots 18 to 24 inclusive, Block 59; Lots 25 to 31 inclusive, Block 60 Ocean Beach, into a "C" Zone, repealing Ordinance No. 12793 approved April 14, 1930, insofar as the same conflicts, was on motion of Councilman Wincote, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating Lots 32 to 44 Block 60, Lots 5 to 17 Block 59 Ocean Beach into a "C" Zone, repealing Ordinance No. 12793 insofar as the same conflicts, the clerk reported that no written protests had been received. No one appeared to be heard verbally.

ORDINANCE NO. 4364 (New Series), recorded on Microfilm Roll No. 27, incorporating Lots 32 to 44 inclusive, Block 60; Lots 5 to 17 inclusive, Block 59 Ocean Beach into a "C" Zone, repealing Ordinance No. 12793 approved April 14, 1930 insofar as it conflicts, was on motion of Councilman Swan, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

Mayor Knox returned to the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of W. M. Brooks, Colonial Hotel, La Jolla, from the Zoning Committee's decision in denying by its Resolution No. 4590 his application No. 8018, for variance to Ordinance 8924 Section 8c to erect a sign 5 ft. 4 in. by 7 ft. 6 in., double face, on a pole not attached to a building on Lots 27 through 42 Block 79 Pacific Beach, at Chalcedony Street and Mission Boulevard, in Zone R-4, a written protest against granting of said proposed sign was presented.

The Mayor inquired if any one was present to desired to be heard.

Mr. Brooks, the appellant, appeared, and spoke to the Council. He showed a design of the proposed sign, which he said would be set back 20 feet, whereas he could erect a sign 10 feet closer to the front of the property.

The Zoning Engineer's report was presented and read.

The City Attorney reported verbally on Ordinance requirements for signs in an R-4 zone.

The City Planning Director reported that the sign asked for is twice the size authorized on Mission Boulevard. He said that signs were supposed to be flush with the building, and to extend not more than 8" therefrom.

Asked about the development of the property, which is a motel, Mr. Brooks replied that he is spending \$150,000.00 thereon. He said that the motel will be the best on Mission Boulevard, and that he will have only the one sign on said property.

RESOLUTION NO. 97562, recorded on Microfilm Roll No. 27, sustaining the appeal of W. M. Brooks, Colonial Hotel, La Jolla, from the Zoning Committee's decision in denying his application by Resolution No. 4590 for variance to Ordinance 8924 Section 8c to erect a sign 5 ft. 4 in. by 7 ft. 6 in., double face, on a pole not attached to a building, on Lots 27 through 42 Block 79 Pacific Beach, at Chalcedony Street and Mission Boulevard, in Zone R-4, overruling and denying said decision, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of Clifford E. Johnson, 4115 Meade Avenue, for annexation of portion of the northeast 1/4 of Lot 53 Ex-Mission Lands of San Diego, being uninhabited territory adjoining Euclid Avenue, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said petition was referred to the City Manager.

Petition of Pacific Beach Post 552, American Legion, signed by Willis R. Holmes, commander, for free card room license at the Legion Hall, 1030 Grand Avenue, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said petition was referred to the City Manager.

Communication from the Purchasing Agent reporting on bids for the installation of traffic signals on Ventura Boulevard at Midway Drive and Ventura Boulevard and Mission Boulevard, stating that the only bid by Ets-Hokin & Galvan exceeded the amount allowed by approximately 13% under State Highway Department funds, stating that said work can be done by the Electrical Division of the Public Works Department for approximately \$11,000.00, compared with the \$14,647.00 bid, was presented.

Said communication recommended that the bid be rejected and that the Council authorize accomplishing the work by Force Account, stating that work can proceed as soon as approval of the State Highway Department is secured.

RESOLUTION NO. 97563, recorded on Microfilm Roll No. 27, rejecting bid submitted by Ets-Hokin & Galvan for installation of traffic signals on Ventura Boulevard at Midway Drive and Ventura Boulevard and Mission Boulevard, authorizing and empowering the City Manager to do all the work in connection with the installation of said traffic signals by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing bids for Plug Valves (for Bonita Pipe Line), was presented.

RESOLUTION NO. 97564, recorded on Microfilm Roll No. 27, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing Plug Valves, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97565, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for the improvement of Scott Street between Dickens Street and Harbor Drive, and portions of Harbor Drive, bearing Document No. 416154, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Proposed Resolution authorizing bids for improvement of Ash Street at Pacific Highway, was presented.

Councilman Wincote was interested in what improvement was contemplated, and information was given that it contemplated widening of Ash Street at its northeast corner with Pacific Highway, to facilitate right hand turns.

Mr. Wincote thought it might be well to include similar work at the northwest corner at the same time, which work he thought would be done eventually and that it might be done more economically at this time.

The City Manager reported that there would be little cost difference if both improvements were done at once, inasmuch as they would actually be separated - also, that plans were prepared for the northeast corner, and it would be well to proceed with said project now.

RESOLUTION NO. 97566, recorded on Microfilm Roll No. 27, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary for the improvement of Ash Street at Pacific Highway, bearing Document No. 416050, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager transmitting three petitions from property owners offering to dedicate 5-foot strips of land for purpose of widening of the Alley in Block 253 University Heights, to provide auxiliary access to petitioners' property, was presented.

RESOLUTION NO. 97567, recorded on Microfilm Roll No. 27, accepting offer of Property Owners to dedicate land for widening of the Alley in Block 253 University Heights, authorizing and directing the City Property Division of the Purchasing Department to secure said deeds of dedication, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting petitions for installation of 4 overhead street lights, was presented.

RESOLUTION NO. 97568, recorded on Microfilm Roll No. 27, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

- 37th Street at Polk Avenue;
- 46th Street at Norwood Street;
- 55th Street at Gilbert Drive;
- Pardee Street at Franklin Avenue;

was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending abandonment of proceedings for the improvement of Elizabeth Street between T Street and Logan Avenue - based on protest petition signed by owners of 66.4% of the property frontage - was presented.

RESOLUTION NO. 97569, recorded on Microfilm Roll No. 27, abandoning proceedings heretofore taken for the improvement of Elizabeth Street, between T Street and the center line of Logan Avenue, and the north side of Logan Avenue, between Elizabeth Street and 45th Street, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending abandonment of proceedings for the improvement of Franklin Avenue between 37th Street and 38th Street - based on protest petition signed by 71.7% of the property frontage - was presented.

RESOLUTION NO. 97570, recorded on Microfilm Roll No. 27, abandoning proceedings heretofore taken for the improvement of Franklin Avenue, between 37th Street and 38th Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, approved by the Director of Public Works, and bearing the City Manager's stamp of approval, recommending granting petition for closing Tolman Avenue for the length lying contiguous to Blocks 3 and 4 and 1 and 2 Sunrise Tract, was presented.

RESOLUTION NO. 97571, recorded on Microfilm Roll No. 27, granting petition for the closing of Tolman Street, adjacent to Blocks 1 to 4 in Sunrise Tract, directing the City Engineer to furnish a description of the lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Superintendent of Streets, approved by the Director of Public Works, and bearing the City Manager's stamp of approval, recommending granting petitions for dedication of a 10' easement for Alley purposes contiguous to the north line of Block 2 Sunrise Tract, and extending an existing easement contiguous to Block 1; and the closing of a similar easement parallel to the south line of Block 4 without an existing easement in Block 3, permitting its extension, was presented.

RESOLUTION NO. 97572, recorded on Microfilm Roll No. 27, granting petition for the closing of the Alley in Block 4 adjacent to Lots 1 through 9 of Sunrise Tract, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97573, recorded on Microfilm Roll No. 27, accepting offer of Dennstedt Investment Company by E. W. Dennstedt, to dedicate land for an Alley along the rear of Lots in Block 2 Sunrise Tract, authorizing and directing the City Property Division of the Purchasing Department to secure said deeds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager transmitting copy of his reply to the 30th & El Cajon Business Association regarding the Association's request in connection with street car track removal, reporting that schedule of proposed work had been forwarded, and recommending filing of the matter, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, and the original matter upon which it reported, were ordered filed.

Communication from the City Attorney reporting on application of Southwest Airways Co. before the Civil Aeronautics Board for exemption of an order, and on the application of Western Air Lines for certificate to operate to Yuma, recommending the filing of both unless the City has facts upon which to base Resolutions in support thereof, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Attorney's communication, and the original matters upon which it reported, were ordered filed.

Communication from the City Planning Director suggesting that application be made to the U.S.A. for transfer to the City of a portion of the existing Dyke west of Old Town, which would not be needed after completion of the floodway, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

(See a communication from the Mission Bay Advisory Committee, listed later in the Minutes, upon the same subject).

Communication from the City Planning Commission recommending granting petitions for the rezoning of Pueblo Lots 204, 205, 211, et al, portions of Blocks 103 Ocean Bay, Blocks 5, 6, 14, 15, all Blocks 1, 2, 3, 4, 7, 8, et al in Druckers Subdivision, portions of Blocks A and D Pacific View (about 260 acres) - from the existing R-1 Zone to R-4 Zone, also frontage along West Point Loma Boulevard from R-1 Zone to RC Zone, recommending that the matter be referred to the City Attorney for preparation of the necessary Ordinance, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the matter

was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

Communication from the City Planning Commission recommending granting petition for establishment of a 10-foot setback line in portion of Cosgrove Park, and the inclusion of additional setbacks along Shelby Street (to eliminate future difficulties), recommending reference to the City Attorney for preparation of the necessary Ordinance, was presented.

On motion of Wincote, seconded by Councilman Schneider, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

Communication from the City Planning Commission recommending the suspension of 7 Sections of the Subdivision Ordinance in connection with the Tentative Map of Cosgrove Park Annex, was presented.

RESOLUTION NO. 97574, recorded on Microfilm Roll No. 27, granting suspension to the following sections of the Subdivision Ordinance, insofar as they pertain to the Tentative and Final Maps of Cosgrove Park Annex: Sections 3E5, 3J6, 3I1, 3I2, 3J2, 4A8 and 6, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Planning Commission recommending approval of the Tentative Map of Cosgrove Park Annex, at 54th Street and Chollas Road, into 29 lots, northerly of Cosgrove Park, on 9 conditions, was presented.

RESOLUTION NO. 97575, recorded on Microfilm Roll No. 27, approving the Tentative Map of Cosgrove Park Annex, a subdivision of 29 lots northerly of Cosgrove Park, located at 54th Street and Chollas Road, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the City Planning Commission recommending suspension of 7 Sections of the Subdivision Ordinance in connection with the Tentative Map of Euclid Manor, was presented.

RESOLUTION NO. 97576, recorded on Microfilm Roll No. 27, granting suspension to the following sections of the Subdivision Ordinance, insofar as they pertain to the Tentative Map of Euclid Manor: Sections 3A, 3G1, 3C, 3E5 and 3J6, 4A8 and 6, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Planning Commission recommending approval of the Tentative Map of Euclid Manor, being southerly of Churchward Street and easterly of Euclid Avenue, into 175 lots, on 9 conditions, was presented.

RESOLUTION NO. 97577, recorded on Microfilm Roll No. 27, approving the Tentative Map of Euclid Manor, for subdivision of portion of Las Alturas Villa Sites, located southerly of Churchward Street and easterly of Euclid Avenue, into 175 lots, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communications from the Planning Commission recommending suspension of 8 sections of the Subdivision Ordinance in connection with the Tentative Map of Fleetridge Unit No. 1, and recommending approval of said Tentative Map, being portions of Pueblo Lot 197 and Roseville, into 72 lots, being the first unit of a larger subdivision of 175 acres northeasterly of Canon Street and northwesterly of Clove Street, were presented.

The Clerk called the Council's attention to the fact that the Planning Director wanted to be heard in the matter.

Before the Planning Director was heard, the City Manager told of the cost of developing park areas, in connection with proposed dedication on the map of land for park purposes. He said that he had met with the Park Commission, which Commission determined that it did not wish to acquire the land and be required to develop it.

The City Planning Director spoke. He expressed the belief that the City should accept the land, but not to agree to maintain it as a park. He said that in the future the City might desire and have definite need for the land now offered, and would then have to acquire it through purchase.

Councilman Dail wondered if the land could not be thrown into the back of the lots, instead of holding it out for park purposes; Councilman Wincote having the same idea. Mr. Wincote indicated that increasing the size of the lots by inclusion of said land would enhance their value, and that might well be done instead of burdening the City with future development.

Councilman Dail was excused from the meeting at this time.

Councilman Schneider moved to refer the matter back to the Planning Commission for deletion of the Park dedication.

The Planning Director felt that it would be well to find out from David Fleet, the subdivider, just what his idea would be. He said that reference back to the Commission would hold the matter for another two weeks, which he believed would be inadvisable, inasmuch as the matter could be determined at this meeting.

Councilman Schneider moved to continue the matter, temporarily.

Councilmen Wincote and Godfrey both favored throwing the property back into the lots.

The Planning Director reiterated that it might be of value to the City in the future to have the land. He described the proposed subdivision as being of high quality, said that the lots are large in size and would sell for from \$3,500.00 to \$6,000.00.

By common consent, at the request of the Mayor, and without further motion thereon, the matter of Fleetridge Unit No. 1 was continued temporarily. The Planning Director left the meeting to call Mr. Fleet, and ask him to appear for a hearing before the Council. (See Page 241 of these Minutes for the final action)

Communication from the Planning Commission recommending suspension of 5 sections of the Subdivision Ordinance in connection with the revised Tentative Map of Hubner Estates, was presented.

RESOLUTION NO. 97578, recorded on Microfilm Roll No. 27, granting suspension to the following sections of the Subdivision Ordinance, insofar as they pertain to the Tentative Map of Hubner Estates Tentative and Final Maps: Sections 3E5, 3J6, 3G1, 4A8 and 6, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Planning Commission recommending approval of the revised Tentative Map of Hubner Estates, a subdivision of a parcel of land westerly of 54th Street and northerly of Chollas Valley, into 111 lots, on 8 conditions, was presented.

RESOLUTION NO. 97579, recorded on Microfilm Roll No. 27, approving the revised Tentative Map of Hubner Estates, subject to the conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission relative to the Tentative Map for subdivision of the south half of Lot 5 of Lloyd's Subdivision, was presented. The matter was continued temporarily, awaiting return to the meeting of the Planning Director.

Communication from the Planning Commission recommending suspension of 4 sections of the Subdivision Ordinance in connection with the Tentative Map of McKellar Subdivision, was presented.

RESOLUTION NO. 97580, recorded on Microfilm Roll No. 27, granting suspension to the following sections of the Subdivision Ordinance, insofar as they pertain to the Tentative Map of McKellar Subdivision: Sections 3J5 and 3J6, 4A8 and 6, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of McKellar Subdivision, at La Jolla Mesa Drive and Columa Street, into 5 parcels, on 5 conditions, was presented.

RESOLUTION NO. 97581, recorded on Microfilm Roll No. 27, approving the Tentative Map of McKellar Subdivision, subject to the conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Mission Bay Advisory Committee, signed by George A. Scott, Chairman, advising the Council that the names suggested by the Ocean Beach Chamber of Commerce for two additional representatives in said Committee had been approved, was presented, and read.

RESOLUTION NO. 97582, recorded on Microfilm Roll No. 27, appointing Earl F. Shaw and Col. Rolin W. Shaw to the Mission Bay Advisory Committee, was on motion of Councilman Wincote, seconded by Councilman Swan.

Communication from the Mission Bay Advisory Committee, signed by George A. Scott, Chairman, requesting allocation of \$300,000.00 from the Gas Tax Fund for construction of the Sunset Cliffs Boulevard Bridge, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the communication was referred to the City Manager.

Communication from the Mission Bay Advisory Committee, signed by George A. Scott, Chairman, endorsing the suggestion made by the City Planning Director (heretofore shown in these Minutes) that application be made to the U.S.A. for securing of portion of the Old San Diego River Dyke, not needed after the present flood channel is built, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from Walter D. Crews and Lorraine S. Crews, no address shown, opposing rent decontrol, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, ordered filed.

Communication from Great American Indemnity Company, dated April 13, 1950, signed by Max H. Seeger, representative, recommending denial of claim of Dorothy B. Holley, 602 Scripps Building, arising out of personal injury and property damage from a fall, in the sum of \$12.45, was presented.

RESOLUTION NO. 97583, recorded on Microfilm Roll No. 27, denying claim of Dorothy B. Holley, 602 Scripps Building, in the sum of \$12.45, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Jacobson Neon Sign Studio, 645 G Street, dated April 17, 1950, signed by I. Jacobson, requesting a hearing before the Council in connection with two small Neon signs in the vicinity of La Jolla which had been rejected by the City Planning Commission, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, a hearing time for Mr. Jacobson, on Tuesday, May 2, 1950, at the hour of 11:30 A.M., was set - and the City Clerk requested to notify Mr. Jacobson.

Communication from Mrs. Marie Krabill, 4728 - 60th Street, complaining about Dogs being permitted to run at large, and suggesting the licensing of Cats as well as Dogs, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Military Order of the World Wars, La Jolla Chapter, dated April 12, 1950, signed by W. Humes Roberts, Lt. Col. USA (Ret.), requesting that an order be issued to fly the American Flag on all City buildings on legal holidays and other appropriate days, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from R. W. Reed objecting to a quiet title suit, taxes on vacant property, the proposed assessments for weed cleaning, ad valorem property tax, etc., was presented. On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was ordered filed.

Communication from "Residents and Taxpayers" protesting proposed Lot Cleaning Ordinance, was presented.

RESOLUTION NO. 97584, recorded on Microfilm Roll No. 27, referring protest of Residents against proposed Lot Cleaning Ordinance to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the San Diego Highway Development Association recommending acquisition of additional rights of way on both sides of Mission Valley Freeway and Alvarado Canyon Freeway, and urging that no zone variances be granted until adjacent service road is completed, was presented.

The Mayor urged immediate action in the matter, stating that there would be a rush of applications for building permit to construct various sorts of businesses along the Freeways, and felt that the beautiful stretches of Freeways should remain uncluttered by "hot dog stands", etc. Several members of the Council expressed similar views, and felt that haste is needed to preclude such structures from lining the Freeways.

RESOLUTION NO. 97585, recorded on Microfilm Roll No. 27, referring to the City Manager, for conference with County officials, the communication from the San Diego Highway Development Association recommending acquisition of additional rights of way on both sides of Mission Valley Freeway and Alvarado Canyon Freeway and urging that no zone variances be granted until adjacent service road is completed, and directing said City Manager to report back thereon for the meeting of the Council on April 20, 1950, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from The Sheridan Corporation, 816 Allerton Court, dated April 12, 1950, signed by Sam Lipsett, President, reporting that authority has been granted by the Commissioner of Corporations for the State of California, to issue stock for subscription to the general public in the amount of \$168,000.00, permit issue date April 5, 1950, pointing that the above meets and exceeds the requirements of the Corporation as specified in the terms of the leasehold agreement with the City in regard to the permit, requesting acknowledgement and recording of compliance with the terms beginning on line 33 subdivision "Second", sub-section (1), page 2 of the lease, was presented and read.

RESOLUTION NO. 97586, recorded on Microfilm Roll No. 27, acknowledging that the condition set forth in the second paragraph, sub-section 1 of lease with The Sheridan Corporation dated February 14, 1950, has been complied with by obtaining Permit No. 92192 LA, Receipt No. LA 72107 from the Corporation Commission of the State of California, authorizing and directing the City Clerk to transmit a certified copy of said Resolution to The Sheridan Corporation, 816 Allerton Court, San Diego 8, California, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Mayor Knox left the meeting at this time, and Vice Mayor Godfrey assumed the duties of Chairman.

Communication from the Planning Commission (referred to earlier in these Minutes) relative to the Tentative Map for the subdivision of the south half of Lot 5 Lloyd's Subdivision, recommending approval provided the street is dedicated, and recommending that no improvements be required at this time, was presented and read.

Councilman Kerrigan moved for approval of the subdivision as submitted and recommended, which motion was seconded by Councilman Swan.

The communication from the Planning Commission was then read.

Councilman Kerrigan moved to reconsider the action to approve, which motion was seconded by Councilman Schneider.

The matter was continued temporarily, awaiting return of the Planning Director.

The Planning Director made a verbal report, along the same lines as the Commission's communication. He referred, also, to the previous presentation to the Council in another form for zone variance on the property for division of the property into four parcels on which four members of the family were to build residences.

RESOLUTION NO. 97587, recorded on Microfilm Roll No. 27, approving the Tentative Map for the subdivision of the South Half of Lot 5 of Lloyd's Subdivision, located at Dixon Place and Warrington Street, into four parcel, provided that "Future Street" marked on said Map be dedicated, but that ~~that~~ no improvements be required at this time, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 95788, recorded on Microfilm Roll No. 27, accepting the bid of R. E. Hazard Contracting Co. and awarding Contract, for the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 96794, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97589, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Pyncheon Street, approving Plat No. 2170 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97590, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Emerald Street, approving Plat No. 2171 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97591, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, approving Plat No. 2176 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING WORK NO. 97592, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in Resolution of Intention No. 97081, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97593, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in Eighth Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97594, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in Seventh Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK NO. 97595, recorded on Microfilm Roll No. 27, for the closing of portion of Ocean Boulevard, within the limits and as described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NUMBER 97596, recorded on Microfilm Roll No. 1, for the furnishing of electric current for the lighting of the ornamental street lights located in College Park Lighting District No. 1, for a period of one year from and including June 1, 1950, to and including May 31, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97597, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of 48th Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97598, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97599, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Emerald Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97600, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Pynchon Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97601, recorded on Microfilm Roll No. 27, ascertaining and declaring the wage scale for the paving and otherwise improving of Evergreen Street and Dickens Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97602, recorded on Microfilm Roll No. 27, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Hayes Avenue, the Alley in Block 138 University Heights, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 95609, directing the Clerk of the City of San Diego at the same time of this approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97603, recorded on Microfilm Roll No. 27, authorizing and directing the City Engineer to furnish a description of the lands to be closed and a description of the lands to be assessed therefor, for the proposed closing of an Alley in Block A Silver Terrace, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97604, recorded on Microfilm Roll No. 27, granting petitions for the paving and otherwise improving of the Alley in Block 107 Mission Beach, Santa Barbara Place, the Alley in Block 100 Mission Beach, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof (including the Alleys in Blocks 96, 97, 99, 100, 103, 104), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97605, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block K Montecello, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97606, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97607, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block F Referee's Partition Map of East Half of Pueblo Lot 1110, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97608, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alleys in Block C Starkey's Prospect Park, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97609, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block 2 Subdivision of Lots 7 to 17 Block "N" Teralta, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97610, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block 16 Sunset Cliffs, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION No. 97611, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block 149 University Heights, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97612, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of the Alley in Block 153 University Heights, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97613, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of Hilltop Drive, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97614, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of Quimby Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97615, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of Steel Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97616, recorded on Microfilm Roll No. 27, granting petition for the paving and otherwise improving of Wilbur Avenue, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Petition of Stanley H. Sessions for special sewer permit at 1886 Malden Street, was presented, together with with recommendation for granting from the City Health Department and the Assistant City Manager's stamp of approval.

RESOLUTION NO. 97617, recorded on Microfilm Roll No. 27, granting permission to Stanley H. Sessions to install in a house sewer line, one four-inch 90° sweep in lieu of one four-inch combination Y and one-eighth bend, to serve property at 1886 Malden Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Petition of G. R. Shaw, 1736-1/2 Upas Street, for permission to install sewer soil line between the property line and the sidewalk, to serve property at 1679 Warrington, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97618, recorded on Microfilm Roll No. 27, granting permission to G. R. Shaw, 1736-1/2 Upas Street, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a southerly direction, parallel to the westerly line of Lot A Block 2 Dixon's Sub-division, to point of intersection with public sewer, to serve property at 1679 Warrington Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Petition of Western Service & Equipment Co. for special driveway permit at the northwest corner of Arizona and University, was presented, together with communication from the City Manager recommending granting three excess width driveways to serve a service station to be built at the northwest corner of University Avenue and Arizona Street, by the Shell Oil Company.

RESOLUTION NO. 97619, recorded on Microfilm Roll No. 27, granting permission to Shell Oil Company, 1344 Crosby Street, San Diego 12, to install three thirty-foot driveways on the north side of University Avenue between points 16 and 46 feet, and points 86 feet and 116 feet west of the west line of Arizona Street to the north line of University Avenue, and between points 12 and 42 feet north of the north line of University Avenue, all adjacent to Lots 25 and 26 Block 200 University Heights, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97620, recorded on Microfilm Roll No. 27, determining and declaring that the public interest, convenience and necessity of the City of San Diego require the construction, operation and maintenance of a public street across portion of Lot 24 Block 1 Ocean Villa Tract, and that the public interest, convenience and necessity demand the acquisition of an easement and right of way through, along and across the land to be used by said City for construction of said public street within the area aforesaid, declaring the intention of the City to acquire said easement and right of way under Eminent Domain Proceedings, directing the City Attorney to commence action in the Superior Court of the County of San Diego for the purpose of condemning said land and acquiring said easement and right of way (for Turquoise Street), was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97621, recorded on Microfilm Roll No. 27, giving notice of the proposed annexation to the City of San Diego of a portion of Quarter-Section 53 Rancho de la Nacion, to be known and designated as "Lee A. Lane Tract," setting hearing for the hour of 10:00 o'clock A.M. on the 9th day of May, 1950, in the Council Chamber, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97622, recorded on Microfilm Roll No. 27, ratifying, confirming and approving the tidelands lease about to be entered into between the Harbor Commission and Signal Oil Company, in accordance with form thereof on file in the office of the City Clerk under Document No. 416200, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Said lease is on Harbor Drive, southerly of Laurel Street.

RESOLUTION NO. 97623, recorded on Microfilm Roll No. 27, authorizing lease with Rannell Strickland for 2 acres of land below 72-foot contour of Upper Otay Reservoir Basin, for raising vegetables, for one year commencing April 10, 1950, at a rental of \$50.00 per year payable in advance, in accordance with the form thereof on file in the office of the City Clerk under Document No. 416161, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97624, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute a permit with Robert Waite and Eva May Waite for occupancy and operation of a lodge at Torrey Pines Park, from date of execution until December 31, 1954, rental therefor and terms and conditions to be as set forth in said permit a copy of which is on file in the office of the City Clerk under Document No. 416207, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97625, recorded on Microfilm Roll No. 27, authorizing and directing the City Auditor and Comptroller to transfer the sum of \$1,000.00 from "Maintenance and Support," Electrical Division, Department of Public Works Fund, to "Maintenance and Support, Refuse Division, said Fund, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The bill of San Diego-California Club, in the sum of \$4,931.91, for which \$4,247.49 was petitioned to be paid, was presented, together with approval thereof by members of the City's Advertising Control Committee.

RESOLUTION NO. 97626, recorded on Microfilm Roll No. 27, allowing bill of San Diego-California Club, bearing date April 12, 1950, in the sum of \$4,247.49, for expenses incurred, as approved by the Advertising Control Committee, authorizing requisition to be drawn on the Advertising and Publicity Fund for the fiscal year 1949-1950 for said sum, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4365, (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$40,000.00 from the Traffic Safety Fund, for the purpose of providing funds for the purchase of material and hiring of labor for the resurfacing of various streets for the balance of the fiscal year 1949-1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, ~~Watt~~, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

The Mayor recognized Mr. David Fleet, who had come to the meeting by request, in connection with the Tentative Map of Fleetridge Unit No. 1 (reported earlier in these minutes - on page 234), which matter was brought up again for consideration.

The Planning Director reported again, verbally in the matter of the "Parkway" shown on the map.

Mr. Fleet spoke, and said that he does not ask for City planting or maintenance of the Parkway.

It was moved by Councilman Schneider, and seconded by Councilman Wincote, that the Map be changed showing the "Parkway" as a "Public Street", which motion carried. (Action on the motion is carried out in Resolution No. 97629, shown below).

RESOLUTION NO. 97627, recorded on Microfilm Roll No. 27, granting suspension to Sections 3H3, 3G1, 3C, 3E5 and 3I1, 3J2, 4A8 and 6, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97628, recorded on Microfilm Roll No. 27, approving the Tentative Map of Fleetridge Unit No. 1, a subdivision of a portion of Pueblo Lot 197 and portions of the adjacent subdivision of Roseville into 72 lots, located at Clove and Canon Streets, subject to the conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97629, recorded on Microfilm Roll No. 27, requesting the Planning Director, in connection with the filing of the Final Map of Fleetridge Unit No. 1 to change upon the said Map the area marked "Parkway" and designate the same as a public street as and for a portion of Canon Street, and not accepting said "Parkway" shown on said Map as a Park or Parkway, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Manager requested, and was granted, unanimous consent to present for Council consideration the following matters not listed on the Council's agenda:

Copy of notice from J. W. Anderson and H. P. Lane to the R. E. Hazard Contracting Co. to complete surfacing, etc. in Hazard Tract No. 1 subdivision on extended time of 90 days from April 20, 1950, was presented.

RESOLUTION NO. 97630, recorded on Microfilm Roll No. 27, approving amendment to the agreement bearing date April 12, 1950, between J. W. Anderson and H. P. Lane on the one hand and R. E. Hazard Contracting Company on the other, and the said R. E. Hazard Contracting Company is permitted to immediately cease work on the temporary street surfacing in the Hazard Tract until either (a) said R. E. Hazard Contracting Company receives written instructions from J. W. Anderson and H. P. Lane to proceed with said work, or (b) until 60 days from and after April 12, 1950, have expired, whichever condition is first in point of time, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97631, recorded on Microfilm Roll No. 27, determining that the public interest and necessity demand the acquisition and construction of ~~acquisition and construction of~~ additional recreational facilities in and near Mission Bay, including dredging of said bay and entrances, filling of land, acquisition and construction of bulkheads, jetties, wharves, boat landings, etc., and acquisition of lands and rights of way necessary or convenient in the relocation and flood control of the San Diego River for protection of Mission Bay, finding that said improvement is necessary and convenient to carry out the objects, purposes and powers of The City of San Diego, estimating the cost to be \$2,000,000.;

that the portion of the estimated cost to be paid from proceedings of bonds of The City is \$2,000,000; that the cost of said improvement is and will be too great to be paid out of ordinary annual income and revenue of the City, ~~and that said sum is too great to be paid out of ordinary annual income and revenue of the City~~, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4366 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$5,000.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the payment of the costs and expenses of holding a Special Municipal Bond Election on June 6, 1950, and of the fees of Messrs. O'Nelveny & Myers for professional services in drafting or checking all proceedings necessary for the authorization and issuance of the bonds, and the furnishing of an opinion or opinions upon the validity of the proceedings and upon the bonds authorized, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey. Nays---Councilmen None. Absent---Councilman Dail, Mayor Knox.

The final reading of such Ordinance was in full.

The proposed lease with Curtis C. Cox, which had been referred to the City Manager on April 11, for further report at this meeting, was presented. The City Manager made a verbal report, recommending that the City authorize the lease. He said that investigation had been into the matter of possible taking of top soil from the area, which was brought up by the Mayor at last week's meeting. He said that top soil is available to residents of the vicinity at no cost to them and that they hauled it away themselves, thereby increasing the storage capacity of Hodges Reservoir. The City Manager stated that the haul from the Reservoir to the City is too far to make it advisable, or a paying proposition, for anyone to purchase and haul the same for sale.

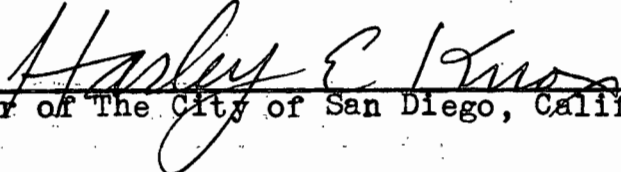
RESOLUTION NO. 97632, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute for and on behalf of the City a lease with Curtis C. Cox, of San Marcos, California, approximately 750 acres located below the contour of Elevation 315 of Lake Hodges Reservoir, for a term of two years commencing on the 12th day of April, 1950, unless sooner terminated, at a yearly rental of 26% of the gross value of all field crops grown, plus 10% of the gross value of all vegetables grown on said premises, or \$1,000.00, whichever is greater, in accordance with form of lease on file in the office of the City Clerk under Document No. 415899, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Supervisor of Properties, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending exchange of properties with Linn Platner at Gibbs Airport, to provide for enlargement of the Field to the east, was presented.

RESOLUTION NO. 97633, recorded on Microfilm Roll No. 27, authorizing and empowering the Mayor and City Clerk to execute for and on behalf of, and as the act of, The City of San Diego, a deed quitclaiming to Linn Platner Lot 1 Block 1 of Rosedale, in The City of San Diego, County of San Diego, according to Map thereof No. 826, filed in the office of the County Recorder, subject to easements of record, and subject to building height restrictions, authorizing and empowering the City Manager to deliver said deed to Linn Platner upon delivery to The City of San Diego of a deed granting to the City Lot 1, excepting the southerly 60.0 feet thereof, in Block 26 of Rosedale, together with the sum of one thousand dollars, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Upon adoption of said Resolution, the Mayor and the City Clerk executed the quitclaim deed to Linn Platner.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Wincote, adjourned, at the hour of 11:40 o'clock A.M.


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, Thursday, April 20, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:04 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent---Councilmen None
Clerk----Fred W. Sick

The hour of 10:00 o'clock A.M. having arrived, the time set for the holding of an auction for sale of 14.92 acres of City-owned land in Pueblo Lots 272, 282 and 283, which had heretofore been acquired by the City, for which it is found that the City has no use at the present time, the Purchasing Agent proceeded to conduct the auction. He explained the terms of the sale, described the character of the property, and stated that the minimum bid to be considered was \$45,000.00.

Robert M. Golden, 3485 Noell Street, San Diego, bid \$45,000.00 in behalf of M. H. Golden Construction Company, the petitioner for sale of said City-owned property.

Repeated invitations from the Purchasing Agent for additional bids brought no further offers.

Thereupon, the Purchasing Agent declared the M. H. Golden Construction Company to be the successful bidder, subject to reference to the City Manager for recommendation and acceptance by the City Council.

Mr. Golden deposited a certified check in the sum of \$7,500.00, on the Security Trust and Savings Bank, which check was then given to the City Clerk.

Councilman Dail expressed the belief that information on the proposed sale should have been widely circularized.

The Purchasing Agent replied that large display advertisements had been carried in local newspapers, and said that information had been given to large real estate dealers, some of whom were in touch with prospective Los Angeles bidders.

The Purchasing Agent's reply appeared to satisfy Councilman Dail.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the matter was referred to the City Manager and to the City Attorney for preparation and presentation of the necessary papers to effect such sale.

Prior to bidding, Mr. Golden registered, in compliance with the provisions of Ordinance No. 3364 (New Series), as a prospective bidder.

Communication from the Purchasing Agent, reporting, in pursuance to Resolution No. 97389 authorizing sale of portions of Lots 1, 2, 3, 4, 5, 6 Block 94 City Heights, that three sealed bids had been received from the following:

Frances H. Down, 4474 Maryland Street, San Diego - \$8,255.00;

Henry F. Lloyd, 4245 - 41st Street, San Diego - \$8,260.00;

G. W. van den Akker, 825-1/2 Johnson Avenue, San Diego, - \$8,660.00.

It was reported, further, that the minimum price set by the Council for consideration was \$8,000.00, that the bid of G. W. van den Akker in the amount of \$8,660.00 was the best bid, and recommendation was made that said bid be accepted and the Mayor and City Clerk be authorized to execute a quitclaim deed to the property upon payment of the balance of the purchase price, in favor of Gerald W. van den Akker and Antoinette van den Akker.

RESOLUTION NO. 97634, recorded on Microfilm Roll No. 27, accepting bid of G. W. van den Akker for the purchase from The City of San Diego of portions of Lots 1, 2, 3, 4, 5, 6, Block 94 City Heights, more particularly described in said Resolution, at the bid price of \$8,660.00, authorizing and empowering the Mayor and City Clerk, for and on behalf of the City, to execute a quitclaim deed quitclaiming said property to G. W. van den Akker, authorizing and directing the Purchasing Agent to place said deed in escrow, with directions that the same be delivered to the successful bidder when all escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, pursuant to Resolution No. 97388 authorizing sale of houses to be moved by purchaser located at 3405 Ocean View Boulevard and 3482 Broadway, being located in the rights of way of Wabash Freeway, reported that six bids for the sale of the house at 3482 Broadway were received, the high bidders being Mr. and Mrs. H. W. Young, 3945 Haines Street, San Diego, in the amount of \$1,357.00; two bids for the sale of the house at 3405 Ocean View Boulevard, were received, the high bid being Cuyamaca Rigging Company, P.O. Box 1153, El Cajon, California, in the amount of \$457.00, recommending acceptance of said two bids, was presented.

RESOLUTION NO. 97635, recorded on Microfilm Roll No. 27, accepting bid of Mr. and Mrs. H. W. Young for purchase from The City of San Diego of the dwelling house located at 3482 Broadway in the sum of \$1,357.00, and the bid of Cuyamaca Rigging Company for the purchase from The City of San Diego of the dwelling house located at 3405 Broadway, in the sum of \$457.00, authorizing and empowering the Purchasing Agent to execute and deliver, for and on behalf of the City, bills of sale granting, selling and conveying said houses to the successful bidders upon receipt of the balance of the purchase prices for said houses, requiring removal of said houses within thirty days after the acceptance of said bids, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for sale of sewage sludge fertilizer for a period of six months commencing approximately May 1, 1950, recommending award to Wilbur-Ellis Co. of San Diego, the sole bidder, on the stipulation that the City guarantee moisture content not to exceed 10% and that bags be filled to permit contractor to sell at a specified net weight of 100 pounds, was presented.

Councilman Kerrigan questioned the price offered, and said that recently \$20.00 per ton had been considered a fair price.

The City Manager said that there was only one bid presented in answer to advertisement for sale.

Councilman Kerrigan said that the Los Angeles plant would soon be in operation, and that its output would flood the market. He pointed out that the Milwaukee process permits use of the product on gardens, whereas that of the City of San Diego is such that it can be used only on crops.

The Mayor pointed out that although the City produced much fertilizer, it buys from other sources, and is unable to use its own on account of the odor.

RESOLUTION NO. 97636, recorded on Microfilm Roll No. 27, accepting bid of Wilbur-Ellis Co. to purchase all available heat dried sewage sludge, less amounts required by City Departments for a period of six months commencing May 1, 1950, at a price of \$11.00 per ton for pelletized sludge and \$7.00 per ton for unpelletized sludge, authorizing the City Manager to enter into a contract therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

More discussion on the subject followed, after which, on motion of Councilman Kerrigan, seconded by Councilman Schneider, the matter was referred to the City Manager for further investigation and report in connection with processing of the fertilizer.

RESOLUTION NO. 97637, recorded on Microfilm Roll No. 27, authorizing and directing the Purchasing Agent to advertise for sale and sell the obsolete and discarded equipment belonging to the Fire Department, listed in detail in said Resolution, authorizing deduction of all expenses in connection with the sale from the proceeds received from the sale, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Percy H. Goodwin Company, dated Apr. 18, 1950, signed by D. E. Irwin, Loss Service Dept., reporting payment of \$62.89 claim of Robert L. Harrelson, 2108 Dale Street, for damage to his car by a Police car, was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from The American Society of Mechanical Engineers, San Diego Sub-Section, Southern California Section, signed by Jon P. Hardway, Chairman, being carbon copy of letter addressed to the City Manager, objecting to members on the Board of Mechanical Engineers, inasmuch as they are not registered ~~registered~~ engineers, and stating that such members are retained on the Board, they should be known as Board of Operating Engineers, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Attorney.

RESOLUTION NO. 97638, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the resurfacing of Pershing Drive, from Upas Street to 18th Street, and Pershing Avenue, from Upas Street to Pershing Drive, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

After discussion of the next item, action was re-considered, on motion of Councilman Dail, seconded by Councilman Wincote.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the proposed Resolution was continued until the meeting of Tuesday, April 25, 1950, and referred to the City Manager for further report.

RESOLUTION, authorizing and empowering the City Manager to do all the work in connection with the improvement of sidewalks, curbs and drainage at Wabash Boulevard, Capistrano Street, Poe Street and Capistrano and Quimby Streets, by appropriate City forces, was presented.

The City Attorney raised the question of the name of the first street in the Resolution, expressing the belief that the name of the street should be "Wabaska Drive", instead of "Wabash Boulevard."

Also, members of the Council, Mr. Wincote in particular, questioned the reasons for doing the proposed work by City forces rather than by contract.

It was the discussion on this resolution, and the action taken, that caused reconsideration of the previous resolution resulting in its being referred to the City Manager.

Questions asked in connection with both resolutions remained unanswered.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the resolution was continued until the meeting of Tuesday, April 25, 1950, and referred to the City Manager for further report.

RESOLUTION NO. 97638, recorded on Microfilm Roll No. 27, granting permission to San Diego Gas & Electric Company to construct, install, operate, repair, replace, maintain and use a power distribution line over and across City-owned land in Lots 8, 9, 17, 23, 24, 25, 26 New Riverside (to serve Gibbs Municipal Airport), in the manner and at the

places as shown and designated in said application and Drawing C-1116 attached thereto, filed in the office of the City Clerk, upon a revocable basis, and on conditions set forth in detail in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Prior to adoption of the Resolution, Councilman Schneider questioned the advisability of placing the distribution line overhead, and expressed the belief that it would be well to place the services underground at this time. He said that it would be less expensive to do so now, rather than wait until later.

Discussion developed that the lines would not be higher than the hangars, and that no difficulty from their use was anticipated. The Mayor said that the Company had made considerable concession in installing the service, at the City's request, and that to install the service underground would mean the City having to pay therefor.

RESOLUTION NO. 97639, recorded on Microfilm Roll No. 27, authorizing Sidney Roppe, Fire Marshal of the Fire Department of The City to be assigned for temporary duty as instructor to the State Board of Education for the period May 1, 1950 to June 30, 1950, inclusive, the State of California to pay to The City of San Diego a sum of money equal to the cost to the City of the salary, vacation credit, sick leave credit, retirement contribution and compensation insurance premium for the period May 1, 1950 to June 30, 1950, inclusive, to which said Sidney Roppe is entitled as Fire Marshal of The City of San Diego, authorizing the City Manager to enter into and execute a contract with the State Board of Education of the State of California therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Resolution states, further, that the State Board of Education, acting by and through Thomas S. Ward, Supervisor of Fire Training, has requested the action shown therein as part of a fire training institute, and is done under Section 9165 of the Education Code of the State of California.

RESOLUTION NO. 97640, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to enter into an agreement with the State of California, Department of California Highway Patrol, acting through its duly appointed and qualified Commissioner, wherein said City agrees and consents to the use by the California Highway Patrol, through remote control of Radio Station KMA 363, and of the building and power facilities of the City repeater station at Lyons Peak; the State agreeing to provide certain facilities from the Patrol office to the fire alarm building, Balboa Park, and to make all California Highway Patrol radio equipment reasonably available at stated intervals for any desired routine service, for a period from July 1, 1950 to June 30, 1951, for the sum of \$147.00 per month, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Accompanying said Resolution was communication from Clifford E. Peterson, Commissioner, California Highway Patrol, addressed to F. A. Rhodes, City Manager, requesting the same, together with agreement therefor.

RESOLUTION NO. 97641, recorded on Microfilm Roll No. 27, authorizing John McQuilken, City Auditor and Comptroller, to attend, on behalf of The City of San Diego, a convention of the National Office Management Association, to be held at Cleveland, Ohio, from May 21 to May 24, 1950, was on Motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The Resolution makes no mention of the City Auditor and Comptroller being authorized to incur the necessary expenses in connection with said trip.

RESOLUTION NO. 97642, recorded on Microfilm Roll No. 27, authorizing the Mayor and City Clerk to execute, for and on behalf of The City of San Diego, a grant of easement between the County of San Diego and The City of San Diego, providing for remising, releasing and quitclaiming by the County to the City of an easement for right of way for construction, operation and maintenance of a public sewer and appurtenances in portion of Lot 67 Partition of Rancho Mission, according to Map thereof No. 330, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Accompanying said Resolution was communication from the Supervisor of Properties, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending the action in order to construct public sewer in connection properties in the Alvarado Canyon area.

At this time the Mayor and City Clerk executed said grant of easement in behalf of the City of San Diego.

RESOLUTION NO. 97643, recorded on Microfilm Roll No. 27, accepting deed of Harriett E. Petersen, bearing date April 7, 1950, conveying an easement and right of way for Alley purposes in portion of Acre Lot 48 Pacific Beach, setting aside and dedicating said land to the public use as and for a public alley, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97644, recorded on Microfilm Roll No. 27, accepting deed of Harriett E. Petersen, bearing date April 7, 1950, conveying an easement and right of way for street purposes in portion of Acre Lot 48 Pacific Beach, setting aside and dedicating said land to the public use as and for a public street, and naming the same Missouri Street, authorizing and directing the City Clerk to file said deed of record in the office of the

County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97645, recorded on Microfilm Roll No. 27, accepting deed of Marion M. Peckham, conveying an easement and right of way for street purposes in portion of Lot 6 Block 291 Middletown, setting aside and dedicating said land to the public use as and for a public street, and naming the same Ash Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97646, recorded on Microfilm Roll No. 27, accepting deed of Alex Camillo and Adelina L. Carrillo, bearing date February 23, 1950, granting all of Lot 46 and portion of Lot 45 Block 2 Horkey's Addition, setting aside and dedicating land designated as "Parcel 1" to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97647, recorded on Microfilm Roll No. 27, accepting deed of Leslie A. Gumbs and Mary B. Gumbs, bearing date March 30, 1950, conveying Lot 9 Block 87 San Diego Homestead Union, setting aside and dedicating said land as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97648, recorded on Microfilm Roll No. 27, accepting deed of Margaret W. Hannay, bearing date April 4, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 14 Block 7 La Jolla Shores Unit No. 1, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97649, recorded on Microfilm Roll No. 27, accepting deed of Loma Lands, Inc., bearing date April 12, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 1 Logan Vista Unit #1, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97650, recorded on Microfilm Roll No. 27, accepting deed of Jackson and Scott, Inc., bearing date April 4, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 146, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97651, recorded on Microfilm Roll No. 27, accepting deed of Singh Sunder, bearing date April 13, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 Partition of Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97652, recorded on Microfilm Roll No. 27, accepting deed of Union Title Insurance and Trust Company, bearing date April 6, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 of Partition of Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97653, recorded on Microfilm Roll No. 27, accepting deed of Union Title Insurance and Trust Company, bearing date April 10, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 Partition of Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97654, recorded on Microfilm Roll No. 27, accepting deed of Union Title Insurance and Trust Company, bearing date April 10, 1950, conveying an easement and right of way for sewer purposes in portions of Lot 67 Partition of Rancho Mission of San Diego, authorizing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97655, recorded on Microfilm Roll No. 27, accepting deed of Madge Blunt Waring, bearing date March 15, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 Partition of Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97656, recorded on Microfilm Roll No. 27, accepting deed of Fred A. Boehlke and Mary Mae Boehlke, bearing date April 7, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 1 Tract 1385, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97657, recorded on Microfilm Roll No. 27, accepting deed of Glenn Glasford and Gladys M. Glasford, bearing date November 15, 1949, conveying an easement and right of way for storm drain purposes in portion of Lots 54, 55, 56, 57, 58 Block 103 Ocean Bay Beach, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4367 (New Series), recorded on Microfilm Roll No. 27, authorizing sale or lease of surplus property described as Block 107 Horton's Addition, which property is an M-2 or Heavy Manufacturing Zone, formerly known as Rose Park Playground and for many years abandoned as such playground, such lease or sale to be made upon terms and conditions approved by the Council, said Ordinance to become effective only after it is affirmatively approved by a vote of two-thirds of the qualified electors of the City voting at an election at which such proposition of ratifying the same is submitted, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4368 (New Series), recorded on Microfilm Roll No. 27, establishing the official curb grades and positions of curbs on Columbia Street, between the northwesterly line of Chalmers Street and the northeasterly prolongation of the southeasterly line of Winder Street, in accordance with map thereof signed by the City Engineer and filed in the office of the City Clerk under Document No. 415787, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---None. Absent---None.

~~Thereupon, on motion of Councilman Schneider, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---None. Absent---None.~~

The final reading of such Ordinance was in full.

ORDINANCE NO. 4369 (New Series), recorded on Microfilm Roll No. 27, establishing the official curb grades and positions of curbs on Midway Drive, between the northeasterly prolongation of the northwesterly line of Ollie Street and a radial line bearing N 49° 17' 00" E through a point on the center line of Midway Drive distant therealong 752.76 feet southeasterly from its line of termination at Ingraham Street, in accordance with map thereof signed by the City Engineer and filed in the office of the City Clerk under Document No. 415786, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The Mayor recognized a group of visitors, being the journalism class of San Diego State College, whose members were individually introduced by Mr. Polson, the instructor.

The Mayor welcomed the members to the meeting.

ORDINANCE NO. 4370 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of the Alley in Block 11 Ocean Beach Park, and the Alley in Block 94 Ocean Bay Beach, between the northwesterly line of Cable Street and the southeasterly line of Bacon Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4371 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of De La Ribera, between the termination of De La Ribera in Vallecitos and in Camino Del Sol and the termination of De La Ribera in Avenida de La Playa and in El Paseo Grande, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4372 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Fir Street, between the west line of Euclid Avenue and the east line of 50th Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Mayor Knox, Kerrigan. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Kerrigan, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4373 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of 68th Street, between the north line of Saranac Street and a line produced easterly at right angles from a point on the west line of 68th Street and distant 20.27 feet north from the intersection of the west line of 68th Street with the north line of Saranac Street, was on motion of Councilman Swan, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Kerrigan, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Kerrigan, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4374 (New Series), recorded on Microfilm Roll No. 27, establishing the grade of Vallecitos, between the westerly line of El Paseo Grande and the southeasterly line of La Vereda, was on motion of Councilman Swan, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters for Council consideration, which were not listed on the Agenda:

RESOLUTION NO. 97658, recorded on Microfilm Roll No. 27, requesting the Board of Supervisors of the County of San Diego to order the consolidation of the Special City Election for the purpose of submitting to the qualified voters of the City of San Diego of a proposition to ratify an Ordinance authorizing sale or lease of surplus property described as Block 107 Horton's Addition, which property is in an M-2 or heavy manufacturing zone,

formerly known as Rose Park Playground, and for many years abandoned as such playground with the state-wide election to be held on June 6, 1950, and to hold said election and canvass the returns thereof as authorized by the provisions of Sections 10050 to and including 10058 of Division XI Part 2 Chapter 4 of the Elections Code of the State of California, authorizing and directing the City Clerk to deliver to the Board of Supervisors of the County of San Diego a certified copy of said resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4375 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$200.00 from the Unappropriated Balance Fund, for the purpose of providing funds to pay the cost of printing programs to be used in the holding of the second Family Fair in Balboa Park, conducted by the Coordinating Councils of the County of San Diego for the promotion of families and youth, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent-Councilmen None.

The final reading of such Ordinance was in full.

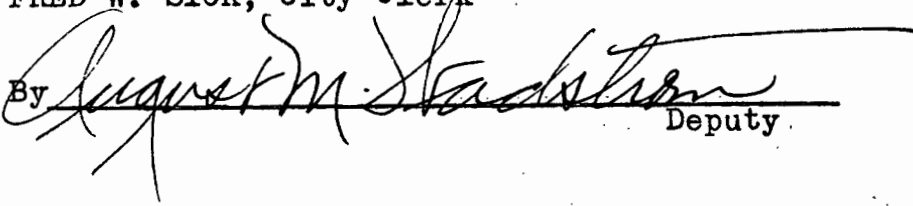
The communication from San Diego Junior Chamber of Commerce, signed by Robert C. Wilson, Vice President, having to do with the dedication during the week end of May 20 and 21, 1950 of the Montgomery Memorial monument at Montgomery Park in Otay, and the proposed naming of the airport heretofore known as Gibbs Airport, Montgomery Field, which had been referred to Council Conference on the meeting of April 11, 1950, was withdrawn from Conference and ordered filed.

A note from Council Secretary advised that the matter is being handled by the City Attorney's office, and stated that the letter was ready for filing.

There being no further business to come before the Council, the meeting was on motion of Councilman Wincote, seconded by Councilman Dail, adjourned, at the hour of 10:32 o'clock A.M.


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, April 25, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:03 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Mayor Knox.
Absent----Councilman Kerrigan
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, April 18, 1950, and the Regular Meeting of Thursday, April 20, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Swan, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the East and West Alley in Block 109 University Heights and Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said bids were as follows:

The bid of Carroll & Foster, accompanied by bond written by Pacific Indemnity Company in the sum of two hundred dollars, which bid was given Document No. 416575;
The bid of Cameron Bros., accompanied by bond written by Glens Falls Indemnity Company in the sum of one hundred fifty dollars, which bid was given Document No. 416576;

The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of two hundred dollars, which bid was given Document No. 416577;
The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons., accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of two hundred dollars, which bid was given Document No. 416578;

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

At this point the Mayor introduced the three following journalism students from San Diego State College:

Leonard O. Wessels, Route 2, Box 40, Lakeside;
Norman J. West, 3411 Holyoke Street, San Diego;
Carl H. Olson, 4282 Poplar Street, San Diego.

The Mayor requested that copies of this Meeting's minutes be mailed to each of the three visitors, which request will be complied with by the City Clerk's Office.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, the clerk reported that five bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said proposed improvement was to be in accordance with plans prepared by the City Engineer and filed in the office of the City Clerk. Said bids were as follows:

The bid of Carroll & Foster, accompanied by bond written by Pacific Indemnity Company in the sum of eight hundred dollars, which bid was given Document No. 416579;
The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of seven hundred dollars, which bid was given Document No. 416580;
The bid of Cameron Bros., accompanied by bond written by Glens Falls Indemnity Company in the sum of nine hundred dollars, which bid was given Document No. 416581;
The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of seven hundred dollars, which bid was given Document No. 416582;
The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of seven hundred and fifty dollars, which bid was given Document No. 416583.

Councilman Kerrigan entered the meeting at this point.

On motion of Councilman Kerrigan, seconded by Councilman Swan, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Florida Court, within the limits and as particularly described in Resolution of Intention No. 96930, the clerk reported that five bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said bids were as follows:

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of seven hundred fifty dollars, which bid was given Document No. 416584;

The bid of Carroll & Foster, accompanied by bond written by Pacific Indemnity Company in the sum of six hundred dollars, which bid was given Document No. 416585;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of six hundred dollars, which bid was given Document No. 416586;

The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of five hundred dollars, which bid was given Document No. 416587;

The bid of Cameron Bros., accompanied by bond written by Glens Falls Indemnity Company in the sum of seven hundred dollars, which bid was given Document No. 416588.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded were opened and publicly declared. Said bids were as follows:

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of fourteen hundred dollars, which bid was given Document No. 416589;

The bid of Daley Corporation, accompanied by bond written by the Glens Falls Indemnity Company in the sum of one thousand four hundred dollars, which bid was given Document No. 416590;

The bid of V. R. Dennis, accompanied by bond written by Continental Casualty Company in the sum of fourteen hundred dollars, which bid was given Document No. 416591;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of fifteen hundred dollars, which bid was given Document No. 416592.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in La Jolla Lighting District No. 1, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded was opened and publicly declared. Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$196.50 written by the San Diego Trust and Savings Bank, which bid was given Document No. 416574.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1935 made to cover the costs and expenses of the work of paving and otherwise improving of the Alley in Block 4 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94755, the clerk reported that a written appeal had been received from Robert D. McMullen, Jr., against the work and the assessment, which appeal was presented to the Council and read.

Councilman Godfrey was excused from the meeting at this point.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Margaret Erikson, 2546 Brant Street, asked about bonds, payments, etc., which questions were answered. She said she was seeking information, only, and was not offering a protest or appeal.

Councilman Godfrey returned to the meeting at this time.

RESOLUTION NO. 97659, recorded on Microfilm Roll No. 27, overruling and denying the appeal of Robert D. McMullen, Jr., from the Street Superintendent's Assessment No. 1935 made to cover the costs and expenses of the paving and otherwise improving of the Alley in Block 4 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94755, overruling and denying all other protests, authorizing the Street Superintendent to attach his warrant to said Street Superintendent's Assessment No. 1935 confirmed by said Resolution No. 97659, issue the same in the manner and form provided by law, and directing him to record said warrant, diagram and assessment in his office, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1933, made to cover the costs and expenses of the paving and otherwise improving of Missouri Street, within the limits and as particularly described in Resolution of Intention No. 94756, the clerk reported that no written appeals had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were presented who desired to be heard.

Albert Jumblatt, 6327 Dowling Drive, La Jolla, appeared and asked about the "high" assessment. Mr. Jumblatt was referred to the City Engineer, who answered Mr. Jumblatt's question.

RESOLUTION NO. 97660, recorded on Microfilm Roll No. 27, overruling and denying the verbal appeal of Albert Jumblatt from the Street Superintendent's Assessment No. 1933 made to cover the costs and expenses of the work of paving and otherwise improving Missouri Street, within the limits and as particularly described in Resolution of Intention No. 94756, confirming and approving the Street Superintendent's Assessment No. 1933, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing said Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97274, for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alley in Block 2 and the Alley in Block 3 La Jolla Park, the clerk reported that a written protest had been received from W. L. VanSchaick, which protest was presented to the Council and read.

The protest was against use of 5 inches of concrete pavement as proposed by the City Engineer, which was said to be "nothing short of ridiculous, and the assessment arising therefrom, will work a real hardship upon the property owners and taxpayers involved.in effect, complete the cycle of confiscation of private property through taxation..."

The City Engineer reported that the protest constituted 2.5% of the property affected.

Councilman Schneider asked about the comparative cost of the 5" c.c. and the 4" a.c. paving. The City Engineer replied that the 5" concrete has been found to be as cheap as the 4" a.c., that it is now a standard practice to use it and makes a better and more permanent surfacing.

RESOLUTION NO. 97661, recorded on Microfilm Roll No. 27, overruling and denying the protest of W. L. VanSchaick against the proposed paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alley in Block 2 and the Alley in Block 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock having arrived, the time set for the hearing on appeal of Challenge Cream and Butter Association from the Zoning Commission's decision in connection with application for variance to the provisions of Ordinance No. 1947 New Series to permit maintenance of signs on its building on a portion of Pueblo Lot 1118 at 4600 Sixth Street Extension in Zone R-1A, said Resolution granting permission to retain certain existing signs and directing removal of others within 45 days from date of said Resolution No. 4574 adopted by the Committee on April 5, 1950, report from the Zoning Engineer was presented and read.

Letter from Mission Valley Improvement Association protesting the signs requested by Challenge Cream and Butter Association, was presented and read. The letter of protest was dated April 24, 1950, and signed by Grace A. Allen, Secretary.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard, after Councilman Schneider had made a motion to overrule the appeal and sustain the Zoning Committee's action, which motion was not seconded.

Monte Coole, manager of Challenge Cream & Butter Association, spoke. He said that he had several strikes against him at the beginning in view of the two communications read by the clerk. He said he thought the signs had been on the buildings for five years, that the business had been at the same location for 35 years. Mr. Coole felt that a business should be allowed to place signs upon its own property advertising its own business, when it was not a commercial enterprise of leasing out sign board space.

Mr. Coole said that at the time zoning proceedings were under way it had been contemplated that property be leased to sign board firms along the new Freeway, but that the company had not done so, believing that it would be better to preserve the appearance of the Freeway than to derive the income from the signs.

Upon being questioned by the Mayor, Mr. Coole said that the company has 200 employees, pays \$10,000.00 or \$12,000.00 taxes per year. He said that the property was acquired in 1935 (it having been used since 1915 by others for dairy purposes), and had made extensive improvements thereon.

Mrs. R. I. Officer, a Mission Valley resident, told of property use over a period of years.

Councilman Kerrigan spoke, saying that no protest had been made by the Challenge Cream & Butter Association at the time of the re-zoning, and that perhaps the Association should have protested.

The Planning Director spoke. He said that the zone was changed in 1933 from R-1. He pointed out that part of the property had been in "C" Zone and had been changed to the R-1A zone in 1940. He enumerated the six zone variances which have been granted on the property for various additions and changes.

The Mayor pointed out that the Challenge Cream & Butter Association had not wanted its property to be included in the R-1A zone, because it would necessitate application to the Zoning Committee "every time they wanted to lay a brick." He said that the State had taken away "C" Zone frontage, but had not given "C" Zone property protection in return.

The Planning Director countered with the statement that it is not up to the City to make provisions for C Zone in lieu of the property which is bought and paid for by the State for public use. He added that there are 1400 square feet in existence in sign area, which is not compatible with the residential desires of the residents of Mission Valley.

Mr. Coole said that there are no homes in the immediate vicinity of the the property, and that none can be built within one mile of it, on account of the Freeway cloverlead.

Councilman Wincote moved to sustain the appeal and overrule the Zoning Committee decision, which motion received no second.

Councilman Kerrigan felt that it would be well to refer the matter back to the Zoning Committee for further consideration, pointing out that the Challenge Cream & Butter Association had not appeared at the Committee's hearing.

Mr. Coole pleaded ignorance, and said he realized he should have been present at the hearing.

Councilman Godfrey moved to refer the matter back to the Zoning Committee, which motion was seconded by Councilman Dail.

Before the roll could be called, the Planning Director spoke again. He said that consideration has been given to the placing of the property in question in an R-C Zone, for the C Zone property taken by the State. He said, further, that the Planning Department has not approved the signs constructed without permit.

Mrs. Officer spoke again, this time in protest due to other daires in the Valley erecting similar signs if the Council approves the signs under discussion.

The roll was called on the motion referred to, resulting, in
RESOLUTION NO. 97662, recorded on Microfilm Roll No. 27, referring back to the Zoning Committee for further consideration, the appeal of Challenge Cream & Butter Assn. from the Committee's decision in connection with application for Zone Variance to permit maintenance of the existing signs on its property at 4600 Sixth Street Extension, ~~for further consideration~~, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilman Wincote, Mayor Knox. Absent---Councilmen None.

ORDINANCE NO. 4376 (New Series), recorded on Microfilm Roll No. 27, ordering, calling, providing for and giving notice of a special municipal election to be held in the City of San Diego on Tuesday, June 6, 1950, for the purpose of submitting to the qualified voters of said City of a proposition to incur a bonded indebtedness in the principal sum of \$2,000,000.00 for acquisition and construction by said City of municipal improvement consisting of acquisition and construction of additional recreational facilities in and near Mission Bay, and consolidating said Special Municipal Election with the Statewide Direct Primary Election to be held on said date, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4377 (New Series), recorded on Microfilm Roll No. 27, ordering, calling, providing for and giving notice of a Special Election to be held in the City of San Diego on Tuesday, June 6, 1950, for the purpose of submitting to the qualified voters of said City a proposition to ratify Ordinance No. 4367 (New Series), entitled "An Ordinance authorizing sale or lease of surplus property described as Block 107 Horton's Addition in the City of San Diego, California, which property is in an M-2 or Heavy Manufacturing Zone, formerly known as Rose Park Playground and for many years abandoned as such playground", adopted on the 20th day of April, 1950, and consolidating said Special Municipal Election with the State wide direct Primary Election to be held on said date, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

RESOLUTION NO. 97663, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to employ the law firm of O'Melveny & Myers, 433 South Spring Street, Los Angeles 13, California, for the purpose of passing upon the proposed bond issue in the amount of \$2,000,000.00 for additional recreational facilities at Mission Bay, to be submitted at a special bond election to be held June 6, 1950, and consolidated with the Direct Primary Election to be held on that date, upon terms and conditions and for considerations to be paid by the City which are set out in detail in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of residents protesting erection of residence on a 25-foot lot at 1318 Opal Street, was presented.

The City Attorney reported, verbally, that the City can do nothing to halt the construction, inasmuch as the structure is on a parcel of land which subdivided, originally as a 25-foot lot.

On motion of Councilman Wincote, seconded by Councilman Schneider, the petition was ordered filed, and the City Clerk directed to notify the petitioners in the matter.

RESOLUTION NO. 97664, recorded on Microfilm Roll No. 27, referring to Council Conference the matter of lot sizes for buildings, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

The adoption of said Resolution resulted from Councilman Kerrigan's request that consideration be given to providing various zones to regulate building site minimum areas.

The Planning Director pointed out that under the Zoning Ordinance which exists at the present time, an owner may build upon a 25-foot lot if it was a recorded parcel of land and officially subdivided in that size.

Mr. Kerrigan said that there are areas in the city where one-acre size lots are required for residential construction.

The Planning Director said that if the City were to enforce legislation for larger-sized lots in areas where 25-foot lots had been approved and subdivided, and an owner had only a 25-foot lot, it would amount to confiscation of the property to refuse him to build upon it. The same view was expressed by the City Attorney.

Petition of San Diego Braille Club of the Blind for public sale of lapel pins (white canes) on the streets of the City during the period of May 15, 1950, through May 21, 1950, for the purpose of raising funds to establish a building fund for construction of a home in San Diego County for the benefit of the needy and aged blind, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the petition was referred to the City Manager.

Claim of Elizabeth B. Cotton, 524 B Street, San Diego, in the sum of \$18.00, for damage to her car by a City Water Truck in front of her residence at 2425 Arista Court, was presented.

RESOLUTION NO. 97665, recorded on Microfilm Roll No. 27, referring claim of Elizabeth B. Cotton, filed in the office of the City Clerk on April 24, 1950, under Document No. 416505, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing and installing a steel boiler and combination gas and oil burner for Police Headquarters, Market Street and Pacific Highway, and recommending award to Oil Field Construction Company, the low bidder, was presented.

RESOLUTION NO. 97666, recorded on Microfilm Roll No. 27, accepting bid of Oil Field Construction Company for furnishing and installing a steel boiler and combination gas and oil burner for Police Headquarters, awarding contract, and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of a Paint Shop and Lumber Storage Building at Public Works Department, 20th and B Streets, recommending award to A. & B. Trottier Company of 7411 Broadway, Lemon Grove, California, the low bidder, was presented.

RESOLUTION NO. 97667, recorded on Microfilm Roll No. 27, accepting bid of A. & B. Trottier Company for construction of a Paint Shop and Lumber Storage Building at Public Works Department, 20th and B Streets, awarding contract, and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing one 8" Fire Service Water Meter, recommending award to Western Metal Supply Co., San Diego, the low bidder, was presented.

RESOLUTION NO. 97668, recorded on Microfilm Roll No. 27, accepting bid of Western Metal Supply Co. for furnishing one 8" Fire Service Water Meter, awarding contract, and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of a storm drain in La Jolla Hermosa, from La Canada westerly of Beaumont Avenue to Camino de la Costa at Costa Place, recommending award to W. V. Hutchison, the low bidder, was presented.

RESOLUTION NO. 97669, recorded on Microfilm Roll No. 27, accepting bid of W. V. Hutchison for the construction of a storm drain in La Jolla Hermosa, from La Canada westerly of Beaumont Avenue to Camino de la Costa at Costa Place, awarding contract, and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent reporting on bids for furnishing 350 or more street name signs, recommending award to The Grote Manufacturing Co., Incorporated, of Bellevue, Kentucky (not the low bidder), being of better construction, was presented and read.

The City Manager made a verbal report. He said, also, that consideration is being given to construction of such signs under City specifications in the future by prison inmates, where work of that nature is done for public agencies.

The City Manager suggested, further, that a committee of the Council study the matter of street signs. Members of the Council declined, however, and expressed the belief that it is an administrative matter which should be handled by the City Manager and his departments.

Mayor Knox left the meeting, at this point, and Vice Mayor Godfrey assumed the duties of Chairman.

RESOLUTION NO. 97670, recorded on Microfilm Roll No. 27, accepting bid of The Grote Manufacturing Co., Incorporated, for furnishing 350 Street Name Signs, and authorizing the City Manager to enter into and execute contract, awarding contract therefor, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said Resolution also authorized the City Clerk to return all bid checks submitted, with the exception of the checks submitted by the low bidder and second low bidder.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing nine transmitter-receivers for installation in City automotive equipment, calling attention to the fact that specifications are restrictive to equipment of two manufacturers only in order to standardize on not more than two makes of equipment, was presented and read.

RESOLUTION NO. 97671, recorded on Microfilm Roll No. 27, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing Radio Transmitters and Receivers, in accordance with specifications on file in the office of the City Clerk under Document No. 416534, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97672, recorded on Microfilm Roll No. 27, authorizing the Purchasing Agent to advertise for bids for sale of the following houses, located in the right of way for the San Diego River Floodway Channel, (which houses are to be moved): Lapwai Street (No address); 4203 Lapwai Street; 4139 Lapwai Street; 4146 Western Street; 4206 Western Street; 4210 Western Street; 715 Archibald Street; 703 Archibald Street; 638 Archibald Street; directing all expenses in connection with the sale to be deducted from the proceeds of the sale, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of the Resolution, Councilman Swan inquired if the houses were occupied, to which the Planning Director replied that they were not.

Communication from the City Manager making a supplementary report to his letter of April 4, 1950, in which he reported upon the matter of playing hard ball at City Playgrounds, in connection with communication of complaint from Mrs. J. R. McCampbell about damage to her property from hard balls, was presented.

The City Manager made a verbal report on past experiences in the matter, particularly with relation to former complaints of Mrs. McCampbell and others whose properties adjoin playgrounds. The City Manager told of plans for the playgrounds, and he said that the matter under consideration was one largely of public relations. He said that he is sending a personal check to Mrs. McCampbell to cover damage to her home, inasmuch as the insurance company declines to accept liability due to influence it might have on future cases of the same kind.

The City Attorney answered Councilman Kerrigan's question about baseball field users being required to insure against property damage by saying that the City could make such a requirement.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the City Manager's report and the subject to which it referred, were ordered filed.

Communication from the City Manager reporting upon petition for bridle and hiking trail on the northerly side of Mission Valley Highway between Fairmount Avenue and Cabrillo Freeway, stating that ample space is available within the right of way for bridle path, and that a path is planned as soon as the Freeway is completed, and that funds have been provided for underpass which will cost \$16,084.59, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's report and the petition to which it referred, were ordered filed.

Communication from the City Manager recommending installation of four overhead street lights, was presented.

RESOLUTION NO. 97673, recorded on Microfilm Roll No. 27, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations: 45th Street at T Street; 47th Street at T Street; Electric Avenue at Rosemont Street; Electric Avenue at Gravilla Street; was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of six sections of the Subdivision Ordinance, in connection with the Tentative Map of Alvarado, was presented.

RESOLUTION NO. 97674, recorded on Microfilm Roll No. 27, suspending Sections 3G1, 3I1, 3E5, 3J2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Alvarado, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Prior to its adoption, said Resolution was read to the Council.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Alvarado, subject to eight conditions, was presented.

RESOLUTION NO. 97675, recorded on Microfilm Roll No. 27, approving the Tentative Map of Alvarado, a subdivision of an approximately 25-acre parcel of land located on the north side of Montezuma Road easterly of Fairmount Avenue, upon conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from Council of Chambers of Commerce and Civic Clubs, dated April 19, 1950, signed by Mary H. Carver, Executive Secretary, requesting better transportation and recommending that the City grant no franchise longer than 15 years, although San Diego Transit System has made application for a 50-year franchise, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the communication was referred to Council Conference.

Councilman Dail objected to reference of the matter to Conference, and said that the communication results from a purely political situation. He pointed out that a candidate had learned of proposed Council action, and had enlisted the support of the Council of Chambers of Commerce and Civic Clubs in endorsing his idea. He asked to have Council action reconsidered, so that the matter could be filed.

On motion of Councilman Dail, seconded by Councilman Swan, the action to refer said communication to Council Conference, was reconsidered.

On motion of Councilman Dail, seconded by Councilman Wincote, said communication was ordered filed.

Communication from El Cajon Boulevard Civic Association requesting that the City acquire an additional 50-foot right of way on both sides of Alvarado Canyon Freeway, and that no zone variances be granted along that route, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager, being the same action taken on a similar communication from the San Diego Highway Development Association at the meeting of April 18, 1950.

Communication from Frontier P.T.A., 3617 Freedom Street, dated April 20, 1950, signed by Mrs. Joyce Raseon, President, B. Davin, Principal, Mrs. G. H. Belanger, requesting reinstatement of recreation program, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was referred to the City Manager.

Communication from Great American Indemnity Company, dated April 20, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Rial B. Loonam, 4270 Orange Avenue, San Diego, (second claim filed), in the sum of \$328.98, claim arising out of property damage occurring on January 22, 1950, was presented.

RESOLUTION NO. 97676, recorded on Microfilm Roll No. 27, denying claim of Rial B. Loonam, 4270 Orange Avenue, in the amount of \$328.98, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from members of the Board of Mechanical Engineers, signed by G. W. Huntridge, chairman, Murphy Rogers, and Keller A. Higbee, favoring changing the name of said Board to "Board of Examining Engineers", as in all major cities in the United States, was presented. On motion of Councilman Kerrigan, seconded by Councilman Swan, said communication was referred to the City Attorney, being the same action taken on a similar communication from San Diego Sub-Section of American Society of Mechanical Engineers at the meeting of April 18, 1950.

Communication from Mrs. Marie Krabill (address not given), referring to her previous communication relative to stricter Dog ordinance and the licensing of Cats, objecting to publication of her first letter and stating that this one is not for publication, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, said communication was ordered filed.

Communication from Parent Teachers Association of the Richard Dana Jr. High School, dated April 19, 1950, signed by Alida H. Redell (Mrs. John C. Redell), Sec'y, relative to poor acoustical qualities of the Ocean Beach Community Center building, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, said communication was referred to the City Manager, being the same action taken on several other similar communications at previous meetings.

RESOLUTION OF AWARD NO. 97677, recorded on Microfilm Roll No. 27, accepting bid of San Diego Gas & Electric Company, and awarding contract for the furnishing of electric current for the lighting of the ornamental street lights located in Montemar Lighting District No. 1, for a period of one year from and including December 16, 1949, to and including December 15, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 97678, recorded on Microfilm Roll No. 27, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., for the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in Resolution of Intention No. 96859, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 97679, recorded on Microfilm Roll No. 27, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., for the paving and otherwise improving of Tenth Avenue, within the limits and as particularly described in Resolution of Intention No. 96860, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97680, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, in accordance with Document No. 415964, approving Plat No. 2181 showing exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of said Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97681, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Worden Street and Udall Street, in accordance with Document No. 416358, approving Plat No. 2157 showing exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97682, recorded on Microfilm Roll No. 27, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Yosemite Street, in accordance with Document No. 415966, approving Plat No. 2167 showing exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97683, recorded on Microfilm Roll No. 27, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Eighth Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97684, recorded on Microfilm Roll No. 27, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Seventh Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK NO. 97685, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 97186, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97686, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the ornamental street lights located in Sunset Cliffs Lighting District No. 1, for a period of one year from and including January 15, 1950, to and including January 14, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION CHANGING GRADE NO. 97687, recorded on Microfilm Roll No. 27, on La Jolla Boulevard and Turquoise Street, as more particularly described in Resolution of Intention No. 96300 and "Map showing the official property line grades to be changed on La Jolla boulevard....." signed by A. K. Fogg, City Engineer, filed in the office of the City Clerk under Document No. 411100, on December 21, 1949, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97688, recorded on Microfilm Roll No. 27, fixing Tuesday, May 2, 1950, at the hour of 10:00 o'clock A.M. in the Council Chamber for hearing protests of E. L. Bartlett and Ernest S. Baumann et al against the closing of Elm Street, between the easterly line of State Street and the westerly line of Union Street, under Resolution of Intention, authorizing and directing the City Clerk to give notice of said hearing in manner and form required by law, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97689, recorded on Microfilm Roll No. 27, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 2, for a period of one year from and including March 5, 1950, to and including March 4, 1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97690, recorded on Microfilm Roll No. 27, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Talmadge Park Lighting District No. 4, for a period of one year from and including April 1, 1950, to and including March 31, 1951, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97691, recorded on Microfilm Roll No. 27, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 2, for a period of one year from and including March 16, 1950, to and including March 15, 1951, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97692, recorded on Microfilm Roll No. 27, for changing of the grade of Chatsworth Boulevard, in accordance with "Map showing the official property line grades to be changed on Chatsworth Boulevard"...filed under Document No. 415902 in the office of the City Clerk, electing to proceed under the provisions of the "Change of Grade Act of 1909", was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97693, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97694, recorded on Microfilm Roll No. 27, for the furnishing of electric current for the lighting of the street lamps on bracket arms attached to the poles in Mission Beach Lighting District No. 1, together with the maintenance of said bracket arms, wires and lamps, for a period of one year from and including May 15, 1950, to and including May 14, 1951, ordering that four-fifths of the costs and expenses of said improvement be assessed upon the district set forth in said Resolution, and one-fifth of the costs and expenses shall be paid out of the Treasury of the City of San Diego from the Street Light Fund, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97695, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97696, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Worden Street and Udall Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97697, recorded on Microfilm Roll No. 27, for the paving and otherwise improving of Yosemite Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97698, recorded on Microfilm Roll No. 27, ascertaining and declaring wage scale for the paving and otherwise improving of G Street, within the limits described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97699, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of the Alley between L Street and Imperial Avenue and between the east line of 29th Street and the west line of 30th Street, and of 30th Street, within the limits and as particularly described in Resolution of Intention No. 96296, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97700, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement for the paving and otherwise improving of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97701, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Evergreen Street, within the limits and as particularly described in Resolution of Intention No. 96363, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97702, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the construction of sewer mains in Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catoctin Drive, and other streets, within the limits and as particularly described in Resolution of Intention No. 96293, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97703, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97704, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vincente Way, within the limits and as particularly described in Resolution of Intention No. 96299, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97705, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Udall Street, within the limits and as particularly described in Resolution of Intention No. 96295, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97706, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97707, recorded on Microfilm Roll No. 27, directing the City Engineer to include the replacement of approximately 26 square feet of paving in the termination of the north and south alley in Westbourne Street, in the proceedings heretofore initiated by Resolution No. 93390, all in accordance with the recommendation of the City Engineer filed in the office of the City Clerk under Document No. 415324, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97708, recorded on Microfilm Roll No. 27, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses for the paving and otherwise improving of Ampudia Street, in accordance with recommendation of said City Engineer filed in the office of the City Clerk under Document No. 416363, rescinding Resolution No. 90292 adopted by the Council on July 20, 1948, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97709, recorded on Microfilm Roll No. 27, rescinding Resolution No. 96230 adopted by the Council on December 20, 1949, and abandoning all proceedings thereunder (for the closing of "Chollas Station Road" - communication from the City Engineer said it should have been for "Radio Station Road, west of 54th Street), was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97710, recorded on Microfilm Roll No. 27, granting petition for paving and otherwise improving of Columbia Street, within the limits as shown in said Resolution, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 90487 for the improvement of various streets in Lexington Park, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97711, recorded on Microfilm Roll No. 27, granting petition for paving and otherwise improving of Venice Street, within the limits as shown in said Resolution, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 94019 for the improvement of Venice Avenue, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97712, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to make an application to the United States of America, through the Congressmen from this district, for the adoption of the necessary legislation authorizing the transfer to The City of San Diego of the existing Government dyke constructed by the United States in 1872, between Midway Drive and a point where it intersects the new left bank levee at a point approximately 1,600 feet west of Highway No. 101, which said existing dyke will be no longer needed after the completion of the San Diego River Flood Channel, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97713, recorded on Microfilm Roll No. 27, authorizing the City Manager, for and on behalf of The City of San Diego, to make application to the Board of Supervisors of the County of San Diego to acquire tax-deeded Lot 2 Block 75, Lot 1 Block 87, Lot 2 Block 87, Lots 1 and 2 Block 90 of San Diego Homestead Union Sub., and to take all necessary steps to acquire the same from the State of California, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97714, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to execute, for and on behalf of the City of San Diego, an agreement with H. Louis Bodmer and Earl F. Giberson, architects, for the purpose of securing complete working plans, studies, drawings, specifications and cost estimates in connection with the acquisition, construction and completion of a Branch Library Building, to be located on the northwest corner of the intersection of Felspar Street and Ingham Street, in accordance with form of agreement on file in the office of the City Clerk, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97715, recorded on Microfilm Roll No. 27, granting permission to Euclid Community Church, located at the northeast corner of 48th Street and Polk Avenue, O. P. Harnish acting for the Board of Trustees of said Church, 4117 - 48th Street, San Diego 5, to tie a sewer connection from a new construction located on Lot 20 into an existing sewer line which is only 4 feet distant therefrom, but which serves the church offices situated in a separate building located on Lot 19 and portion of Lot 20 Block 31 Fairmount Addition, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97716, recorded on Microfilm Roll No. 27, granting to Harold C. Major, Col. U.S.M.C. Ret., 322 Bird Rock, La Jolla, permission to install a two-inch drain line from a proposed garage construction to the existing sewer line, three feet from sidewalk in inner parking on City property, to serve property located at 322 Bird Rock, La Jolla, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97717, recorded on Microfilm Roll No. 27, granting permission to General Petroleum Corporation, 2619 East 37th Street, Los Angeles 58, California, to install three 30-foot driveways on the north side of Market Street between points 6 and 36 feet, and points 70 and 100 feet east of the east line of 24th Street, and between points 12 and 42 feet north of the north line of Market Street on the east line of 24th Street, all adjacent to the south 100 feet of Lots 25, 26, 27, 28 Block 8 L. W. Kimball's Addition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97718, recorded on Microfilm Roll No. 27, authorizing Harvey M. Cole, Chief of Sewer Design, in the office of the City Engineer, to attend the 1950 California Sewage Works Convention to be held at Long Beach, California, May 3 through May 6, 1950; and authorizing the incurring of all necessary expenses in connection with said trip, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97719, recorded on Microfilm Roll No. 27, authorizing G. E. Arnold, Director of the Water Department, to attend the conference of the University of Utah, the Utah State Health Department and the Utah Municipal League, to be held in Salt Lake City, Utah, on May 15 and 16, 1950, at the expense of said conference; and authorizing him to attend the National Convention of The American Waterworks Association, to be held in Philadelphia, Pennsylvania, May 21 to 26, 1950, and authorizing the incurring of all the expenses necessary in connection with said trip, provided that any expense incurred in connection with the Salt Lake City conference will be deducted from the overall expense of attending the convention in Philadelphia, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97720, recorded on Microfilm Roll No. 27, authorizing the City Manager to execute, for and on behalf of The City of San Diego, an agreement and grant of easement between The State of California, acting by and through its duly appointed, qualified and acting Director of Finance, with the consent and approval of the Director of Education, and The City of San Diego, wherein and whereby the State of California grants to The City of San Diego an easement for the purpose of a right of way for the construction, operation and maintenance of a public sewer and appurtenances in portions of Lot 67 Part-ition of Rancho Mission of San Diego (through State College property, for Alvarado Sewer), particularly described in said agreement and grant of easement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Mayor Knox returned to the meeting at this time, but did not re-assume the duties of Chairman - the Vice Mayor continuing in the Chair.

ORDINANCE NO. 4378 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$1599.61 out of any unappropriated money in the General Fund of The City of San Diego for the purpose of providing funds with which to pay a judgment given against The City of San Diego in an action entitled "J. M. Martinac Shipbuilding Corporation, et al, Plaintiffs vs. The County of San Diego, a body politic and corporate, and the City of San Diego, a municipal corporation, Defendants," designated as No. 156945, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4379 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$3,000.00 from the Capital Outlay Fund, for the purpose of providing funds for moving and relocating the building now on City-owned land acquired in conjunction with the Sunset Cliffs Boulevard Extension to Lots 41 and 42 Block 78 University Heights on Park Boulevard (property on the west side of Park Boulevard between Meade and Monroe, formerly used as a fire station, from which the building was moved some years ago), was on motion of Councilman Dail, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Accompanying said Ordinance was a communication from the Supervisor of Properties, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending moving the office building, stating that if the office building were moved on to the City lots a net profit to the City of \$2,000.00 could be realized on future sale of said lots with the building placed thereon.

ORDINANCE NO. 4380 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$960.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the purchase of recording equipment for the Mayor's Office, was on motion of Councilman Dail, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4381 (New Series), recorded on Microfilm Roll No. 27, appropriating the sum of \$18,200.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of basketball courts, tennis courts, play fields, and the installation of softball and baseball lights at the following playgrounds: Encanto, University Heights, Golden Hill, John Adams, Stockton, Mountain View and Pacific Beach, was on motion of Councilman Dail, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Proposed Ordinance establishing setback lines in portions of Blocks 1 and 3 Cosgrove Park, and providing a penalty for violation thereof, was presented.

Councilman Kerrigan moved to set a hearing on said proposed Ordinance for two weeks from this date (the customary time for setting hearings, in order to give sufficient notice for all property owners), which motion was seconded by Councilman Dail.

Before the roll could be called, Mr. Oliver (he did not give his first name or initials), representing Chris Cosgrove, said that "time is the essence of contracts" entered into between Cosgrove and Veteran purchasers, who are buying property without any down payments. He said that it would be a hardship to Mr. Cosgrove and to the purchasers if the matter were delayed, in connection with interest on loans. Mr. Oliver asked if it would be possible to go ahead with construction awaiting establishment of the new lines.

The Planning Director said that the setback lines now provided, had been established in the subdivision Map. He said, further, that individual setback suspensions could be had through individual zone variances, at the expense of each applicant. He said that it is a question of procedure, but emphasized that a hearing is necessary.

The City Attorney, upon being asked by members of the Council, said that it is necessary, under the State law, to hold a public hearing to change established setback lines upon property.

Mr. Oliver said that Mr. Cosgrove would pay the \$10.00 fee on each lot. Discussion indicated that might not be a good idea, inasmuch as the fee would probably be charged back to the individual purchasers.

Asked if the fees for zone variances could be waived, the City Attorney replied that they are set up in an ordinance of the City, and cannot be waived, although provisions for waiving certain fees are specifically set forth in some ordinances - but not on this subject.

Mr. Oliver asked if there would be any objection to construction being commenced upon adoption of a new setback line (which would be 10-feet from the property line, instead of the existing 15-foot setback).

The City Attorney answered Mr. Oliver's question by saying that the Building Department and Planning Could issue permits before the ordinance becomes effective, which would be 31 days after its passage and adoption, immediately upon its adoption. He said that only a limited amount of property is involved, and that the petitioner is the only owner thereof, so that it is most improbable that any referendum would be filed against the action.

On motion of Councilman Kerrigan, seconded by Councilman Dail, a hearing on said proposed Ordinance was set for the hour of 10:00 o'clock A.M., of Tuesday, May 2, 1950.

Councilman Wincote was excused from the meeting at this time.

Mayor Knox was excused from the meeting at this time, with the Vice Mayor still in the Chair.

The City Manager requested, and was granted, unanimous consent to present for Council consideration, the following items not listed on the Agenda:

RESOLUTION NO. 97721, recorded on Microfilm Roll No. 27, authorizing and instructing the Mayor and City Clerk to execute a quitclaim deed conveying to M.H. Golden Construction Co. title to portions of Pueblo Lots 272, 282 and 283, totalling approximately 14.92 acres, more particularly described in said Resolution, which had been sold by the City at public auction, for the sum of \$45,000.00, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

Mayor Knox returned to the meeting at this time, but the Vice Mayor continued to act as Chairman.

RESOLUTION NO. 97722, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the improvement of sidewalks, curbs and drainage at Wabaska Drive, Capistrano Street, Poe Street and at Capistrano and Quimby Streets, by appropriate City forces, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

The matter had been before the Council at the meeting of April 20, 1950, and referred to the City Manager for further consideration on the City doing the work. The City Manager recommended adoption of the Resolution.

RESOLUTION NO. 97723, recorded on Microfilm Roll No. 27, authorizing and empowering the City Manager to do all the work in connection with the resurfacing of Pershing Drive, from Upas Street to 18th Street, including "Y" intersections, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The matter had been before the Council at the meeting of April 20, 1950, and referred to the City Manager for further consideration on the City doing the work. The City Manager recommended adoption of the Resolution.

On motion of Councilman Schneider, seconded by Councilman Wincote, the Council took a recess, at the hour of 11:45 o'clock A.M., until the hour of 3:00 o'clock P.M., this date.

Vice Mayor Vincent T. Godfrey appeared in the Council Chambers at the hour of 4:12 o'clock P.M., and announced that there would be no further meeting this date, and adjourned the meeting for lack of a quorum.

Vincent T. Godfrey
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,
Thursday, April 27, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:02 o'clock A.M.

Present-----Schneider, Kerrigan, Godfrey, Mayor Knox
Absent-----Councilmen Swan, Wincote, Dail
Clerk-----Fred W. Sick

Application of Louis Kraus, 808 San Luis Rey Place, San Diego 8, for permission to operate two wheel vehicles for hire, without driver, was presented. On motion of Councilman Godfrey, seconded by Councilman Schneider, the application was referred to the City Manager.

Petition of Hanson & Miske for special building permit, waiving requirements as to basic floor area of 100' by 380' covering a warehouse to be constructed for Van Camp Sea Food Company on Crosby Street, without interior columns or separation walls to facilitate use of conveyors, passageways, etc., was presented.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said petition was referred to the City Manager.

Petition of The Sinfonietta Society of San Diego, 1148 San Diego Trust and Savings Building, San Diego 1, dated April 26, 1950, signed by Robt. Sanders, President, requesting an appropriation of \$2,000.00, on the basis of the concerts being of a civic nature, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

The Mayor expressed the belief that it is unfair to the Society to refer the matter to the Manager, which would delay Council action, when the Society needs to know whether or not the City would assist in its financing. He said, further, that the City has no funds available for such an appropriation and did not see how it would be possible to grant it.

RESOLUTION NO. 97724, recorded on Microfilm Roll No. 28, denying petition of The Sinfonietta Society of San Diego for an appropriation of \$2,000.00 toward cost of concerts in Russ Auditorium on May 7 and June 4, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Jack E. Andersen, 424 West University Avenue, in the sum of \$35.00, for damage to his car alleged to have been moved by City refuse collectors resulting in scratches from tree limbs, was presented.

RESOLUTION NO. 97725, recorded on Microfilm Roll No. 28, referring claim of Jack E. Andersen to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of The Pacific Telephone and Telegraph Company, 740 South Olive Street, signed by C. P. Peters, Chief Special Agent, in the estimated amount of \$100.00, for damage to underground cable in front of a new residence at 3124 Glenfield Street, was presented.

RESOLUTION NO. 97726, recorded on Microfilm Roll No. 28, referring claim of The Pacific Telephone and Telegraph Company to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of The Pacific Telephone and Telegraph Company, 740 South Olive Street, Los Angeles 55, signed by C. P. Peters, Chief Special Agent, supplementing claim of January 26, 1950, in an estimated amount of \$109.25, substituting the amount of \$55.80 therefor, was presented.

RESOLUTION NO. 97727, recorded on Microfilm Roll No. 28, referring claim of The Pacific Telephone and Telegraph Company (supplemental claim in another amount from the first estimated claim), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted. Reference was to the Percy H. Goodwin Company.

Claim of William S. Vollmer, Box 377 La Jolla, in the sum of \$8.18, for damage to property through damage to water pipe serving property at 6004 La Jolla Rancho Road by a grader of the Street Department, was presented.

RESOLUTION NO. 97728, recorded on Microfilm Roll No. 28, referring claim of William S. Vollmer to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Dail entered the meeting at this time.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on sale of discarded mechanical and automotive equipment of the Public Works Department, as authorized by Resolution No. 97255, stating that there were 15 bidders on 24 items, and that sale was made to 8 bidders for a total sum of \$1194.36 plus state sales tax, and that moneys received from the sale have been deposited to the credit of proper accounts, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending granting petition to construct sewers in easements in Pueblo Lot 105 by private contract, was presented.

RESOLUTION NO. 97729, recorded on Microfilm Roll No. 28, granting Walter Trepte permission to construct sanitary sewers in easements in Pueblo Lot 105 by private contract in accordance with plans and specifications on file in the office of the City Clerk under Document No. 416561, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Traffic Engineer, bearing the City Manager's stamp of approval, reporting on his attendance at the Butler Institute of Lumenology in Los Angeles, as authorized by the Council, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said report was accepted and ordered filed.

Communication from Beryle L. Brewer, dated April 25, 1950, urging the Council to delete the word "sell" from the proposal to be voted upon June 6, 1950, calling for the sale or leasing of Rose Park Playgrounds property, and pointing out that leasing the land would provide both rent therefrom and taxes on the buildings, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed, and the City Clerk was directed to reply.

Communication from Mrs. Jean G. Brewer, dated Apr. 25, 1950, stating that the Rose Park Playground ~~Playground~~ property, proposed to be sold or leased, is ideally located for commercial purposes, that if leased the City would have an income from it for "the next hundred years at least" by taxes on the building and lease on the land, pointing out that the City of San Francisco leases one of its old school yards for \$400,000.00 per year, which money goes into their school fund, and stating that it would be good business for San Diego to do likewise, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed, and the City Clerk was directed to reply.

Communication from Nate Terrill, Editor, Ocean Beach News, 120-22 Bacon Street, referring to the unsightly City-owned property at the foot of Newport Avenue, stating that it was once one of the most well-kept and frequently visited beach fronts in San Diego but is now one of the least-visited and most unsightly pieces of public property in the City, requesting that action be taken to improve the same, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Mrs. A. Grundstrom, 3176 Hawthorn Street, dated April 22, 1950, relative to sewer stoppage in the Alley back of her residence, caused by trees belonging to the City, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was referred to the City Manager.

Communication from Mrs. D. J. Morgan, 218 Ozark St., San Diego 14, dated April 25th, 1950, protesting securing an out of town man to act as Assistant City Manager of the City of San Diego, at a salary of \$10,000.00 and a raise in the near future to \$12,000.00, in view of the City Manager's Statement that such items as a 40-hour week for policemen and a 62-hour week for firemen are out of the picture without the money, questioning the need for having either a City Manager or an Assistant, proposing that the matter of eliminating the positions put up to the people, stating that larger cities than San Diego get along very nicely with only a Mayor and City Council, was presented. On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Mrs. Rose Leali Sharp, 4514 Norwood Street, San Diego 15, protesting proposed closing of Chamoune Street at Norwood Street "by officials of Hoover High School", and stating that such a closing would do damage to her property to the extent of rendering it worthless to live in as well as on the market, was presented. The City Manager reported that there is no proceeding under way for such a closing.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was referred to the City Manager for a reply to Mrs. Sharp that no proceeding is pending for closing of said portion of Chamoune Street.

Communication from Mrs. R. E. Smith, 5075 Adams Avenue, April 24, 1950, urging decontrol of rents, stating that her house has been vacant for four weeks although it is new and desirable, stating that the City is full of vacant houses and one realtor has 500 vacancies, and that she was forced by rent control to sell her Kensington home at a \$10,000.00 loss and must rent soon or join the relievers, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

RESOLUTION NO. 97730, recorded on Microfilm Roll No. 27, accepting revocable permit executed by the Union Title Insurance and Trust Company, bearing date April 17, 1950, granting to the City of San Diego the use of a portion of Pueblo Lot 1255, for the purpose of operation and maintenance of a communication cable over and under said property, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97731, recorded on Microfilm Roll No. 28, accepting deed of Norien A. Morris, bearing date February 3, 1950, conveying Lots "A" and "B" in Pueblo Lot 260 and Lots "A" and "B" in Pueblo Lot 262, excepting portion of Pueblo Lot 262 lying northeasterly of the southwesterly line of Pacific Highway, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97732, recorded on Microfilm Roll No. 28, accepting deed of Dennstedt Investment Co., bearing date April 17, 1950, conveying an easement and right of way for alley purposes in the northerly 10.00 feet of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 Block 2 Sunrise Tract, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97733, recorded on Microfilm Roll No. 28, accepting deed of Dennstedt Investment Co., bearing date April 17, 1950, conveying an easement and right of way for street purposes in portions of Lot 1 Block 1, Lot 1 Block 3 Sunrise Tract, setting aside and dedicating the same to the public use as and for a public street, and naming the same Euclid Avenue, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97734, recorded on Microfilm Roll No. 28, accepting deed of Dennstedt Investment Co., bearing date April 17, 1950, conveying an easement and right of way for street purposes in portions of Lot 1 Block 1, Lot 9 Block 2, Lot 1 Block 3, Lot 9 Block 4 Sunrise Tract, setting aside and dedicating the same to the public use as and for a public street, and naming the same Fir Street, authorizing and directing the City Clerk to file said deed of the office of the County Recorder, together with a copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97735, recorded on Microfilm Roll No. 28, accepting deed of Vernon R. Dennis and Linna B. Dennis, bearing date April 17, 1950, conveying portions of Lots 1 to 12 inclusive, and Lots 37 to 48 inclusive in Block 250 of San Diego Land and Town Company's South Chollas Addition, setting aside and dedicating the same to the public use (parcels 1 and 2 designated therein) as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97736, recorded on Microfilm Roll No. 28, accepting deed of Vernon R. Dennis and Linna B. Dennis, bearing date April 15, 1950, conveying an easement and right of way for drainage purposes in portions of Lots 1, 2, 3 Block 188 City Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97737, recorded on Microfilm Roll No. 28, accepting deed of J. F. Nickerson and John W. Allen and Eleanor K. Nickerson, bearing date April 12, 1950, conveying an easement and right of way for drainage purposes in portions of lots 10 and 22 Block 32 Mission Bay Park Tract, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97738, recorded on Microfilm Roll No. 28, accepting deed of Glen L. Wilcox and Rebecca Ann Wilcox, bearing date April 19, 1950, conveying an easement and right of way for drainage purposes in portion of Lot 358 of Sunshine Gardens, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97739, recorded on Microfilm Roll No. 28, accepting deed of Jackson and Scott, Inc., bearing date April 17, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 21 La Mesa Colony, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4382 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$11,000.00 from the Traffic Safety Fund for the purpose of providing funds for the construction of a storm drain in La Jolla Hermosa, from La Canada westerly of Beumont Avenue to Camino de la Costa at Costa Place, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Swan, Wincote.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Swan, Wincote.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4383 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$6,000.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the purchase and installation of a steel boiler and combination gas and oil burner for Police Headquarters, at Market Street and Pacific Highway, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Swan, Wincote.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Swan, Wincote.

The final reading of such Ordinance was in full.

Proposed Ordinance incorporating the territory between North side of West Point Loma Boulevard and South line of San Diego River Channel right of way and between Knoxville Street and Pacific Ocean into "R-4", "RC" and "C" Zones, as defined by Ordinance No. 8924 and amendments thereto and repealing Ordinance No. 213 (New Series) insofar as the same conflicts, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., on Tuesday, May 16, 1950.

The property proposed to be zoned, on petitions, relates to Pueblo Lots 204, 205, 211, 212, 213, 217, 219 and 245, Lots 59 and 60 Block 103 Ocean Bay Beach, portion of Blocks 5, 6, 14, 15, all Blocks 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 16, 17, 18, 19, 20 Druckers Subdivision, portion of Blocks A and D Pacific View, to change about 260 acres of land from R-1 Zone to R-4 Zone, and about 2,9000 feet of frontage along West Point Loma Boulevard from R-1 Zone to RC Zone.

The Mayor requested, and was granted, unanimous consent to present the following item which was not listed on the Council's agenda:

ORDINANCE NO. 4384 (New Series), recorded on Microfilm Roll No. 28, amending Ordinance No. 3201 (New Series) - The City Sales and Use Tax Ordinance - adopted by amending Sections 1-1/2, 3, 4, 5, 10 and 11-1/2, and by adding 15 new Sections thereto, to be numbered Sections 12.1, 12.2, 12.3, 12.4, 12.5, 12.6, 12.7, 12.8, 12.9, 12.10, 12.11, 12.14, and 16, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Swan, Wincote.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen Swan, Wincote. Prior to final passage and adoption of said Ordinance, written or printed copies were furnished to each member of the Council.

The next item, although listed earlier on the Council's agenda, had been held until this time awaiting the arrival in the Council Chambers of a large delegation interested therein.

Communication from San Diego Council of Veterans Organizations, 334 Spreckels Building, San Diego 1, dated April 26, 1950, signed by B. G. Hamblin, Secretary-Treasurer, requesting that A. H. Redmond, President, and Allan Lane, Vice-President, officers of the San Diego Council of Veterans Organizations, Incorporated, be permitted to speak before the City Council in reference to the lease in connection with the Veterans War Memorial Building in Balboa Park, was presented.

The Mayor recognized General George Fischer, and asked if he would like to be heard, when he appeared with a delegation.

General Fisher spoke, representing the American Legion, and said that there is a difference of opinion between the writers of the letter just referred to, and the American Legion. He requested a week's continuance of the matter.

On motion of Councilman Dail, seconded by Councilman Schneider, the communication from San Diego Council of Veterans Organizations, dated April 26, 1950, hereinbefore referred, was continued for one week - to the meeting of May 4, 1950.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Godfrey, adjourned at the hour of 10:13 o'clock A.M.

Vincent T. Godfrey
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Tuesday, May 2, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:02 o'clock A.M.

Present---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey
Absent----Councilman Swan, Mayor Knox
Clerk-----Fred W. Sick.

In the absence of the Mayor from the City, Vice Mayor Vincent T. Godfrey presided at the meeting.

The minutes of the Regular Meeting of Tuesday, April 25, 1950, and the Regular Meeting of Thursday, April 27, 1950, were presented to the Council by the Clerk and on motion of Councilman Schneider, seconded by Councilman Kerrigan, were approved without reading, after which they were signed by the Vice Mayor.

At this time Vice Mayor Godfrey recognized George A. Scott, President, and Wm. P. Elser, of the City Civil Service Commission, and asked Mr. Scott if he would like to present the matters listed on the Council's agenda at this time without having to wait until the items were reached.

Mr. Scott spoke, and said that Miss Marie Herney, commission member regretted that she was unable to be present at the meeting due to having to appear in court.

Mr. Scott presented the recommended 1950-1951 Classification and Compensation Schedule, and explained the work which had gone into the salary survey resulting in the recommendations. He also read a letter, dated April 26, 1950, addressed to the Mayor and Council, incorporated into the document just referred to, which said among other things, "The results show that employees of the City of San Diego are in the unenviable position of being among the lowest and in many cases are the lowest and in many cases are the lowest paid public employees on the West Coast." Also salary changes involving 37 classes and 600

employees among laborers, skilled laborers, and equipment operators; 17 positions for assistant department heads, division superintendents and assistants; 12 classes and 70 employees in professional and sub-professional positions; stating that the San Diego County Civil Service Commission has recognized the same need for remedial action as a common problem and has recommended to the Board of Supervisors that similar changes in classification be made in most classes that are alike in both jurisdictions.

The document states that salary adjustments can be made without increasing the over-all salary budget for the fiscal year 1950-51 in the manner stated therein.

Also included was a communication addressed to the City Manager recommending establishment of 70 hours work week for the Fire Department, and 40 hours work week for the uniformed divisions of the Police Department, among other things.

Mr. Scott then read a letter dated April 28, addressed to the Mayor and Council, recommending appointment of a "Salary Committee" of the City Council.

The Vice Mayor thanked Mr. Scott for the presentation of the matter to the Council.

Councilman Kerrigan, who had been on the Council's Salary Committee, spoke to Mr. Scott, and said that he thought a meeting of the full Council with the City Civil Commission would be advisable. Mr. Scott indicated that the Commission would favor such a full Council joint committee.

RESOLUTION NO. 97740, recorded on Microfilm Roll No. 28, referring the recommended 1950-1951 Classification and Compensation Schedule submitted by San Diego City Civil Service Commission, filed in the office of the City Clerk under Document No. 416938, and communication from said Commission requesting appointment of a "Salary Committee", filed in said office under Document No. 416939 to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing protests against the closing of Elm Street, between State Street and Union Street, as particularly described in said protest and in Resolution of Intention No. 96605 adopted January 24, 1950, written protest was presented and read.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

Ernest S. Baumann spoke regarding the protest. He said that all signers were in the immediate area of the proposed closing. Mr. Baumann said that he owns property there. He stressed that he does not want the "street torn up", because it may be desirable to re-open it, but has no objection to barricading it. He said that if the Date Street Freeway is put in property would be bottled up on account of the necessity for closing other streets in connection therewith. Mr. Baumann identified his property as being at Fir and Union Streets. He said that barriers are sufficient safeguard to children, and that the actual street closing is not needed. Mr. Baumann admitted that his property is not affected, but that his interest in the matter is from a civic viewpoint.

The City Planning Director stressed that the closing of said portion of Elm Street is in the public interest to the Washington School and the Recreation Department, in connection with the playground across the street.

Councilman Dail moved to refer to the City Manager for analysis the protest, and to report on future plans for development of Date Street, and to continue the hearing until the meeting of Tuesday, May 9, 1950, which motion was seconded by Councilman Wincote. The roll was not called at this time, however, but more discussion followed.

Dr. Ralph C. Dailard spoke, representing the Board of Education. He urged the closing of the street, stressing the advantages to the 600 or 700 children attending the Washington School and the hundreds of users of the playground. He wanted to know if the school board is expected to bring in petitions endorsing the closing, pointing out that the Board preferred not to do so but to have the matter determined upon its own merits rather than by lots of signatures upon a petition.

The City Planning Director said that the signing of lots of petitions had little value, because persons will probably sign for a project when presented to them, then against the same proposal when a counter petition is offered.

Asked if the street area would be incorporated into the playground, Dr. Dailard said that is the plan; but upon being questioned, he said that engineering studies had not been made, so he could not say if the paving would be torn up and the curbs removed.

The question of any injuries to children during placing of barricades across the street was raised. Dr. Dailard asked Wayne Fry, principal of the Washington School if there had been any accidents inside the barricaded area, and Mr. Fry replied that there had been injury to a boy on a bicycle.

The City Attorney then spoke up in the matter of the proceedings under the State law, regarding closing of streets. He said that any new evidence obtained for and against the closing would be persuasive only, and of no legal effect. He stressed that this is the date of the legal hearing, and that the Council should stay on evidence presented and available at this time.

Dr. Dailard reiterated that the proponents are not interested in furnishing any further evidence through circulation of additional petitions in support of the project.

The roll was called upon the previously-mentioned motion, resulting in:

RESOLUTION NO. 97741, recorded on Microfilm Roll No. 28, continuing the hearing upon the closing of Elm Street between State Street and Union Street until the hour of 10:00 o'clock A.M., Tuesday, May 9, 1950, referring the protests to the City Manager for analysis, and for report on future plans for development of Date Street, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

(The City Planning Director obtained the protest from the City Clerk to prepare a plat, showing signers for and against the proposal, to be used by the City Manager in making his report to the City Council).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on proposed Ordinance establishing 10 foot setbacks upon portions of Blocks 1 and 3 Cosgrove Park, changing the same from the existing 15 foot lines, on portions of 52nd Street and on Easy Street, the Vice Mayor inquired if any affected interested property owners were present who desired to be heard.

No written protests had been received, and no one appeared at the hearing to be heard verbally.

ORDINANCE NO. 4385 (New Series), recorded on Microfilm Roll No. 28, establishing setback lines in portions of Blocks 1 and 3 Cosgrove Park, in accordance with recommendation therefor made by the City Planning Commission and filed in the office of the City Clerk under Document No. 416186 in accordance with the provisions of Ordinance No. 12321 and which provisions are modified by said ordinance (from 15' to 10'), was on motion of Councilman Dail, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

Application of A.B.C. Cab Co. in Ocean Beach, signed by Perry Black, for certificate of Public Convenience and Necessity, to operate one additional Taxicab, accompanied by communication explaining need for such a taxicab, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the application was referred to the City Manager.

Petition of Pacific Beach residents, requesting that consideration be given to appointment of a full time year-round Playground Supervisor for Crown Point School, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said petition bearing Document No. 416896, was referred to the City Manager.

Petition of San Diego City and County Centennial Commission, signed by George A. Scott, President, dated April 27, 1950, requesting that additional parking facilities be provided north of the Spanish Village in Balboa Park, to accommodate cars for visitors to the various events to be held from August 1 through September 9, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said petition bearing Document No. 416777, was referred to the City Manager.

Petition of San Diego Co-operative Poultry Ass'n, signed by R. M. Sexauer, Manager, requesting special building permit exempting the building at 22nd Street and Imperial Avenue from use of fire resistant plaster on headhouse on roof of one-story portion of one-story portion of plant, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said petition bearing Document No. 416891, was referred to the City Manager.

Claim of A. G. Stanten, Jr., 751 Cornish Drive (no amount stated), for damage to automobile resulting from manhole cover lying in the City street, was presented.

RESOLUTION NO. 97742, recorded on Microfilm Roll No. 28, referring claim of A. G. Stanten, Jr. to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Joyce E. Hughes, 2820 Sixth Avenue, in the sum of \$10,000.00, for personal injury in collision with City-owned Police car, being left unattended, then incarcerated in the City Jail and obliged to procure her own physician to examine and treat her in the jail, was presented.

RESOLUTION NO. 97743, recorded on Microfilm Roll No. 28, referring claim of Joyce E. Hughes to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Henry E. Hughes, 2820 Sixth Avenue, in the sum of \$2,000.00, relative to personal injuries to his wife, Joyce E. Hughes, in collision with City-owned Police car, was presented.

RESOLUTION NO. 97744, recorded on Microfilm Roll No. 28, referring claim of Henry E. Hughes to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Claim of Thomas A. Dickinson, 3337 45th Street, in the sum of \$148.45, relative to damage to his car and loss of its use for a period of six days, in connection with collision with City-owned truck, was presented.

RESOLUTION NO. 97745, recorded on Microfilm Roll No. 28, referring claim of Thomas A. Dickinson to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of Butane-Propane Gas for the Sewage Treatment Plant for a period of approximately six months beginning April 25, 1950, recommending award to Rockgas Service Co., Inc., of El Cajon, the low bidder, was presented.

RESOLUTION NO. 97746, recorded on Microfilm Roll No. 28, accepting bid of Rockgas Service Co., Inc. for the furnishing of requirements of Butane-Propane Gas for the Sewage Treatment Plant for a period of approximately six months beginning April 25, 1950, authorizing the City Manager to execute contract, and directing the City Clerk to return all bid checks submitted with the exception of the checks submitted by the low and second low bidders, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the construction of a Sewer Outfall from University Avenue southerly along the easterly line of Lemon Villa to Chollas Road, recommending award to L. B. Butterfield, the low bidder, was presented.

RESOLUTION NO. 97747, recorded on Microfilm Roll No. 28, accepting bid of L. B. Butterfield for construction of a Sewer Outfall from University Avenue southerly along the easterly line of Lemon Villa to Chollas Road, authorizing the City Manager to execute contract, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97748, recorded on Microfilm Roll No. 28, accepting bid of Charles J. Dorfman for installation of Chesterton 18-inch Cast Iron Pipe Line, from Kearny Mesa Pipe Line to Chesterton Tank, authorizing the City Manager to execute a contract therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on communication from Richard Dana Junior High School P.T.A. communication regarding acoustics in Ocean Beach Community Center, and transmitting copy of his letter stating that an acoustical engineering survey is being made of various community centers to determine needed treatment and cost, and recommending filing, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the City Manager's communication and the letter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from El Cajon Boulevard Civic Association relative to acquiring additional rights of way along Alvarado Canyon Freeway and not granting zone variances therealong, and transmitting copy of his reply to the Association stating that the problem of control is being analyzed in detail so that appropriate and early action can be taken, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the City Manager's communication and the letter upon which it reported, were ordered filed.

Communication from the City Manager reporting on petition of Hanson & Miske, contractors, relative to construction of building for Van Camp Sea Food Company on Crosby Street and requesting waiving of requirement regarding basic floor area, stating that he had requested the City Attorney to make the appropriate amendments to the present ordinance, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the City Manager's communication and the petition upon which it reported, were ordered filed.

The City Manager requested, and was granted, unanimous consent, to present the Ordinance just referred to.

ORDINANCE NO. 4386 (New Series), recorded on Microfilm Roll No. 28, amending Section 1501 Chapter 1500 of Building Code Ordinance No. 3674 (New Series) adopted March 2, 1948, and repealing Section 1001 Chapter 1000 of said Ordinance, having to do with allowable areas in various type buildings fronting upon from one to four streets, and conditions under which certain floor areas are permitted between non-combustible fire walls and/or exterior non-combustible enclosure walls, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

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

Communication from the City Manager reporting on communication from the Editor of the Ocean Beach News regarding need for improvements to City-owned property at the foot of Newport Avenue, and transmitting copy of his reply stating that the Public Works Department will put the lot in question into shape so that it may be used by visitors to the beach in the area, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the City Manager's communication and the letter upon which it reported, were ordered filed.

Communication from the City Manager recommending the installation of 1 1000 candle power overhead street light and 3 600 candle power overhead street lights, was presented.

RESOLUTION NO. 97749, recorded on Microfilm Roll No. 28, authorizing and directing the San Diego Gas & Electric Company to install a 1000 candle power overhead street light at 6th Street Extension north of Washington Street, and a 600 candle power overhead street light at: Warrington Street and Dixon Place, Chatsworth Boulevard at Dixon Place, Chatsworth Boulevard at Wildwood Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Loma Lands Park upon approval of an adequate bond to insure the installation of the required improvements, to be filed therefor, was presented.

RESOLUTION NO. 97750, recorded on Microfilm Roll No. 28, authorizing and directing the City Manager for and on behalf of The City of San Diego to execute a contract with Point Loma Holding Corporation for the installation and completion of the unfinished improvements and the setting of the monuments required for Loma Lands Park, directing the City Engineer to present an Ordinance establishing official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97751, recorded on Microfilm Roll No. 28, adopting Map of Loma Lands Park, being subdivision of portions of Loma Park and portions of various streets closed to public use, accepting portion of a public street, alleys and unnamed easements therein, dedicating said portion of public street and alleys and unnamed easements to be public streets, alleys and easements for the public use, authorizing and directing the City Clerk to endorse upon said map as and for the act of the Council the matter of acceptances, directing said City Clerk to transmit the map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Apartment Association of San Diego, Inc., dated April 26, 1950, signed by Hans P. Jepsen, President, requesting change in the Fire Zone from 13th Street to 16th Street and from 150 feet north of C Street to Balboa Park, principally in area separating business part of the downtown away from the R-4 Zone beyond Cabrillo Freeway, to permit property owners more of a chance to remodel present housing for apartments before the next Fair, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Charles J. Plante, 4632 Hawley Boulevard, dated April 28, 1950, protesting construction of a concrete block wall beyond the property line at 4626 Hawley Boulevard, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from J. H. Knefler, Executive Secretary, San Diego Beverage Council, dated April 27, 1950, protesting any new taxes, particularly imposition of a use tax on alcoholic beverages similar to the tax now in effect in San Francisco, requesting a hearing before the Council in the event that they take the question into meeting for possible action, stating that the San Diego Beverage Council represents all branches of the alcoholic beverage industry and the labor unions concerned, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from State of California Department of Public Health, consenting to amendment of The City's domestic Water Permit dated August 13, 1948, to include Linda Vista, was presented. Provided therein are 7 items pertaining to the physical system, and 2 items pertaining to control of the quality of the water served, as well as findings of the Department.

On motion of Councilman Wincote, seconded by Councilman Schneider, the "Consenting" communication was ordered filed.

RESOLUTION NO. 97752, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, for installation of Sewer Main, etc., in portion of Beta Street, within the limits and as particularly described in Resolution of Intention No. 95453, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97753, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, for paving and otherwise improving of 39th Street, Quail Street, 40th Street, Raven Street, 41st Street, Morrison Street, 42nd Street, Royne Street, Denby Street, Hilltop Drive, F Street and Market Street, within the limits and as particularly described in Resolution of Intention No. 93067, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97754, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Ampudia Street, approving Plat No. 2163 showing exterior boundaries of the district to be included in the assessment for the work and improvement and directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97755, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley lying easterly of and contiguous to Block B South La Jolla, Westbourne Street, North Lane, and Public Rights in Blocks B and F South La Jolla, approving Plat No. 2158 showing exterior boundaries of the district to be included in the assessment for the work and improvement and directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97756, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Dwight Street, Lantana Drive, Euclid Avenue, approving Plat No. 2053 showing exterior boundaries of the district to be included in the assessment for the work and improvement and directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97757, recorded on Microfilm Roll No. 28, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for the paving and otherwise improving of the East and West Alley in Block 109 University Heights and Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97758, recorded on Microfilm Roll No. 28, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract, for the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97759, recorded on Microfilm Roll No. 28, accepting bid of J. B. Henry Construction Co., a co-partnership, and awarding contract, for the paving and otherwise improving of Florida Court, within the limits and as particularly described in Resolution of Intention No. 96930, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97760, recorded on Microfilm Roll No. 28, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Co., for the paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 97761, recorded on Microfilm Roll No. 28, accepting bid of San Diego Gas & Electric Company, and awarding contract, for the furnishing of electric current for the lighting of the ornamental street lights located in La Jolla Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97762, recorded on Microfilm Roll No. 28, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Sunset Cliffs Lighting District No. 1, for a period of one year from and including January 15, 1950, to and including January 14, 1951, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK NO. 97763, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, Alley in Block 2 and Alley in Block 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION ORDERING WORK NO. 97764, recorded on Microfilm Roll No. 28, for the closing of portion of Maple Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97765, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of G Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97766, for the closing of portions of Calle Amena, Via Rasa and Calle Frescota, within the limits and as particularly described in said Resolution, electing to proceed under the provisions of the "Street Opening Act of 1889", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 97767, recorded on Microfilm Roll No. 28, for the closing of portion of Radio Station Road, within the limits and as particularly described in said Resolution, electing to proceed under the provisions of the "Street Opening Act of 1889", was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 97768, recorded on Microfilm Roll No. 28, for the closing of portion of Torrey Pines Road, within the limits and as particularly described in said Resolution, electing to proceed under the provisions of the "Street Opening Act of 1889", was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97769, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley lying easterly of and contiguous to Block B South La Jolla, North Lane, Westbourne Street, and Public Rights of Way, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97770, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Ampudia Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97771, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Dwight Street, Lantana Drive, Euclid Avenue and Public Right of Way, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97772, recorded on Microfilm Roll No. 28, rescinding Resolution of Intention No. 96932 adopted February 21, 1950, and abandoning all proceedings subsequent to said Resolution (for change of Grade on Saranac Street, Mohawk Street, and other streets), was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97773, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the grading, paving and otherwise improving of Commonwealth Avenue, Westland Avenue, Pentucket Avenue, Ivy Street, in accordance with recommendation of the City Engineer, rescinding Resolution No. 89405 adopted May 11, 1948, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97774, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to purchase a blanket faithful performance bond for all officials and deputies and employees in The City of San Diego in the amount of twenty-five hundred dollars on each officer, deputy and employee, also setting forth in list attached to said Resolution those officers, deputies and employees whose positions shall have faithful performance bonds in amounts set opposite each position, authorizing the City Manager to have said bond written for a three year period at two and one-half times the annual premium rate and that he is authorized and empowered to arrange for payment of said premium - 50% the first year, 30% the second year, and 20% the third year, that said blanket faithful performance bond shall become effective at 12 o'clock noon on May 15, 1950, authorizing the City Manager and Purchasing Agent to cancel any existing and outstanding individual faithful performance bonds heretofore given and purchased by the City and to obtain a pro-rata credit on existing individual bonds, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97775, recorded on Microfilm Roll No. 28, authorizing and empowering the Mayor to execute, for and on behalf of The City of San Diego, an acceptance of the letter permit executed on April 14, 1950, by the Field Office Director, Public Housing Administration, Los Angeles, granting to The City of San Diego permission to install a sewer line from the northwest corner of the proposed Linda Vista Branch Library, also identified as 6920 Linda Vista Road, in the City of San Diego, to the sewer and water main lines now existing in Eastman Street, Linda Vista Project, Cal-4092, and to connect said sewer line with the government-owned sewer main line in said street, and of the terms and conditions cited in said permit, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97776, recorded on Microfilm Roll No. 28, ratifying, confirming and approving tidelands lease with Consolidated Vultee Aircraft Corporation for a period of two years with an option to renew for three additional two-year periods, upon terms and conditions contained in form of Lease on file in the office of the City Clerk under Document No. 416912, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97777, recorded on Microfilm Roll No. 28, authorizing the City Manager to enter into an Amendment to Concession Agreement with Wieland H. Collins to permit limited activities at San Vicente Reservoir, upon terms and conditions as set forth in form of Amendment to Concession Agreement filed with the City Clerk and designated Document No. 416768, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97778, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement between the City and the R. E. Hazard Contracting Co., providing for granting to the City by said Company of a right of way for purpose of installation, maintenance, use and repair of sewer pipes within right of way located in portions of Lot 67 Partition of Rancho Mission of San Diego, more particularly described in said right of way agreement, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for construction of sewer in La Jolla Shores Drive, in accordance with petition filed under Document No. 416676, and plans and specifications on file in the office of the City Clerk on March 6, 1950, under Document No. 414121, at no cost to the City, was presented.

RESOLUTION NO. 97779, recorded on Microfilm Roll No. 28, granting to R. C. Watts and others permission to construct a sanitary Sewer in La Jolla Shores Drive and in public rights of way in Pueblo Lot 1297, by private contract, in accordance with plans, drawings, typical cross-sections and specifications filed in the office of the City Clerk, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97780, recorded on Microfilm Roll No. 28, cancelling assessment for the years 1927-1928 on portion of Lot 50 Ex-Mission Lands of San Diego, more particularly described in said Resolution (City-owned land, acquired for the widening of Imperial Avenue), and authorizing and directing the City Auditor, City Treasurer and City Clerk to cancel any certificate of sale for delinquent taxes on said property which may be of record, and directing said officers to cancel any record of delinquency made by reason of assessment appearing on any books on file in the respective offices of the officers named, which cancellation is approved by the City Attorney, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4387 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$3344.00 from the Unappropriated Balance Fund for the purpose of paying the 1st year's premium on blanket bond covering all officials and employees of The City of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4388 (New Series), recorded on Microfilm Roll No. 28, amending title and Sections 1, 4, 5, 10 and 11, of Ordinance No. 4265 (New Series) - entitled "An Ordinance Creating a Board of Examining Engineers; Defining Powers and Duties of such Board; Providing for the Licensing and Regulation of Steam Engineers and Providing a Penalty for a Violation Hereof" (Ordinance named the Board "Mechanical Engineers") - was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider,

Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox. Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

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

The City Manager requested, and was granted, unanimous consent to present the following matters not listed on the Council's agenda:

RESOLUTION NO. 97781, recorded on Microfilm Roll No. 28, authorizing and empowering 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 Gas Tax Allocation for Major City Streets (1951 Fiscal Year), covering the expenditure of funds for the improvement of certain streets of major importance in the City of San Diego, as set forth in Document No. 416957 on file in the office of the City Clerk, authorizing and directing the City Clerk to forward a certified copy of said Resolution to the Secretary of the California Highway Commission of the State of California, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Copy of communication addressed to the City Manager by Charles A. Taylor, Executive Secretary, San Diego Chapter, Building Contractors Association, Suite 206 - 3911 Fifth Avenue, San Diego 3, dated April 28, 1950, expressing the hope that by action of the City Council, the ordinance providing for cast iron sewer pipe can be changed (inasmuch as the Health Director has ordered that no alternate materials shall be permitted and that material shall be as specified in the original basic ordinance - although alternates were permitted due to critical shortage during the war emergency), and a brochure on "Ceramic-weld Pipe and Rubber Couplings", were presented.

The City Manager explained to the Council the situation, and said that if action is to be taken it must be done soon, because the Health Department will require materials specified by ordinance, with no alternates, as of June 1, 1950.

RESOLUTION NO. 97782, recorded on Microfilm Roll No. 28, referring to Council Conference for the meeting of May 11, 1950, at the hour of 11:00 o'clock A.M., study of the subject of materials to be used in construction, in connection with orders given by the Director of Health stating that materials provided for in the original basic ordinance shall be used rather than alternates which were permitted due to critical shortages during the war emergency, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Dail brought up the matter of electing a Vice Mayor for the coming year, to replace Vice Mayor Vincent T. Godfrey. He said that it is the custom to elect the Vice Mayor in the month of May, and that now was the time to do so. Councilman Dail complimented Vice Mayor on the way in which he had handled the office for the past year, but pointed out that it was time to rotate the office.

Councilman Dail nominated Councilman George Kerrigan for the office of Vice Mayor for one year.

Councilmen Kerrigan and Schneider expressed the belief that the matter should have action by the full Council. Also, Councilman Schneider said that the Charter provides for such election "sometime in May", whereupon Councilman Dail declared that "this is sometime in May."

Councilman Kerrigan said that he is not particularly interested in serving as Vice Mayor, and he said that he would prefer to have the matter continued until a full Council is present. Councilman Dail, however, did not favor the delay, inasmuch as no one could be sure upon which date all members would be present at the same meeting.

The matter received no action, and no date was set for further consideration of election of a Vice Mayor.

An unidentified man arose and asked about the possibility of the Council's consideration at this time of the use tax on alcoholic beverages. He was told that the communication on the subject, listed on today's agenda, had been filed. He said that he wanted to know if the proposed Ordinance would be considered today. The members of the Council said that they did not have it at this time. The City Manager reported that he will present the proposed ordinance next week.

The Council having finished all of its scheduled business, and unanimous consent items, with the exception of the hearing set for 11:30 o'clock A.M., took a recess at the hour of 11:18 A.M. until the hour of 11:30 o'clock A.M., this date.

Upon re-assembling, at the hour of 11:30 o'clock A.M., the roll call showed the following:

Present---Councilmen Wincote, Schneider, Kerrigan, Godfrey
Absent----Councilmen Swan, Dail, Mayor Knox
Clerk-----Fred W. Sick

Vice Mayor Vincent T. Godfrey again acted as Chairman, in the absence of Mayor Knox.

The Vice Mayor recognized the civics class from San Diego Junior College, and welcomed the members to the meeting. He called upon Mr. French, the teacher, who introduced members of the class to the Council.

The hour of 11:30 o'clock A.M. having arrived, the time set for hearing on request of Jacobson Neon Sign Studio, by I. Jacobson, regarding denial of two signs in the La Jolla area by the Planning Commission, the Vice Mayor wondered if the hearing could be concluded in twenty minutes, or so. Mr. Jacobson spoke, and said that he would need probably a half hour or more for his presentation.

Whether to conduct a portion of the hearing, and then reconvene at 2:00 P.M. was discussed.

Councilman Kerrigan pointed out that the matter sought to be heard, had to do with matter of architectural control, and that it had been shown on previous occasions that the City Council has no power thereon. The Planning Department, and Planning Commission only, are concerned with architectural matters.

The City Attorney concurred in Mr. Kerrigan's statement, saying that the Council had neither power nor control. He said that architectural control is established at the request of property owners of the area, under a procedure provided for under State law. The Council, by adopting an ordinance establishing such control, had in effect created a law which it cannot change on its own volition.

The Vice Mayor said that consideration cannot be given to changing the matter, except through an amendment to the architectural control ordinance.

Mr. Jacobson said that appeals to the Council are an every day occurrence, and that he wants to have the same privilege. He apparently did not see the nice difference between appeals from zone variance, upon which a specified procedure for appeals to the Council is established, and architectural control matters which do not provide for Council appeal.

Councilman Dail entered the meeting at this time.

Mr. Jacobson said that there is discrimination against him.

The Vice Mayor said that there was only a short time left before the Noon hour, and it appeared that it would be impossible to conduct a hearing as requested by Mr. Jacobson. He said he felt it would be better to continue the matter until the afternoon.

Councilman Wincote wished to hear Mr. Jacobson's side at this time, and then re-convene in the afternoon, if necessary to hear the entire matter.

Mr. Justice (he did not give his first name or initials), asked to have the matter continued for a full presentation.

Mr. Jacobson opposed continuance, stating that his hearing had been set for this time, and he felt that the Council should hear him.

Councilman Dail moved to continue the matter until the hour of 2:00 o'clock P.M., this date, which motion was seconded by Councilman Schneider.

On motion of Councilman Schneider, seconded by Councilman Dail, the Council took a recess at the hour of 11:43 o'clock A.M., until the hour of 2:00 o'clock P.M., this date.

Upon re-convening, at the hour of 2:05 o'clock P.M., the roll call showed the following:

Present---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey
Absent----Councilman Swan, Mayor Knox
Clerk-----Fred W. Sick

Vice Mayor Vincent T. Godfrey presided, in the absence of Mayor Knox.

Mr. I. Jacobson spoke, saying that he had asked for three signs at 5728 La Jolla Boulevard, Bird Rock, 1' x 5'; 6924 La Jolla Boulevard, 1'6" x 6'; 2905 Pacific Boulevard (size not given at this time, although referred to later).

He said that signs at other locations had been denied to him, but that signs had been erected by others with or without permits, indicating discrimination against him.

Mr. Jacobson admitted erecting a sign on a building in Bird Rock without a permit (one of the signs in question), in view of past experiences. He said that if he did not place the sign, someone else would, despite the fact that his request to the Planning Commission for approval thereof had been denied.

Mr. Jacobson referred to signs which had appeared on Thearle's Music Co., Stationer's Corporation and Fraser Drug Store buildings, although applications by him for approval had been denied - and that said signs have never been removed.

The Planning Director said he was not aware of permits having been issued by his department for the three just referred to by Mr. Jacobson, and he said that he had made inquiries in his department and found that no one there had given approvals.

Oscar Knecht, Chief Inspector, was asked about the three signs: Thearle's, Stationer's, and Frazer. He replied that they had been erected without permits, had been ordered down by the Building Department, but had been ruled legal by the City Attorney's Office. The then City Manager had directed that the signs be permitted to stay in place, although they had been ordered down, due to consideration then being given to amendment of the sign ordinance.

Mr. Jacobson said that the Bird Rock sign had been ordered down by notice in writing to him. He then asked for a permit, but that it was denied. Once again Mr. Jacobson said that he wants his constitutional rights - but said that he "gets run around". He spoke of confusion which exists in the Ordinance (others present at the meeting readily agreed). Something, he said, has to be done to clarify the situation.

Mr. Jacobson said that he questions the statement that the Council ~~that~~ ~~the Council~~ cannot overrule the Planning Commission on signs - when he has seen the Council overrule the Commission many times (again referring to Council authority under the Sign Ordinance, rather than Architectural control which is the determining factor in the present hearing). He said that San Diego's restrictions are the most rigid in the country. He said that the trouble lies with the Planning Commission. Also, he said that he may have to go to the Grand Jury if he cannot get his constitutional rights.

Mr. Jacobson said that a permit had been granted for a large sign on a liquor store across the street from the small sign denied him on La Jolla Boulevard.

The Planning Director said requests had been made to move the signs, said that they had been removed, and re-installed. Then, a sign had been approved when made a part of the structure, rather than an overhanging or roof sign. He said that Mr. Jacobson's sign is quite different, and he exhibited photographs of both to illustrate the difference. He said that the office has no record of request for the sign which Mr. Jacobson had put up with approval, and stressed that the office would still not approve signs hanging from marquees (referred to in the Stationer's building). Also, the Planning Director said that he does not agree with the ruling made by Kenneth Goodman of the Attorney's Office that the Stationer's, et al, signs were legal.

The Planning Director said that the La Jolla Planning Council does not want roof signs or overhanging signs in the La Jolla area.

The Chief Inspector read from the opinion of Mr. Goodman regarding the Thearle & Stationer's signs, in view of the pending ordinance.

The City Attorney said that if architectural control exists, legally, and sets up a plan for signs that the Council has no jurisdiction to hear appeals from the Planning Department's rulings. He said that the Council can, however, request the Planning Commission to make planning changes.

The Planning Director said that the matter of appearance is left entirely to the Planning Commission's judgment, and that such is by policy and not by being written into ordinance form.

The Planning Director said that the Bird Rock area under discussion is under architectural control. He reiterated that he would have denied the sign in question which had been erected without permission. He said that possibly a "vertical fin" sign would have been approved, if designs for such a sign had been submitted. He said, further, that the architectural control (which is initiated by owners of property; not by the Planning Commission) is a "headache" for the Planning Commission, the Planning Department, the City Council, and the sign people.

The Planning Director expressed the belief that if one board, and one board alone, would handle the problem, it would be better and simpler.

Councilman Kerrigan said that the Planning office rules on architecture through authorization by the Planning Commission. He said that if the Planning Office's rulings are questioned, the office sends the matter to the Zoning Commission and possibly to the Planning Commission. He agreed with the Planning Director's contention that only one board might be good, but that it would probably cause further delays.

RESOLUTION NO. 97783, recorded on Microfilm Roll No. 28, instructing the City Attorney to find ways and means of setting up a separate board to take care of architectural control matters, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Admiral B. C. Allen, member of the City Planning Commission, spoke. He said that it is true, as inferred by Mr. Jacobson, that he does not have to work for a living, and that therefore he can afford to give so much time to the City of San Diego free. He said, also, that he does not oppose signs, as previously stated by Mr. Jacobson. He said, however, that he is opposed to certain signs, and that La Jolla Residents object to roof signs. He said that the Planning Commission had approved no roof signs in La Jolla.

Mr. Harper, a sign man, spoke regarding a sign turned down on Mission Boulevard, which had later been granted by Council. The sign granted by the Council, on appeal, was larger than the one denied by the Planning Commission. Mr. Harper had attempted to secure approval on the first sign, but had been denied; when he submitted the matter to the Commission; later, when approval was given by the Council for a larger one, that sign was erected by someone else.

The Zoning Engineer said that the sign referred to by Mr. Harper was one in which it was a matter of zoning - the property being in an R-4 Zone - not one of architectural control.

Mr. Justice, who identified himself as an advertising man, spoke. He said that signs are being put up illegally by many companies, some without permits, and others on which approvals had been actually denied. He urged a good law on signs, and for the abiding by everybody on even poor sign ordinance. He said that he, too, is interested in signs, but that they can be detrimental to property and to appearance of a city. He said that the A & P Market Co. in La Jolla had put a sign in La Jolla, but had taken it down when it learned that La Jolla residents had expressed disapproval of its appearance. He said that it is necessary for San Diego to present an attractive appearance - not a honky tonk - for tourists who are of great importance to San Diego. He referred to the unfortunate effect upon the appearance of many cities through bad use of signs.

RESOLUTION NO. 97784, recorded on Microfilm Roll No. 28, directing the City Attorney to draw and present to the Council for the meeting of Thursday, May 4, 1950, the Ordinance regulating signs, was on motion of Councilman Dail, seconded by Councilman Kerrigan, adopted.

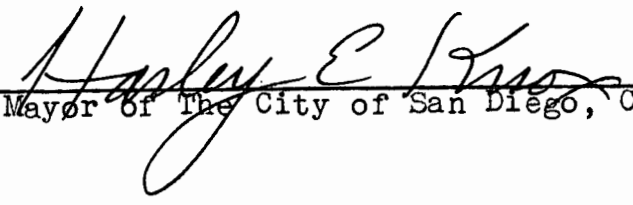
(The City Attorney reported that the Ordinance is ready, and can be presented immediately).

Donald Campbell, La Jolla architect, spoke in a general way about architectural control and signs in general. He agreed with Mr. Justice that the appearance of the whole city is important in view of the coming fair.

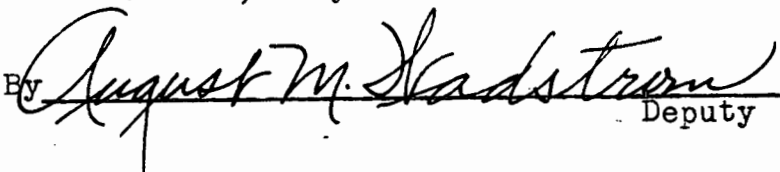
Mr. Harper said that an economic situation developing on account of sign denials, and that business men and the unions are being hurt.

RESOLUTION NO. 97785, recorded on Microfilm Roll No. 28, requesting the City Attorney to provide equitable ruling regarding tentative sign permits to the Planning Director and Planning Commission, to bring together the Planning and Building Departments, thereby effecting consistent findings and rulings by the two departments, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Kerrigan, seconded by Councilman Schneider.


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,
Thursday, May 4, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey
Absent-----Councilman Swan, Mayor Knox
Clerk-----Fred W. Sick.

In the absence of the Mayor from the City, Vice Mayor Vincent T. Godfrey presided at the meeting.

The Vice Mayor announced that there was a special order of business set for consideration as the first item, and asked the clerk to read the following Resolution; which Resolution was read, and presented to the Council for adoption:

RESOLUTION NO. 97786, recorded on Microfilm Roll No. 28,

"WHEREAS, It has come to the attention of the Mayor and Council of The City of San Diego that Charles S. Moore, an employee of the City Engineering Department, will retire on June 1, 1950, and is about to enjoy doing some of the things for which he has not had time during his busy engineering career;

WHEREAS, Mr. Moore entered the service of The City of San Diego as a member of a survey party on November 11, 1905, and advanced to Chief of party on November 11, 1905, and advanced to Chief of Party, now Engineer I, and his association with the City has not been interrupted since that time; and

WHEREAS, Mr. Moore has completed almost forty-five years of honorable, conscientious, and loyal service to the citizenry of San Diego; and

WHEREAS, Mr. Moore's unassuming but diligent service in connection with his duties in the Engineering Department has gained for him a reputation of being an honest, efficient, and trustworthy servant; and

WHEREAS, Mr. Moore worked constantly for civic betterment and through his training of young men in surveying, interested many of them to follow engineering as a career, and has won the respect and admiration of all who knew and worked with him; NOW THEREFORE,

BE IT RESOLVED by the Council of The City of San Diego that the Mayor and members of the City Council in regular session on this fourth day

of May, 1950, hereby express their appreciation for the years of sincere and meritorious service given to the people of The City of San Diego by Mr. Moore; and

BE IT FURTHER RESOLVED, That this resolution be spread upon the minutes of this Council, and that a certified copy of it be presented to Mr. Moore",
was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Raymond Krah, City Personnel Director, then introduced Mr. and Mrs. Moore to the Council.

A scroll was presented to Mr. Moore by the Vice Mayor, who made brief remarks of appreciation on behalf of the City for Mr. Moore's services, and extended good wishes upon his retirement.

Mr. Moore responded, expressing his thanks, and said that he looked forward to being able to do many things during his retirement that have not been possible during employment with the City of San Diego.

Claim of Susan Campbell and Thomas Campbell, 1026 Essex Street, San Diego, for damages in the sum of \$11,573.02, based on fall sustained by Susan Campbell on a walk in Balboa Park, was presented.

RESOLUTION NO. 97787, recorded on Microfilm Roll No. 28, referring claim of Susan Campbell and Thomas Campbell to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Hazel C. Hynes, 3722 Central Avenue, San Diego, for damages in the sum of \$5,000.00, based on sewage backing up in claimant's residence, was presented.

RESOLUTION NO. 97788, recorded on Microfilm Roll No. 28, referring claim of Hazel C. Hynes, c/o Sweet, Ault and Warner, 1110 San Diego Trust and Savings Building, San Diego, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Oscar P. Olson, 3654 Newton Avenue, San Diego 13, for damages in the sum of \$26.42, based upon collision in the 4600 block on 54th Street by a City-owned truck, was presented.

RESOLUTION NO. 97789, recorded on Microfilm Roll No. 28, referring claim of Oscar P. Olson to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting request of Dr. S. M. Dingwall for establishment of two-hour parking on the southerly side of Pearl Street east of Girard as protection against all-day parkers, was presented, together with Resolution establishing such zone.

RESOLUTION NO. 97790, recorded on Microfilm Roll No. 28, establishing "Two Hour Parking Zone on Pearl Street between Girard Avenue and the alley east of Girard Avenue, on the southerly side of said Street, between 8:00 o'clock A.M. and 6:00 o'clock P.M., Sundays and holidays excepted, authorizing and directing installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending establishment of "No Parking" on the southeasterly side of Sampson Street between Harbor Drive and Main Street, was presented.

RESOLUTION NO. 97791, recorded on Microfilm Roll No. 28, prohibiting the parking of automobiles at all times on the southeasterly side of Sampson Street between Harbor Drive and Main Street, authorizing and directing installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending acceptance of offer from Nell M. Gould to dedicate a strip of land for the purpose of widening 69th Street, was presented.

RESOLUTION NO. 97792, recorded on Microfilm Roll No. 28, accepting offer of Nell M. Gould, 5161 Manchester Road, San Diego 15, to grant easement for widening of 69th Street in Lot 37 La Mesa Colony, authorizing and directing the City Property Division of the Purchasing Agent to secure deed of easement therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from E. E. Wallace, District Engineer, Division of Highways District XI, State of California Department of Public Works, signed by R. L. Beuthel, District Office Engineer, bearing date April 20, 1950, and filed in the office of the City Clerk under Document No. 416942, approving as the System of Major City Streets in the City of San Diego those certain streets and the limits thereof as more particularly set out in said communication, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

from
Communication/James K. Eyre, 1029 W. Lewis Street, San Diego 3, dated April 30, 1950, protesting against a long-term franchise to San Diego Transit System, stating that 1 to 5 years would be proper, and that competition would overcome the one-sided picture of service to the people of San Diego "of take it and like it", was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, said communication was ordered filed.

The communication from San Diego Council of Veterans Organizations, continued until this time from the meeting of April 27, 1950, at the request of General George Fisher, representing the American Legion, having to do with lease on Veterans War Memorial Building in Balboa Park, was brought up at this time.

No one was present representing the signers of the communication, or General Fisher, to be heard.

Councilman Wincote wondered if the interested parties were aware that the matter had been continued until this time. (Both sides of the question were present in the Council Chambers at the time the matter was presented to the Council on April 27, at the time the request was made to continue the subject).

Councilman Kerrigan said that the difficulties existing between groups interested in the occupancy of the War Memorial Building were "ironed out except for a couple of points", and that a further extension of consideration had been requested.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the matter was continued for one week - until the meeting of May 11, 1950.

A majority of the members of the Council executed the following "short-term" Official Bonds, which bonds run until May 15, 1950, and will be replaced under one master "blanket" bond:

Charles B. Wincote, City Councilman;
Chester E. Schneider, City Councilman;
George Kerrigan, City Councilman;
Charles C. Dail, City Councilman;
Vincent T. Godfrey, City Councilman;
Jean F. DuPaul, City Attorney;
Frederic A. Rhodes.

Proposed tidelands lease with Crofton Diesel Engine Company, Inc., was presented.

John Bate, Port Director, explained the lease, saying that it is for show room purposes facing on Harbor Drive. Asked by Councilman Schneider if the City retains title to the Building to be constructed thereon, Mr. Bate replied that the lessee has title to the building, and that it will be assessable.

RESOLUTION NO. 97793, recorded on Microfilm Roll No. 28, ratifying, confirming and approving proposed tidelands lease with Crofton Diesel Engine Company, for a period of five years with four five-year options to renew, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Proposed tidelands lease with Charles Willits was presented.

The Port Director explained the lease, saying that it consisted of the additional small parcel to the existing lease, at the same rates as the present lease rental.

RESOLUTION NO. 97794, recorded on Microfilm Roll No. 28, ratifying, confirming and approving proposed tidelands lease with Charles Willits, for "Agreement for amendment of tideland lease - amendment No. 2", was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97795, recorded on Microfilm Roll No. 28, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of the Alvarado Canyon Trunk Sewer from Fairmount Avenue easterly, under Document No. 416958, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97796, recorded on Microfilm Roll No. 28, authorizing the Purchasing Agent to sell approximately 30 tons of cast iron scrap and 3 tons of scrap brass located at the Kettner & Vine Streets yard, no longer desirable for use or retention by The City of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from Water Department Accountant, addressed to the Water Department Director, and forwarded to the Council with the City Manager's stamp of approval, recommending adoption of resolution authorizing the City Manager to sign new contracts with various collection agencies, was presented.

RESOLUTION NO. 97797, recorded on Microfilm Roll No. 28, authorizing the City Manager to execute agreements with:

Frank Kimball	Normal Heights District	3381 Adams Avenue
Lesta Brenneman	Ocean Beach District	1835 Bacon Street

Lydia Eno	Pacific Beach District	1905 Garnet Street
Security Trust & Savings		
Bank, Mission Bay Branch	Pacific Beach District	875 Garnet Street
Maude Wiltse	Mission Beach District	3741 Mission Blvd.
A. D. Lyles	Encanto District	6417 Imperial Avenue
S.A. Saulz & Charles Moss	Logan Heights District	3002 Imperial Avenue
M. J. Michael	Crown Point District	3465 Ingraham Street
Leo Volz	(Point Loma District	1139 Rosecrans Street
	(Loma Portal District	2944 Lytton Street

for collection of City water bills, to collect and receive payment and to issue receipts for such payment, and the City agrees to pay on or before the 10th day of each month, to said collection agencies, the amount of six and eight-tenths cents (6.8¢) for each collection made during the preceding month, to take effect the first day of June, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97798, recorded on Microfilm Roll No. 28, "That the necessary ordinance accompany the Planning Commission's report and recommendation for the rezoning of certain property in Blocks 182, 183, 186 and 187 of University Heights, in the vicinity of 10th Avenue and University Avenue, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97799, recorded on Microfilm Roll No. 28, confirming and ratifying second amendment to lease heretofore executed on the 5th day of April, 1950, with William H. Gibbs, Jr, heretofore assigned to Gibbs Flying Service, Inc., in a further particular not authorized by Resolution No. 95427, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97800, recorded on Microfilm Roll No. 28, authorizing the City Manager to execute a lease agreement with the Gibbs Flying Service, Inc., for a two year term commencing at a month and day in 1950 to be hereafter determined by the City Manager for Administration Building at Gibbs Airport, for the purpose of maintaining offices, public lounge and/or waiting room, and for conducting a snack bar, in accordance with form of lease filed in the office of the City Clerk under Document No. 416946, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97801, recorded on Microfilm Roll No. 28, accepting bid of Griffith Company for improvement of Turquoise Street and La Jolla Boulevard, between Mission Boulevard and Colima Street, declaring said company to be the lowest, responsible and reliable bidder, rejecting all bids received except said bid, authorizing and empowering the City Manager to execute contract with said Griffith Company was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97802, recorded on Microfilm Roll No. 28, granting to the S.E.S. Fiesta & Fishermen's Assn. and Golden State Fireworks Co. permission for public display of fireworks on Pt. Loma near the Bay area, May 27 and 28, 1950, between 8:00 P.M. and 11:00 P.M., upon compliance with all laws of the State of California, Ordinances of The City of San Diego, rules and regulations adopted by the State Fire Marshal pertaining to public display of fireworks, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97803, recorded on Microfilm Roll No. 28, granting to Ell M. Staggs, 517 Harbor Insurance Building, permission to install two fifteen-foot drive-ways on the west side of Seventh Avenue between points 105 feet and 102 feet, and between points 130 feet and 145 feet north of the north line of Market Street, adjacent to Lot I Block 86 Horton's Addition, to serve a warehouse construction, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97804, recorded on Microfilm Roll No. 28, accepting subordination agreement executed by La Jolla Federal Savings and Loan Association, beneficiary, and Security Trust & Savings Bank of San Diego, trustee, bearing date December, 5, 1949, subordinating all right, title and interest in and to a portion of Lot 6 Block 16 La Jolla Hermosa, to the right of way and easement for storm drain purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97805, recorded on Microfilm Roll No. 28, accepting subordination agreement executed by Roy Krabhenhoft and Mayme D. Krabhenhoft, beneficiaries, and Southern Title & Trust Company, trustee, bearing date April 18, 1950, subordinating all right, title and interest in and to a portion of Lot 1 Block 13 La Jolla Hermosa, to the right of way and easement for storm drain purposes heretofore granted to The City of

San Diego, authorizing and directing the City Clerk to file said subordination of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97806, recorded on Microfilm Roll No. 28, accepting subordination agreement executed by Susan E. Koellein, beneficiary, and Southern Title & Trust Company, trustee, bearing date April 6, 1950, subordinating all right, title and interest in and to a portion of Lot 6 La Mesa Colony, to the right of way and easement for street purposes heretofore conveyed to the City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97807, recorded on Microfilm Roll No. 28, accepting subordination agreement executed by Fred C. Corey and Ruth C. Corey, beneficiaries, and The First National Trust & Savings Bank of San Diego, trustee, subordinating all right, title and interest in and to a portion of Lot 6 Block 16 La Jolla Hermosa, to the right of way and easement for storm drain purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97808, recorded on Microfilm Roll No. 28, accepting deed of Raymond B. Talbot, as County Tax Collector, executed on the 26th day of April, 1950, granting to The City of San Diego Lots 28 to 30 incl. Block 66 E. W. Morse's sub. of Pueblo Lot 1150, Lot 2 Block 443 Old San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97809, recorded on Microfilm Roll No. 28, accepting deed of Raymond B. Talbot, as County Tax Collector, executed on the 26th day of April, 1950, granting to the City of San Diego Lots 1 to 6 incl., Block 306 South Chollas Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97810, recorded on Microfilm Roll No. 28, accepting deed of Nasim Sawaya and Mary Sawaya, bearing date March 31, 1950, conveying an easement and right of way for street purposes in portion of Lot 6 La Mesa Colony, setting aside and dedicating the same to the public use as and for a public street, and naming the same Peck Place, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97811, recorded on Microfilm Roll No. 28, accepting deed of Robert F. Driver and Fredricka B. Driver, bearing date April 28, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1262, setting aside and dedicating the same to the public use as and for a public street, and naming the same West Muirlands Drive, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97812, recorded on Microfilm Roll No. 28, accepting deed of Mary G. Eshom, bearing date February 7, 1950, conveying an easement and right of way for an earth filler in portion of Lots 1 and 13 Block 40 Middletown Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97813, recorded on Microfilm Roll No. 28, accepting deed of Theodore Robert Folsom and Edith A. Folsom, bearing date February 21, 1950, conveying an easement and right of way for earth fill in portion of Lots 1 and 13 Block 64 Middletown Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97814, recorded on Microfilm Roll No. 28, accepting deed of Louise M. Hahn, conveying an easement and right of way for an earth fill in portion of Lot 13 Block 71 Middletown Addition, bearing date January 24, 1950, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97815, recorded on Microfilm Roll No. 28, accepting deed of Leroy E. Meeker, bearing date January 19, 1950, conveying an easement and right of way for earth fill in a portion of Lot 13 Block 71 Middletown Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97816, recorded on Microfilm Roll No. 28, accepting deed of Lloyd V. Pepper and Frances Pepper, bearing date January 24, 1950, conveying an easement and right of way for earth fill in portion of Lot 1 Block 49 Middletown Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97817, recorded on Microfilm Roll No. 28, accepting deed of Fred H. Schlador and Agnes E. Schlador, bearing date January 25, 1950, conveying an easement and right of way for earth fill in portion of Lot 13 Block 49 Middletown Addition, authorizing and directing the City Clerk to record deed in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97818, recorded on Microfilm Roll No. 28, accepting deed of Jack E. Arnold, Eleanor B. Arnold, O. D. Arnold, Carol L. Arnold, Ethel Arnold, Martha Arnold, Wendell Arnold, and Mary N. Arnold, bearing date April 24, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 1 Ex-Mission Lands of San Diego, and a portion of Lot 17 Partition of Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97819, recorded on Microfilm Roll No. 28, accepting deed of Theodore B. Byram and Erna Byram, bearing date April 24, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 19 Block 1 Monte Mar Vista, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97820, recorded on Microfilm Roll No. 28, accepting deed of John M. Cranston and Pearl K. Cranston, bearing date April 21, 1950, conveying an easement and right of way for sewer purposes in Lots 9, 20, 21 Middletown Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97821, recorded on Microfilm Roll No. 28, accepting deed of Frederic H. Douglas and Freda G. Douglas, bearing date March 3, 1950, conveying an easement and right of way for sewer purposes in a portion of Pueblo Lot 1285, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97822, recorded on Microfilm Roll No. 28, accepting deed of Allen Hamilton and Helen K. Hamilton, bearing date February 8, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1285, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97823, recorded on Microfilm Roll No. 28, accepting deed of Louis H. Jabben and Laetitia Jabben, bearing date April 27, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 23 and 24 Caruther's Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97824, recorded on Microfilm Roll No. 28, accepting deed of Grace Scripps Johanson, bearing date February 8, 1950, conveying an easement and right of way for sewer purposes in portion of the Alley closed by Ordinance No. 3137 of the Common Council of The City of San Diego, January 9, 1908, in Block 45 La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97825, recorded on Microfilm Roll No. 28, accepting deed of Thos. R. Malm, Alice B. Malm, Carol B. Haynes, Katherine H. Jamieson, Joseph C. Harsch, and Paul A. Harsch, Jr., bearing date February 11, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 5, 6, 7 Resubdivision of a portion of Villa Tract La Jolla Park, and a portion of Soledad Avenue closed by Resolution No. 40881 dated March 7, 1927, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97826, recorded on Microfilm Roll No. 28, accepting deed of Walter M. McKellar and Lauralee McKellar, bearing date of April 3, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 8 Block 69 Villa Tract La Jolla Park, and a portion of Neptune Avenue closed by Resolution No. 12759 dated January 27, 1913, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97827, recorded on Microfilm Roll No. 28, accepting deed of George D. Murray and Corrine M. Murray, bearing date February 7, 1950, conveying an easement and right of way for sewer purposes in portion of Block L Resubdivision of a portion of Villa Tract La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97828, recorded on Microfilm Roll No. 28, accepting deed of Ivan Rice and Adaline Rice Sawyer, bearing date February 23, 1950, conveying an easement and right of way for sewer purposes in portion of Block 84 Villa Tract, La Jolla Park, and portion of Primrose Drive closed by Resolution No. 29510 dated July 2, 1923 and No. 64683 dated July 21, 1936, of the Council, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97829, recorded on Microfilm Roll No. 28, accepting deed of Harry T. Rollins and Glendora M. Rollins, bearing date February 8, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1285, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97830, recorded on Microfilm Roll No. 28, accepting deed of F. Tudor Scripps, Jr., and Virginia Scripps, bearing date February 7, 1950, conveying an easement and right of way for sewer purposes in portion of Block L Resubdivision of a portion of Villa Tract La Jolla Park, and portion of Primrose Drive, closed by Resolutions Nos. 29510 dated July 2, 1923 and 64683 dated July 21, 1936 of the Council, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97831, recorded on Microfilm Roll No. 28, accepting deed of Helen Stephan, bearing date February 15, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 3 and 4 Block C Resubdivision of Villa Tract La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97832, recorded on Microfilm Roll No. 28, accepting deed of E. A. Strout, bearing date February 24, 1950, conveying an easement and right of way for sewer purposes in portion of Block L Resubdivision of a portion of Villa Tract La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97833, recorded on Microfilm Roll No. 28, accepting deed of Wynn L. Van Schaick and Imogen G. Van Schaick, bearing date February 15, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1285, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97834, recorded on Microfilm Roll No. 28, accepting deed of Florence M. Weaver, conveying an easement and right of way for sewer purposes in portion of Lot 1 La Jolla Hills, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97835, recorded on Microfilm Roll No. 28, accepting deed of Edith J. Wyant, conveying an easement and right of way for sewer purposes in portion of Lot 12 La Jolla Hills, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97836, recorded on Microfilm Roll No. 28, accepting deed of Baye Cornell, bearing date March 2, 1950, conveying an easement for slope rights for excavation in portion of Lot 3 Block 72 Villa Tract La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97837, recorded on Microfilm Roll No. 28, accepting deed of Esther E. Byrne and Garland F. Byrne, bearing date November 29, 1949, conveying an easement and right of way for storm drain purposes in portion of Lot 6 Block 16 La Jolla Hermosa, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97838, recorded on Microfilm Roll No. 28, accepting deed of Adelaide R. Mayer, bearing date August 18, 1949, conveying an easement and right of way for storm drain purposes in portion of Lot 8 Block 16 La Jolla Hermosa, and a portion of Alta Way closed by Resolution of the Common Council No. 42187 dated July 5, 1927, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97839, recorded on Microfilm Roll No. 28, accepting deed of George A. Uhl, as Administrator of the estate of Harry Uhl, also known as Henry Uhl, deceased, bearing date April 13, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 1 Block 13 La Jolla Hermosa, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97840, recorded on Microfilm Roll No. 28, accepting deed of John Valerio and Mary Valerio, bearing date April 26, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 16 and 17 Block 2 University Place, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97841, recorded on Microfilm Roll No. 28, accepting deed of Robert F. Driver and Fredricka B. Driver, bearing date April 28, 1950, conveying an easement and right of way for water main purposes in portion of Pueblo Lot 1262, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Proposed Ordinance amending Sections 2, 3, 7 Ordinance No. 865 (New Series) - Registration of Bicycles - adopted March 24, 1936, and repealing Ordinance No. 2534 (New Series) adopted September 10, 1942, which amended said Ordinance No. 865 (New Series), was presented.

It was reported that the Chief of Police had requested continuance of the matter, and that the Ordinance be not adopted at this meeting. The City Auditor and Comptroller stated, verbally, that he favored continuance of the matter.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said proposed Ordinance was continued until the meeting of Tuesday, May 9, 1950.

ORDINANCE NO. 4389 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of the Alley in Block 53 Ocean Beach, between the southeasterly line of Cable Street and the northwesterly line of Sunset Cliffs Boulevard, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4390 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of the Northeasterly and Southwesterly Alley in Block 69 Ocean Beach, lying northwesterly of and contiguous to Lot 13 said Block, between a line parallel to and distant 60.00 feet southwesterly from the southwesterly line of the northwesterly and southeasterly Alley in said Block, and a line parallel to and distant 90.00 feet southwesterly from said southwesterly line, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4391 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Beaumont Street, between the northwesterly line of Midway Street and Southeasterly line of Forward Street, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4392 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Brooklyn Avenue, between a line drawn parallel to and distant 17.00 feet easterly from the southerly prolongation of the easterly line of 60th Street and the easterly line of 60th Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4393 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Coronado Avenue, between the northeasterly prolongation of the southeasterly boundary line of Block 45 Point Loma Heights and the northwesterly line of Chatsworth Boulevard, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4394 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Del Mar Avenue, between the northeasterly prolongation of the southeasterly boundary line of Block 47 Point Loma Heights, and the northwesterly line of Chatsworth Boulevard, was on motion of Councilman Dail, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4395 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Orchard Avenue, between the northeasterly prolongation of the southeasterly boundary line of Block 49 Point Loma Heights, and the northwesterly line of Chatsworth Boulevard, was on motion of Councilman Schneider, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan, Mayor Knox.

The final reading of such Ordinance was in full.

Walter Olson, of the City Engineer's Office, exhibited to members of the Council new form of petition to be used in the circulating thereof to property owners for public improvements by assessments proceedings, and the form as submitted was discussed by Council members.

Councilman Dail commented upon the statement to be signed by the circulator certifying that each signer of the petition is in fact the owner of the property described. It was felt that the circulator might often not be in a position to make such a positive statement.

Mr. Olson said that only one thousand of the petitions had been ordered, and that they could be revamped to suit the Council. He said, also, that the petitions were printed in exact accordance with the Council's direction.

Councilman Dail expressed the belief that the wording "read before signing" which is printed in red at the top of the petition and under each signature line, need be used only in the large lettering appearing at the top.

Councilmen Kerrigan and Wincote thought that one large diagonal line in red across the petition "Read before signing" would be sufficient.

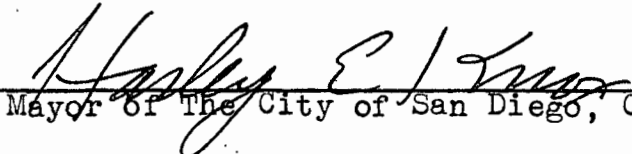
Councilman Dail said that if there are too many cautions, property owners will be discouraged from signing - and that it is hard to get petitions signed now.

Councilman Schneider suggested a change in the statement of ownership, to add the words "states he (or she)" - making the statement then read: "I hereby certify that each signer of this petition states he (or she) is in fact the owner of the property described."

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the addition of the words "states he and/or she" was approved.

No other action, other than said informal approval with the change, was taken.

There being no further business to come before the Council, the meeting was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adjourned at the hour of 10:27 o'clock A.M., at which time members of the Council left the Chambers for the Mayor's office to attend a conference.


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, May 9, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:02 o'clock A.M.

Present--Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox
Absent---Councilman Swan
Clerk----Fred W. Sick

The minutes of the Regular Meeting of Tuesday, May 2, 1950, and the Regular Meeting of Thursday, May 4, 1950, were presented to the Council by the Clerk and on motion of Councilman Kerrigan, seconded by Councilman Schneider, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in Resolution of Intention No. 97081, the Clerk reported that three bids had been received, which bids were presented to the Council and upon motion duly and regularly seconded were opened and publicly declared.

Said bids were as follows:

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of six hundred dollars, which bid was given Document No. 417219;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of six hundred dollars, which bid was given Document No. 417220;

The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of five hundred dollars, which bid was given Document No. 417221.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on the proposed closing of Elm Street between State and Union Streets, the Clerk presented a petition of protest filed April 19, 1950, together with 139 postal cards favoring such closing.

It was pointed out that a plat was to have been prepared showing the protests heretofore filed, and the matter was continued temporarily awaiting the Planning Director to appear with that information. (See page 290 of these Minutes).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97349 of Preliminary Determination for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97842, recorded on Microfilm Roll No. 28, determining the proposed improvement of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, within the limits and as particularly described in Resolution No. 97349 of Preliminary Determination to be feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97462 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97843, recorded on Microfilm Roll No. 28, determining the proposed improvement of the Alley in Block 3 Carmel Heights, within the limits and as particularly described in Resolution No. 97462 of Preliminary Determination to be feasible,

and that the lands to be assessed will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97463 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97844, recorded on Microfilm Roll No. 28, determining the proposed improvement of the Alley in Block 51 Ocean Beach within the limits and as particularly described in Resolution No. 97463 of Preliminary Determination to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hearing on the proposed closing of portion of Elm Street was resumed at this time (continued from page 289 of these minutes).

The City Planning Director appeared at the meeting, and presented a map showing the protestants. He also exhibited the original colored plat of protestants and proponents which had been shown to the Council at the first hearing.

Councilman Schneider moved to overrule the protests, and Councilman Kerrigan seconded the motion.

The City Attorney ruled, in reply to a question from the Mayor, that the time for receiving legal evidence had closed at the first hearing, but that the hearing had been continued until this meeting, and that if the Council desired it could hear interested proponents and opponents at this time.

Ernest Baumann, property owner at Union and Fir Streets spoke. He said that the proposed closing is a "land grab" on the part of the Board of Education. He said that the School Board has purchased a block of land and had said that it would not ask for the closing.

Wayne Frye, ~~superintendent~~ principal of the Washington School, upon being questioned, said that the accident to a boy on a bicycle referred to at the previous hearing had occurred when a car turned into Elm Street.

Mrs. Jenny DeMaria, who resides at Elm and Union Streets, said that she witnessed the accident on State Street when the barricades across Elm Street were up.

Mr. Baumann protested future night baseball games on the playgrounds, which would be of annoyance to the neighbors.

The Park and Recreation Director was asked lighting of the playgrounds. He replied that it would be lighted if the neighborhood wants it. He emphasized that development of the playground, with the added land from the street closing, would keep softball players out of the street.

Mrs. DeMaria spoke for nearby property owners saying that balls are knocked into her yard and onto the roof. She said that she does not want the street closed, but advocated the School Board buying needed property.

Josephine Scherdfeger, 1710 Union Street, said that a ball field is too dangerous, and told of balls having come through windows of her home.

Herman Linke, owner of property at 330 West Date Street, told of several experiences of having to pay for windows broken by baseballs coming from the playgrounds. He told of danger to occupants from flying glass, and mentioned that claims for damages had been denied by the insurance carrier. He then spoke of neglect on the part of the school principal and the teachers. He expressed disapproval of the proposed closing.

Harry Keeler, who owns and operates a Laundromat across the street, said that if the street is closed his business would be closed off. He said that the street in question lies within a business district, that property needs to be kept on the tax rolls. Asked if he owned the property in question, Mr. Keeler said that he leases at the southwest corner.

Councilman Dail asked if a revocable permit could be given to the Board of Education for temporary use, and later returned to the City. He referred to a proposed closing of Radio Road for Tom Sharp of Radio Station KFSD.

The City Attorney and the Planning Director said that the closing on a basis mentioned by Councilman Dail had not been made, that the Attorney's office would not permit it. The City Attorney said, further, that proceedings call for closing, and that such cannot be made conditionally. He said that closing is done on public necessity only. He pointed out that closing by barricades during daytime is illegal.

Mr. Baumann spoke of the possibility of the street being closed, then a re-opening being desired at some time in the future, when it would be necessary to purchase back the land. He said that such had been the case on 6th Street during the Washington Freeway construction, and that it had been purchased back from the Hillcrest Lumber Company. Mayor Knox and the Planning Director said that they thought the statement made by Mr. Baumann was incorrect.

Louis Almgren, Grant Hotel, owner of 100 feet on Elm Street, said that this is the third attempt to close Elm Street, and that he opposes closing. He said that the Washington School will soon be moved out, as have others. He charged that the closing is not for the benefit of the school and its pupils, but for the softball players. He said that the City is growing, and that all the property in the neighborhood will soon be a business district.

Edwin Rasmussen, who identified himself as a worker with the young people at the church located at corner of 34d Avenue and Date Street spoke. He said that young people need more activities, and asked for the closing.

The minister of the Harbor View Baptist Church spoke. He said that children need more adequate playground facilities, favoring the closing of Elm Street to make a complete playground.

The Mayor questioned the advisability of closing of business streets. He does not, he said, question the need for playgrounds for youth, and pointed out that the children attending the Washington School are not more than twelve years of age.

A young man who resides at 2328 Union Street (the clerk could not understand his name and asked the Mayor to request him to repeat his name, but the request was not made to the speaker), identified himself as the manager of the softball team using the playgrounds. He spoke of the Mayor's statement regarding ages of playgrounds' users. He said he is nineteen, employed and out of school. He said that the street closing would be of help to the boys, whose ages are from seventeen to twenty-three, mostly out of school.

Louise Berg, who owns an apartment house across the street, spoke about the damage to property by playgrounds' users.

Councilman Dail, referring to statement made by the Harbor View Baptist Church minister that juvenile delinquency in the district is mounting, said that the statement is inaccurate. He left the Chambers for a moment, and re-appeared with records from the Social Welfare Department showing that delinquency experience in the area is good compared to other sections.

The Mayor had received a report on the 6th Street closing, referred to by Mr. Baumann. He said that 6th Street had not been closed, nor bought back. He said, however, that a portion of Washington Street had once been closed and bought back, with payment made to Hillcrest Lumber Company as stated by Mr. Baumann. Mr. Baumann said that he believed he had reported the matter as told to him by the City Planning Director.

Marie Sanders, 2048 Front Street, P.T.A. member, spoke. She said that it is not just the Board of Education that seeks the closing. She said that property owners and parents are advocating the street vacation.

The Mayor asked Dr. Ralph Dailard, representing the Board of Education if he cared to be heard. Dr. Dailard said that he did not care to be heard further, except to say that the question under discussion is one of public good. He said that there were several property owners and interested parents present. He suggested that they arise, to show their interest in favor of the closing, although they did not wish to speak. A large group arose, at the invitation of the Mayor.

The Mayor said that, while presence in the Chambers of opponents and proponents did not indicate any "vote", the opponents might arise, also. A considerably smaller group of persons stood.

At this time the Mayor declared the hearing closed, and turned the question over to the Council for its action.

Councilman Dail spoke of the School Board's refusal to establish a parking on the lawn of San Diego High School to serve the Russ Auditorium, without even having heard the Council.

The Mayor said that it should be understood that no quarrel exists between the Council and School Board, despite Mr. Dail's reference to the parking matter.

At this time the roll was called on the motion to overrule the protests on proposed closing of portion of Elm Street (which would, in effect, refer the matter to the City Attorney for the final Resolution Ordering Work), resulting in: Yeas---Councilmen Schneider, Kerrigan, Nays---Councilmen Wincote, Dail, Godfrey, Mayor Knox. Absent---Councilman Swan.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97464 of Preliminary Determination for the paving and otherwise improving of Bayard Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97845, recorded on Microfilm Roll No. 28, determining the proposed improvement of Bayard Street, within the limits and as particularly described in Resolution No. 97464 of Preliminary Determination to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97529 of Preliminary Determination for the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97846, recorded on Microfilm Roll No. 28, determining the proposed improvement of Tourmaline Street and Sapphire Street to be feasible, within the limits and as particularly described in Resolution No. 97529 of Preliminary Determination, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Councilman Godfrey was excused from the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1936 made to cover the paving and otherwise improving of the Alley in Block 238 Pacific Beach, under Resolution of Intention No. 95271, the clerk reported that no written appeals had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written appeals were presented.

RESOLUTION NO. 97847, recorded on Microfilm Roll No. 28, confirming and approving the Street Superintendent's Assessment No. 1936, made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 238 Pacific Beach, within the limits and as particularly described in Resolution of Intention No. 95271, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, and directing the Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Councilman Godfrey returned to the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97848, recorded on Microfilm Roll No. 28, confirming and adopting as a whole the Engineer's Report and Assessment for Garnet Street Lighting District No. 1, filed in the office of the City Clerk on March 27, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97849, recorded on Microfilm Roll No. 28, confirming and adopting as a whole the Engineer's Report and Assessment for Presidio Hills Lighting District No. 1, filed in the office of the City Clerk on March 27, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the furnishing of electric current for the lighting of the ornamental street lights located in Crown Point Lighting District No. 1, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 97850, recorded on Microfilm Roll No. 28, confirming and adopting as a whole the Engineer's Report and Assessment for Crown Point Lighting District No. 1, filed in the office of the City Clerk on April 3, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed annexation to the City of San Diego of a portion of Quarter Section 53 Rancho de la Nacion, in the County of San Diego, State of California, to be known as designated as "Lee A. Lane Tract", the clerk reported that no written protests had been received. Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the necessary Ordinance.

A majority of the members approved the following items, and executed the same, at this time:

Official Bond of Harley E. Knox, as Mayor;
Undertaking for lighting of streets in Montemar Lighting District No. 1,
with the San Diego Gas & Electric Company.

The following matter was taken up out of order at this time, by unanimous consent of the Council:

The proposed Resolution, amending "Rule No. 4" of the Rules and Regulations for enforcement and collection of the Sales and Use Tax as provided by Ordinance No. 3201 (New Series), providing for the application of the same to the purchase of alcoholic beverages for use and consumption within The City of San Diego, was presented.

Councilman Schneider moved to adopt said Resolution, which motion was seconded by Councilman Wincote.

The Mayor declared the matter open for discussion, and asked if any one present desired to be heard.

Joe Knefler, executive secretary, Alcoholic Beverage Association, spoke in opposition to the Resolution. He asked for continuance of the matter, and a formal hearing thereon or permanent filing. He said that 10,000 persons in San Diego are directly involved.

Jack Rosenberg, State President, Liquor Dealers' Association spoke. He told of taxes returned to the City by the State Board of Equalization. He said that no other group returns tax funds to the City. He stated that the City may lose customers, who might go out into the County where no tax would be charged. He expressed the belief that adoption of the tax could result in great loss to business people.

Mr. Rosenberg said that he spoke especially for the "package goods" dealers. He referred to small dealers ("Mama and Papa" stores), saying that they need all the profits they can get. He said that large operators could absorb the tax, but that it would do considerable damage to small merchants. He said, further, that the industry is "already very, very heavily taxed and licensed."

The Mayor stressed the point that the liquor business is responsible, to a great degree, for much of the City's police problem.

Mr. Rosenberg asked that operators be permitted to continue without taxes which they cannot afford.

Mr. Knefler said that there are 2,009 licenses in the County - 1263 in the City.

George Stillings, President of the San Diego Hotel Association (El Cortez Hotel) opposed the tax. He said that it would increase the cost. He said, further, that hotels need all the money they can get to comply with "retroactive" expenses imposed upon them by the Council under the fire control ordinance. He said that he had received a letter from the City Manager stating that water bills will go up 15%. He referred, also, to "tax exempt clubs", which cut in on the private operators.

Councilman Wincote said that liquor prices, and the prices of other services have been raised to the customers, and that the hotels and other similar establishments have not absorbed any taxes or other expenses.

Councilman Dail stressed that to fail to apply the tax to liquor as in other matters would be discriminatory. He said he did not see how the Council could do otherwise than make the tax applicable on liquor.

The City Attorney spoke regarding exemption formerly granted in connection with liquor. He agreed with Mr. Dail that not to collect tax thereon would be a discrimination. He said that the collection would conform with court findings. The Attorney said that it is not a sales tax, but compels collection of a "use tax."

The Mayor read from the "Rule" in the proposed Resolution, being No. IV.

Mr. Knefler read from the San Francisco City Attorney's opinion regarding the tax feature on liquor. He said a way had been found around not collecting sales tax through designating it a "use tax."

The Mayor said that he had bought equipment outside of the City for his business, and that he had to pay a use tax thereon.

The City Attorney asked the Assistant City Attorney to say something about the use tax, inasmuch as he had prepared the resolution. S. J. Higgins, Assistant City cited as an example of use tax, that upon purchases made elsewhere.

Mr. Knefler said he realized that the alcoholic industry is "privileged", but is a legal one. He said that those in that business have to operate legally, or they lose their licenses. He referred to government war-time excise taxes, and pointed out that they have not been taken off. He expressed the belief that it is ill advised to put on more taxes. More hotels, he said, would have to close if it were not for the extra services such as liquor sales. Mr. Knefler estimated that there is a 70% or 80% tax upon alcoholic beverages now.

Councilman Wincote pointed out that the City is merely applying a law which on the books now.

Mr. Knefler charged that it is discriminatory to single out liquor in the application of the tax.

Mr. Rosenberg spoke again. He referred to the Navy clubs which sell liquor off the military premises, cheaper than other dealers, thereby competing. Also, that they are not taxed. He said that the liquor industry is suffering from more than one angle - and that 32% of the City is made up of Navy and Marine personnel, who are tax-free.

The Mayor said that the same situation applies to the City of San Diego; the many Federal installations and ownerships here pay no taxes, and the City must devise all possible means for raising revenues. He said that the proposed tax is a fair one for the municipality. He pointed out that the City is almost broke, brought on largely by policing necessitated through liquor conditions, the State having for many years kept all the liquor taxes while the City was saddled with the ever-increasing police problem.

The City Manager requested that the effective date of June 1, 1950, be written into the proposed resolution.

On motion of Councilman Schneider, seconded by Councilman Wincote the date of June 1, 1950, for going into effect, was included in the resolution.

RESOLUTION NO. 97851, recorded on Microfilm Roll No. 28, amending Rule 4 of the Rules and Regulations adopted for enforcement and collection of Sales and Use Tax as provided by Ordinance No. 3201 (New Series), on May 31, 1946, with the following language:

"RULE NO. 4

"The sales tax does not apply to the sale of alcoholic beverages containing more than one-half of one per cent of alcohol by volume where such sales are made either in original packages or for consumption on the premises. The use or consumer's tax, however, provided by said Ordinance No. 3201 (New Series) shall apply to the purchase of alcoholic beverages of all kinds where such purchase is made for use and consumption within The City of San Diego. The seller making

such sale shall collect the use tax provided in said ordinance from the purchaser or consumer at the time of purchase", effective from and after June 1, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The next item was taken up out of order and considered by the Council at this time.

The communication from Public Utilities Commission, State of California, reporting that it cannot reasonably recommend enlargement of operations of San Diego Transit System which would increase operating losses, in connection with requests for extension of Bus service to the area in vicinity of Reynard Way and to the San Diego County Hospital, resulting in possible subsidies through payment of higher rates of fare, was presented.

Paul Maiss, who had spoke many times before on this question, told the Council that it had been slighted in the denial by the Commission. He said that an engineer had visited San Diego and made brief inquiries, but had not consulted with the Council or its Traffic Engineer, and had come up with the denial. He asked that the Council institute proceedings calling for a public hearing by the Public Utilities Commission, and that the Council not accept the Commission's findings as being final.

The City Manager outlined the procedure which had taken place, and which might be followed. He said that the Commission's engineer had seen him for 15 or 20 minutes. He said that a formal hearing can be requested, resulting in the Commission having to make a "finding."

Councilman Schneider moved to direct the City Attorney to prepare a Resolution requesting a formal hearing by the Public Utilities Commission, which motion did not receive a second at this time.

Letter from Public Utilities Commission, State of California, dated May 3, 1950, and signed by William H. Gorman, Director, Southern California, in substance as shown above, was read.

Councilman Godfrey seconded Councilman Schneider's motion. However, the roll was not called at this time, further discussion being had.

The City Attorney said that his office can prepare, or help the residents, a request for such a formal hearing. He said that if the request is made in the name of the City it would be necessary to present formal expert testimony, for such an application.

The Mayor referred to the bus now operated by the County to the hospital at the expense of the tax payers. The City Attorney said that while that would be a point in favor of the need for service, it is not a strong one.

Mr. Maiss spoke again, saying that the City's Traffic Engineer has worked up a good case.

RESOLUTION NO. 97852, recorded on Microfilm Roll No. 28, instructing the City Attorney to prepare a Resolution to set into operation machinery calling for a public hearing by the Public Utilities Commission, State of California, in San Diego, in accordance with requests made to the Council by the State-Reynard Way Civic Group for bus service, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Mr. Al Harper, who has spoken frequently to the Council in the matter of signs, was recognized, and asked if he had something to say. He replied that he wished to speak, and the Mayor requested and was granted unanimous consent, to permit Mr. Harper to be heard upon a matter not listed on the Council's agenda.

Mr. Harper spoke regarding the construction of a sign at 724 Broadway, which is to be moved from its existing location at 941 "C", but which was not approved by the Building Inspector, who ruled that it would be illegal in view of the existing Ordinance. He asked the Council to grant the sign permit.

The City Attorney said that once again a sign matter was being brought before the Council, when it should have the recommendation, and action of the interested department. He suggested reference to the City Manager.

On motion of Councilman Dail, seconded by Councilman Schneider, the request, signed by Edgar G. Borgens, Borgens Music Company, which had been presented by Mr. Harper, was referred to the City Manager.

The City Manager stated that he would have a report to the Council at its meeting next Thursday, and asked that he receive the matter as soon as possible.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the Council took a recess, at the hour of 12:15 o'clock Noon, until the hour of 2:00 o'clock P.M. this date. It was pointed out, however, that the Council had a meeting scheduled with the Civil Service Commission at the same hour and that the time for reconvening would probably be later.

Upon re-assembling, at the hour of 3:48 o'clock P.M., the roll call showed the following:

Present---Councilmen Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.
Absent---Councilmen Swan, Wincote.
Clerk-----Fred W. Sick

Petition of Al Bahr Temple, A.A.O.N.M.S., 350 Cedar Street, signed by R. Victor Venberg, dated May 3, 1950, requesting permission to parade from the Union Station up Broadway to 12th Avenue, between the hours of 3:30 P.M. 4:15 P.M. (depending upon train arrival from Los Angeles and Phoenix), June 10, in connection with the staging of a Ceremonial in Balboa Park, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Petition of American Legion Post No. 6 Auxiliary, by Grace L. Sloan, President, 4740 Terrace Drive, for permission to conduct annual Buddy Poppy Campaign, May 26, 1950 and May 27, 1950, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the petition was referred to the City Manager.

Petition of Ladies' Auxiliary, San Diego Post No. 185, Jewish War Veterans of the United States, by Eva Berger, Sr. Vice President & Acting President in absence of President Esther Levitt, August 14, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

Petition of The Linda Vista Flight, Civil Air Patrol, 3192 Imperial Avenue, signed by Kirtland L. Bradford, 2nd Lt. CAP, Commanding, Auxiliary of the United States Air force, for space for Quonset Huts and Drill Field at Gibbs Municipal Airport, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of City and County Centennial Commission, signed by George A. Scott, President, requesting an appropriation of \$12,500.00 toward cost of celebration, August 1, 1950, through September 9, 1950, providing that the County appropriates a like amount, and submitting budget for the various events scheduled, was presented.

RESOLUTION NO. 97853, recorded on Microfilm Roll No. 28, referring communication from the San Diego City and County Centennial Commission requesting an appropriation of \$12,500.00 for the purpose of carrying out the entire Centennial program, to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Councilman Wincote entered the meeting at this time.

Petition of San Diego County and Municipal Employees, Local Number 127, Hillcrest Station Box 51, San Diego 3, by Otto W. Hahn, Business Representative, dated May 8, 1950, requesting space in the Civic Center to establish an office for the Local Union, was presented.

In discussing the matter, the Mayor said that when the Civic Center Administration Building was constructed and first occupied, it was not contemplated that any such space be provided, and he felt that occupancy by the Municipal Employees Association business office is not a proper one.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the petition was referred to the City Attorney.

Petition of San Diego Gas and Electric Company, signed by R. S. Ruffin, Engineer in Charge Land Division, dated May 4, 1950, for permission to extend electric service over City-owned land in T18S R2E S.B.B.M., in the Dulzura District, to serve F.P. Hubbard, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the petition was referred to the City Manager.

Petition of San Diego Gas and Electric Company, signed by R. S. Ruffin, Engineer in Charge Land Division, dated May 4, 1950, for permission to extend electric service over City-owned land in Pueblo Lot 1313 in the La Jolla area, to serve Hope Winchester Pratt, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the petition was referred to the City Manager.

Claim of The Young Men's Christian Association of San Diego, 1115 Eighth Avenue, San Diego, signed by Henry C. Clausen, Attorney for Claimant, in the sum of \$2,807.18 for refund of taxes on various pieces of property, was presented.

The City Attorney informed the Council that it is customary to deny the claim, thereby permitting the Association to take the matter into court to seek relief.

RESOLUTION NO. 97854, recorded on Microfilm Roll No. 28, denying claim of The Young Men's Christian Association of San Diego in the sum of \$2,807.18, for refund of property taxes, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Claim of Horace L. Miller, in behalf of Miller-Gresham Accounting Service, in the sum of \$29.91, for damage to typewriter in the Broadway Pier Building on March 16, 1950, was presented.

RESOLUTION NO. 97855, recorded on Microfilm Roll No. 28, referring claim of Horace L. Miller to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Claim of Guarantee Insurance Company, Spreckels Building, San Diego 1, in behalf of Harry W. Hartman, in the sum of \$27.50, for damages to car from paint during the spraying of Vermont Street bridge, was presented.

RESOLUTION NO. 97856, recorded on Microfilm Roll No. 28, referring claim of Guarantee Insurance Company to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of Sewer Outfall to serve Scripps Institution of Oceanography, recommending award to W. V. Hutchison, the low bidder, was presented.

RESOLUTION NO. 97857, recorded on Microfilm Roll No. 28, accepting bid of W. V. Hutchison and awarding contract for the construction of a Sewer Outfall to serve Scripps Institution of Oceanography in Pueblo Lot 1297, authorizing and instructing the City Manager to execute said contract, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing main line Water Meters and various Valves for Bonita Pipe Line and Kearny Mesa Pipe Line, and recommending awards to Industries Supply Co. of San Diego, the Crane Co., Mission Pipe & Supply Co., Howard Supply Co., the low bidders, was presented.

RESOLUTION NO. 97858, recorded on Microfilm Roll No. 28, accepting bid of Industries Supply Co. of San Diego and awarding contract for furnishing Combination Air and Vacuum and Air Release Valves, Items 10 and 11, authorizing and instructing the City Manager to execute said contract, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted. Return of checks except low and second low bidder, authorized.

RESOLUTION NO. 97859, recorded on Microfilm Roll No. 28, accepting bid of Crane Co., awarding contract for furnishing Item 9, 60 - 4" flanged Valves, authorizing and instructing the City Manager to execute said contract, directing the City Clerk to return all bid checks submitted with the exception of the low and second low bidders, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97860, recorded on Microfilm Roll No. 28, accepting bid of Mission Pipe & Supply Company and awarding contract for furnishing Gate Valves and Check Valves, Items 2 to 8 inclusive, authorizing and instructing the City Manager to execute said contract, directing the City Clerk to return all checks submitted with the exception of the low and second low bidders, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97861, recorded on Microfilm Roll No. 28, accepting bid of Howard Supply Company and awarding contract for furnishing Item 1, 2 - 150# flanged compound propeller-type Sparling Meters, authorizing and instructing the City Manager to execute said contract, directing the City Clerk to return all checks submitted with the exception of the low and second low bidders, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for Copper Tubing, Copper Stops, Fittings and Valves, was presented.

RESOLUTION NO. 97862, recorded on Microfilm Roll No. 28 authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Copper Tubing, Copper Stops, Fittings and Valves, for stock, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97863, recorded on Microfilm Roll No. 28, approving plans and specifications for the furnishing of all labor, materials, tools, equipment, transportation and other expenses necessary or incidental to the construction of a storm drain in West Point Loma Boulevard, Castelar Street to Seaside Street, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, transmitting Resolution authorizing the purchase of 20 or more rolls of Scotchlight Reflectorized Wide Angle Film during the period of one year commencing May 15, 1950, without advertising for bids, from the Minnesota Mining and Manufacturing Company, sole manufacturer, at a saving of in excess of \$600.00 over a period of a year by entering into a price agreement, was presented.

RESOLUTION NO. 97864, recorded on Microfilm Roll No. 28, authorizing the Purchasing Agent to purchase from the Minnesota Mining and Manufacturing Company, without advertising for bids, 20 or more rolls of Scotchlight Reflectorized Wide Angle Film during the period of one year commencing May 15, 1950, at said company's list price, less discounts of 15 and 2 per cent, in accordance with price agreement to be entered into between the City and said Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending denial of the application of Louis Kraus for a Certificate of Necessity to operate motorcycles on a "Drive-Yourself" basis, on the basis that they are to be operated by anyone to enjoy the thrill of riding a motorcycle after only a few minutes coaching on controls, and that it would be a danger to the operator's own life and a traffic hazard, was presented.

RESOLUTION NO. 97865, recorded on Microfilm Roll No. 28 denying application of Louis Kraus for a Certificate of Necessity to operate motorcycles on a "Drive-Yourself" basis, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on communication from Mrs. Marie Krabill regarding dogs running at large and the licensing of cats, submitting a copy of his communication addressed to Mrs. Krabill stating that the ordinance proposed contemplates stricter regulations on dog owners, and that cat-licensing is not feasible, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager recommending filing of the San Diego Cooperative Poultry Association request for scales in 22nd Street in view of changed plans under which such permit is not needed, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on Charles J. Plant protest against construction of concrete block wall beyond property line at 4626 Hawley Boulevard, stating that the wall is not to be built upon advice from the Inspection Department that it may not be because it would be in violation of existing regulations, was presented.

On motion of Councilman Dail, seconded by Councilman Godfrey, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on Wanneta Keyes communication requesting repairs to the curbing in front of her property at 2017 First Avenue, stating that the work is under way by the Public Works Department, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on Pacific Beach Chamber of Commerce request for a street light at each intersection in the Pacific Beach area, stating that the Chamber has been advised that the request is not feasible, and that installations will be made at specific locations as the community growth warrants, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager recommending granting request of The Guymon Co., Southern Hotel Building, Sixth Avenue at B Street, for installation of an excess-width driveway to serve parking lot on the east side of Sixth Avenue between A and Ash Streets, was presented.

RESOLUTION NO. 97866, recorded on Microfilm Roll No. 28, granting to The Guymon Company, Ltd., pursuant to the provisions of Ordinance No. 387 (New Series), to install a thirty-foot driveway on the east side of 6th Avenue, between points approximately 112 feet and 142 feet south of the south line of Ash Street, to serve a parking lot located adjacent to Lot 3 Block 5 Bayview Homestead, subject to payment of \$10.00 for removal of parking meters Nos. 6.1315 and 6.1313, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending the installation of five 600 c.p. overhead street lights, was presented.

RESOLUTION NO. 97867, recorded on Microfilm Roll No. 28, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Linwood Street near end, southeast of Henry Street;
33rd Street at Logan Avenue;
Dahlia Street at Poplar Street;
Columbine Street at Poplar Street;
Heather Street at Poplar Street;

was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Superintendent of Streets, bearing the City Manager's and the Director of Public Works' stamps of approval, recommending granting petition for closing portion of 29th Street, the terrain being too steep to permit utilization for street purposes without extensive grading.

RESOLUTION NO. 97868, recorded on Microfilm Roll No. 28, granting petition for closing portion of 29th Street between Maple Street and Nutmeg Street, as recommended by the Superintendent of Streets, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Superintendent of Streets, bearing the City Manager's and the Director of Public Works' stamps of approval, recommending accepting offer to dedicate 25' strip of land in Lot 24 Carruthers' Addition, to bring Keeler Street to full width of 50 feet, was presented.

RESOLUTION NO. 97869, recorded on Microfilm Roll No. 28, accepting offer of Fred Fraysse, 1230 So. 43rd Street, to dedicate a 25-foot strip of land in Lot 24 Carruthers' Addition for widening of Keeler Street, requesting the Property Division of the Purchasing Department to secure such easement of dedication, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from D. Campbell, architect, 1250 Prospect Street, La Jolla (who addressed the Council at last week's hearing in connection with the Jacobson Neon Sign Studio matter), expressing his views in connection with the problem of signs, and making various suggestions in connection therewith for improvement of the City's appearance, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was referred to the City Manager.

Communication from Thomas D. Drake, 4321 Voltaire Street, protesting increase in salaries of 677 City employees, totaling \$100,000.00, saying that money should be saved by unessential positions being discarded, and referring to increase of \$14,596.00 in the office of the new City Manager over the past incumbent, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, said communication was referred to the City Manager.

Communication from Percy H. Goodwin Company announcing payment of The Pacific Telephone and Telegraph Company claim in the sum of \$56.48, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Mrs. John F. Burdine, Chairman, Ocean Beach Civic Committee, being copy of communication addressed to the City Manager, urging correction of acoustics in the Ocean Beach Community Center, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, said communication was ordered filed.

RESOLUTION NO. 97870, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, made to cover the costs and expenses of the work done upon the paving and otherwise improving of the Alley in Block 38 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 95164, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97871, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of 39th Street, within the limits and as particularly described in Resolution of Intention No. 95273, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97872, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 136 University Heights, approving Plat No. 2188 showing the exterior boundaries of the district to be included in the assessment therefor and directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97873, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97874, recorded on Microfilm Roll No. 28, approving the diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of the Alley between L Street and Imperial Avenue and between the east line of 29th Street and the west line of 30th Street; and 30th Street, within the limits and as particularly described in Resolution of Intention No. 96296, directing the Clerk at the same time of said approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97875, recorded on Microfilm Roll No. 28, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, directing the Clerk at the same time of said approval to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97876, recorded on Microfilm Roll No. 28, approving diagram of the property affected or benefited by the work of improvement to be done on sewer mains in Millar Street, Hobart Street, Stewart Street, Rose Street, 63rd Street, Catocin Drive, and other streets, within the limits and as particularly described in Resolution of Intention No. 96293, directing the Clerk at the same time of said approval to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97877, recorded on Microfilm Roll No. 28, approving diagram of the property affected or benefited by the work of improvement to be done on paving and otherwise improving of Udall Street, within the limits and as particularly described in Resolution of Intention No. 96295, ~~within the limits and as particularly described in Resolution of Intention No. 96295~~, directing the Clerk at the same time of said approval to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97878, recorded on Microfilm Roll No. 28, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Winona Avenue, within the limits and as particularly described in Resolution of Intention No. 96297, directing the Clerk at the same time of said approval to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending award of contract to V. R. Dennis Construction to pave intersections, from funds appropriated out of the Traffic Safety Fund, in connection with award having been made April 4, 1950, for paving Atascadero Drive, Alicia Drive and Tennyson Street between Catalina Boulevard and Wells Street, under the 1911 Improvement Act, was presented.

RESOLUTION NO. 97879, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to enter into a contract with V. R. Dennis Construction Company for the paving of the intersections of Atascadero Drive, Alicia Drive and Tennyson Street with Wells Street, in accordance with specifications to be furnished by the City Engineer, for the total price of \$1,763.00, to be done at the same time as the work on other streets awarded to said V. R. Dennis Construction under the 1911 Street Improvement Act, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97880, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to execute a contract with Carl R. Rankin, 330 South Madison Avenue, Pasadena, California, for professional services, as consulting engineer in the conduct of the City's investigations, surveys and construction work, in connection with the City's program of development of its water supply, to be paid the sum of \$2,500.00 for the period commencing on the 20th day of May, 1950, and ending on the 19th day of May, 1951, payable one-fourth upon the execution of said contract, the balance in equal installments in three, six and nine months thereafter, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97881, recorded on Microfilm Roll No. 28, directing the Supervisor of Properties to file a petition with the Board of Supervisors of the County of San Diego, State of California, requesting that all taxes against various parcels of land in Middletown, Ocean Beach Subdivision, Pacific Beach Subdivision, Lexington Park, Pueblo Lot 1184, Point Loma Heights, Hunter's Addition, Horkey's Addition, Pueblo Lot 1112, San Diego Land & Town Co.'s South Chollas Addition, all as more particularly described in said Resolution, together with all penalties and other expenses in connection therewith be cancelled, and that all deeds to the State for delinquent taxes on said property be cancelled, authorizing and directing the Supervisor of Properties to take whatever steps he may deem necessary otherwise to secure cancellation of said taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of David Higbee, M.D., addressed to the Department of Public Works, requesting permission to make a trench for electric conduit and telephone conduit across Silvergate Drive to residence in Pueblo Lot 129, was presented.

RESOLUTION NO. 97882, recorded on Microfilm Roll No. 28, granting revocable permit to David Higbee, M.D., in accordance with the provisions of Ordinance No. 1156 (New Series), to install and maintain one three-inch electric conduit and one one-inch

telephone conduit under and across Silvergate Avenue, extending from Pole No. 274 to residence approximately 115 north of the south line of Pueblo Lot 129, on terms and conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97883, recorded on Microfilm Roll No. 28, granting, pursuant to the provisions of Section 79 of Ordinance No. 3179 (New Series), as amended by Ordinance No. 3589 (New Series), permission to The San Diego Braille Club of the Blind to conduct a public sale of lapel pins (white canes) on the streets of the City of San Diego during the period May 15, 1950, to and including May 21, 1950, for the purpose of raising money to establish a building fund for construction of a home in San Diego County for the benefit of the needy and aged blind people, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97884, recorded on Microfilm Roll No. 28, approving and allowing the bill of San Diego City and County Convention Bureau, bearing date May 3, 1950, in the sum of \$1577.91 for expenses incurred, as approved by the Advertising Control Committee, authorizing requisition on the Advertising and Publicity Fund of The City of San Diego for the fiscal year 1949-1950 for said sum, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The proposed Ordinance providing for the registration of bicycles, amending Ordinance No. 865 (New Series) and repealing Ordinance No. 2534 (New Series), which had been continued from the meeting of May 2, 1950, was again presented for consideration.

The City Manager made a brief explanation of the matter, stating that it provides for a continuing, rather than an annual license. He said that although revenues might be reduced slightly, it would be to the City's advantage not to impose the annual action upon the Police Department.

ORDINANCE NO. 4396 (New Series), recorded on Microfilm Roll No. 28, amending Sections 2, 3 and 7 of Ordinance 865 (New Series), to provide for licensing of bicycles, the issuance of metallic license plates and seals together with registration cards, and setting a fee of 50¢ therefor; repealing Ordinance No. 2534 (New Series), was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

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

ORDINANCE NO. 4397 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$1,763.00 from the Traffic Safety Fund for the purpose of providing funds for the paving and otherwise improving of the intersections of Atascadero Drive, Alicia Drive and Tennyson Street with Wells Street (award having been made at this meeting), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the two following matters not listed on the Council's agenda, for consideration at this time:

RESOLUTION NO. 97885, recorded on Microfilm Roll No. 28, authorizing and directing the City Manager to enter into a contract for employment of James E. Franks to act under the direction of the City Manager as the director of the program to recruit and train airplane watchers and spotters, and to direct the activities of said airplane watchers and spotters in conjunction with the United States Air Force Command in the projected simulated war exercises to be engaged in by said Air Force Command, agreeing to pay for said services the sum of \$450.00 per month, to be paid by The City of San Diego for a period of six weeks from the date of said Contract, and authorizing the Manager to agree in said contract to reimburse James E. Franks for his traveling expenses in recruiting said civilian volunteers at the rate of six cents per mile, provided, that traveling expenses shall not exceed the sum of \$150.00 per month, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4398 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$900.00 from the Unappropriated Balance Fund for the purpose of providing funds for the employment of James E. Franks to act as director of a program to recruit and train airplane watchers and spotters, and for the payment of necessary traveling expenses of said James E. Franks in connection with his activities, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the next item for Council consideration:

The City Attorney said that further action should be taken in the matter of the proposed Elm Street closing, which was heard at this morning's session, the action at that time being merely a vote to overrule the protest and which vote lost, resulting in no definite action. He said that the protests such be sustained and the proceedings abandoned, inasmuch as the Council did not vote to continue with the proceedings for the closing.

RESOLUTION NO. 97886, recorded on Microfilm Roll No. 28, sustaining the protests of E. L. Bartlett, Ernest S. Baumann and others against the closing of Elm Street between the easterly line of State Street and the westerly line of Union Street, and sustaining all other protests, abandoning proceedings heretofore taken under Resolution of Intention No. 96605, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Councilman Godfrey requested, and was granted, unanimous consent to present the next item for Council consideration:

Without any preliminary comments, Councilman Godfrey nominated Councilman George Kerrigan as Vice Mayor. The matter had been presented last week by Councilman Dail, but other members of the Council expressed the belief that no action should be taken until a full Council was present. Although Councilman Swan was not present at this meeting, no further mention was made of a full Council for the appointment.

RESOLUTION NO. 97887, recorded on Microfilm Roll No. 28 electing Councilman George Kerrigan as Vice Mayor, to succeed Councilman Vincent T. Godfrey, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The City Attorney requested, and was granted, unanimous consent to present the next item for Council consideration:

The City Attorney presented proposed Ordinance amending Sections 20 and 26 of Building Code Ordinance No. 3674 (New Series), repealing Ordinance No. 4237 (New Series), having to do with permit fees. He made a brief explanation of the changes.

Councilman Kerrigan and Mayor Knox questioned the matter of television masts which would come under the terms of the Ordinance, for fees, as written, and thought that any amount under \$100.00 (the proposed Ordinance showed a figure of \$50.00) should be exempted from payment of permit fees.

The City Manager agreed with the proposed change from \$50.00 to \$100.00, under which there would be no permit fees required.

ORDINANCE NO. 4399 (New Series), recorded on Microfilm Roll No. 28, amending Sections 20 and 26 of Ordinance No. 3674 (New Series) - (Building Code) - adopted March 21, 1948, and repealing Ordinance No. 4237 (New Series) adopted November 3, 1949, covering applications for Building Permits and the payment of Building Permit Fees, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

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

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Kerrigan, seconded by Councilman Dail, at the hour of 4:05 o'clock P.M.


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,
Thursday, May 11, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:08 o'clock A.M.

Present--Councilmen Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Absent---Councilmen Swan, Dail
Clerk----Fred W. Sick

Petition of Donald J. Walker, 1161 Hornblend Street, and Ernest Eslinger, 1858 Chatsworth Boulevard, for a Class A Dine and Dance license, for Rosey's Cafe, 2228 Bacon Street, was presented, together with recommendations for approval from the Chief of Police, Social Welfare Director, Fire Marshal, Building Inspector and City Manager.

RESOLUTION NO. 97888, recorded on Microfilm Roll No. 28, granting a Class A Dine and Dance license to Donald J. Walker and Ernest Eslinger at Rosey's Cafe, 2228 Bacon Street, on premises where intoxicating liquors are sold, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Application of Roy E. Barnett, 3619 Florida Street, for certificate of necessity to operate one 14-passenger bus, was presented.

On motion of Councilman Godfrey, seconded by Councilman Wincote, said application was referred to the City Manager.

Claim of James A. Bartley, 714 - 26th Street, San Diego 2, in the sum of \$9.54, for damage to his parked automobile by a Police car, was presented.

RESOLUTION NO. 97889, recorded on Microfilm Roll No. 28, referring claim of James A. Bartley to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for construction of a ten-unit T-Type airplane hangar at Gibbs Municipal Airport, recommending award to Riha Construction Co., the low bidder, on Alternate No. 1, was presented.

RESOLUTION NO. 97890, recorded on Microfilm Roll No. 28, accepting bid of Riha Construction for the construction of a ten-unit T-Type airplane hangar at Gibbs Municipal Airport, Alternate No. 1, awarding contract and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing of one 30" hub end Plug Valve and one 30" flanged Plug Valve, Nordstrom Venturi pattern or equal, was presented.

RESOLUTION NO. 97891, recorded on Microfilm Roll No. 28, accepting bid of Crane Co., the sole bidder, for the furnishing of one 30" hub end Plug Valve and one 30" flanged Plug Valve, awarding contract and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider,

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for improvement of Ash Street at Pacific Highway, ~~reporting on bids for improvement of Ash Street at Pacific Highway~~, recommending award to V. R. Dennis Construction Co., the low bidder, was presented.

RESOLUTION NO. 97892, recorded on Microfilm Roll No. 28, accepting bid of V. R. Dennis Construction Co., the low bidder, for improvement of Ash Street at Pacific Highway, awarding contract and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for improvement of Scott Street and Harbor Drive, recommending award to V. R. Dennis Construction Co., the low bidder, was presented.

RESOLUTION NO. 97893, recorded on Microfilm Roll No. 28, accepting bid of V. R. Dennis Construction Co., the low bidder, for improvement of Scott Street and Harbor Drive, awarding contract and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on sale of obsolete and discarded copper wire, common broken fire alarm boxes and miscellaneous metal accumulated by the Fire Department, to three of the five bidders, stating that funds in the sum of \$2,477.95 have been deposited to proper accounts, was presented. On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from the Superintendent of Streets, approved by the Director of Public Works, reporting on petition requesting the closing of an unnamed street lying between Lots 20, 21, 22, 42 and 18, 23, 24, 40, 41 and 43 of Las Alturas Villa Sites, and recommending granting except the westerly 10' adjacent to Euclid Avenue, was presented.

RESOLUTION NO. 97894, recorded on Microfilm Roll No. 28, granting petition for closing unnamed street lying between Lots 20, 21, 22, 42 and 18, 23, 24, 40, 41 and 43 of Las Alturas Villa Sites (excepting the westerly 10' thereof) adjacent to Euclid Avenue, directing the City Engineer to furnish a description of the lands to be affected and benefited and to be assessed for said closing, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, approved by the Director of Public Works, reporting on petition for closing portion of Baker Street lying within Lots 13, 14, 15, 16, and 22 Eureka Lemon Tract, in connection with a resubdivision, was presented.

RESOLUTION NO. 97895, recorded on Microfilm Roll No. 28, granting petition for closing Baker Street within Lots 13, 14, 15, 16, and 22 Eureka Lemon Tract, directing the City Engineer to furnish a description of the lands to be affected and benefited and to be assessed for said closing, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, approved by the Director of Public Works reporting on petition for closing portions of Byron, Clove, Audubon, and Addison Streets, in Roseville District, together with a plat showing the original closing requested, and by overprint, the closing recommended, in connection with the Tentative Map of Fleetridge Unit No. 1, was presented.

RESOLUTION NO. 97896, recorded on Microfilm Roll No. 28, granting petition for closing portions of Byron Street, Clove Street, Audubon Street, and Addison Street, in Roseville District, in accordance with recommendation shown on plat attached thereto showing the closing recommended, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted. The resolution also directs filing by the City Engineer of a description of the lands benefited and affected and to be assessed for the closing.

Communication from the Superintendent of Streets, approved by the Director of Public Works reporting on petition to close 10' on "either side" of Thirty-Third Street from Ocean View to the southerly lines of Lots 21 and 22 Sanborn's Addition, recommending granting with sufficient land excluded to provide necessary corner cut-offs and a turn-around at the street's southerly termination, was presented.

RESOLUTION NO. 97897, recorded on Microfilm Roll No. 28, granting petition for closing 10 feet on each side of Thirty-Third Street (petition reads "the westerly side") from Ocean View to the southerly line of Lots 21 and 22 Sanborn's Addition with sufficient land excluded to provide necessary corner cut-offs and a turn-around at the street's southerly termination, in accordance with recommendation of the Superintendent of Streets on file in the office of the City Clerk under Document No. 417290, directing the City Engineer to furnish a description of the lands to be affected and benefited and to be assessed for said closing, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from San Diego Chapter, The American Institute of Architects, dated May 9, 1950, signed by D. Campbell, Treasurer & Exec., Comm. Member, suggesting that if a new committee to pass on all matters of architectural control is constituted by the Council that such a committee shall consist of at least one architect, at least one art expert (such as the curator of the Art Museum), a responsible downtown business man, and a banker representing the lending interests, recommending that a new or revised sign ordinance should be referred to the committee mentioned, that if such a new committee is not formed the San Diego Chapter of the A.I.A. would appreciate an opportunity to review and offer comments to any proposed sign ordinance prior to general hearings, and stating that it is the consensus of opinion of the Institute that there should be no lessening of the present sign restrictions, also offering the Chapter's services, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from Percy H. Goodwin Company, dated May 9, 1950, signed by R. E. Fitzherbert, Loss Service Dept., reporting that claim of Jack E. Andersen has been paid in the amount of \$35.00 and a release accepted, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from Percy H. Goodwin Company, dated May 8, 1950, signed by D. E. Irwin, Loss Service Dept., reporting that claim of Mrs. Elizabeth B. Cotton has been paid in the amount of \$18.00 and a release accepted, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said communication was ordered filed.

Communication from San Diego Council of Veterans Organizations, dated April 26, 1950, signed by B. G. Hamblin, Secretary-Treasurer, requesting the Council to grant a hearing relative to lease of the Veterans War Memorial Building in Balboa Park, which matter had been before the Council on the meetings of April 27, May 4 and continued again until this meeting, was presented.

The City Attorney and the City Manager, as well as individual members of the Council said that differences of opinion which had existed among the interested veterans' organizations had been "ironed out", and that no need for hearings or action existed.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Dorothy D. Miller, Executive Secretary, San Diego County Water Authority, dated May 9, 1950, calling the Council's attention to the expiration of the terms of Fred A. Heilbron and Walter B. Whitcomb as the City of San Diego's representatives on the board of Directors of the San Diego County Water Authority on June 4, 1950, and stating that they will continue in office until either their reappointment or the appointment of their successors, stating that the Board of Directors welcomed their reappointment, suggesting that action be taken prior to July 15 of this year, the time when current term of the Board of Directors expires, was presented.

There was considerable discussion among members of the Council as to the proper disposition of the matter, suggestions being made for reference to Council Conference, and for reference to the Mayor when it was pointed out that nominations are to be made by the Mayor for Council confirmation. It was indicated that the Mayor was familiar with the matter, through publication in the press, etc.; and upon motion of Councilman Godfrey, seconded by Councilman Wincote, said communication was ordered filed.

RESOLUTION NO. 97898, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to do all the work in connection with the transfer of 36 services to the new water main, and the renewal of services where necessary, in Columbia Street, from Maple Street to Palm Street, by appropriate City forces, in accordance with the Manager's recommendation, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Asked if there was anything particular in connection with the recommendation, the City Manager replied that it was simply a routine authorization.

RESOLUTION NO. 97899, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 1165 feet of four-inch water pipe and the installation of 1190 feet of six-inch water main in Columbia Street, from Maple Street to Palm Street, in accordance with the Manager's recommendation, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Councilman Dail entered the meeting at this time.

RESOLUTION NO. 97900, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to execute for and on behalf of The City of San Diego a concession agreement with Glenn C. Sheppard and Jack Roland, for a term of two years from the date of execution; at a rental of \$50.00 per month or 10% of the gross income, less taxes, whichever is greater, for the operation of a fountain sandwich bar and check stand in the Balboa Park Club in Balboa Park, in the form filed in the office of the City Clerk under Document No. 417294, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager, reporting on petition of B. N. Schweizer for an excess-width driveway on Bacon Street, and recommending granting, was presented.

RESOLUTION NO. 97901, recorded on Microfilm Roll No. 28, granting permission to B. N. Schweizer, 2456 Clove Street, San Diego, to install a 60-foot driveway to serve six garages being constructed on Bacon Street between Santa Cruz and Coronado Avenues, to be located on the southerly side of Bacon Street between points 22 feet and 82 feet west of the westerly line of Santa Cruz Avenue, adjacent to Lot 48 Block 65 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of Joseph Avoyer, 835 Silvergate, for permission to install sewer line between the property line and the sidewalk, to serve property at 2930 Owens Street, was presented together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97902, recorded on Microfilm Roll No. 28, granting Joseph Avoyer, 835 Silvergate, San Diego, permission to install a four-inch cast iron sewer line between the property line and the sidewalk, to be placed two feet outside the property line and run in an easterly direction, parallel to the front (or south) line (South 50 feet) of Lot 1 Block 853 La Playa Subdivision, to point of intersection with public sewer, to serve property at 2930 Owens Street, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Petition of W. H. McMaster, 4987 Lamont Street, San Diego, for permission to install sewer line between the property line and the sidewalk, to serve property at 1376 Reed Avenue, was presented together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 97903, recorded on Microfilm Roll No. 28, granting W. H. McMaster, 4987 Lamont Street, San Diego 9, permission ~~to Mr. H. McMaster, 4987 Lamont Street, San Diego 9~~, to install a four-inch cast iron soil sewer line between the property line and the sidewalk, to be placed 2 feet outside the property line and run in a northerly direction, parallel to the easterly line of Lot 21 Block 267 Pacific Beach Subdivision, to point of intersection with public sewer, to serve property at 1376 Reed Avenue, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from A. George Fish, Safety Coordinator, addressed to the City Manager, and forwarded with the City Manager's stamp approval, outlining cost and traveling time, etc., in connection with invitation to attend President Truman's National Conference on Industrial Safety, was presented.

RESOLUTION NO. 97904, recorded on Microfilm Roll No. 28, authorizing A. George Fish, Safety Coordinator of The City of San Diego to attend the National Conference on Industrial Safety, to be held in Washington, D. C., June 5, 6, 7, 1950, authorizing the incurring of all expenses necessary in connection with said trip (communication says approximately \$489.00), was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97905, recorded on Microfilm Roll No. 28, accepting subordination agreement executed by John F. Valleau, beneficiary, and Southern Title & Trust Company, trustee, bearing date February 9, 1950, wherein said parties subordinate all their right, title and interest in and to portion of Lots 1 and 13 Block 4 Middletown Addition, to the right of way and easement for purpose of an earth fill heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97906, recorded on Microfilm Roll No. 28, accepting deed of Karl I. Armintrout and Selma A. Armintrout, bearing date April 29, 1950, conveying an easement and right of way for street purposes in portion of Lots 46, 47, 48, 49 Oakemere, setting aside and dedicating the same to the public use as and for a public street, and naming the same 63rd Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97907, recorded on Microfilm Roll No. 28, accepting deed of Braulio Raguro Padua and Helen Lazo Padua, bearing date April 26, 1950, conveying an easement and right of way for street purposes in portion of Pueblo Lot 1160, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97908, recorded on Microfilm Roll No. 28, accepting deed of Lewis Becker, bearing date May 4, 1950, conveying Lots 17 and 18 Block 6 Electric Line Addition, authorizing and directing the City Clerk to forward said deed to the Southern Title & Trust Company, with directions that the same be filed for record in the office of the County Recorder after all escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97909, recorded on Microfilm Roll No. 28, accepting deed of Linn Platner and Pearl N. Platner, bearing date April 25, 1950, conveying Lot 1 Block 25 Rosedale, excepting therefrom the south 60 feet thereof, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97910, recorded on Microfilm Roll No. 28, accepting deed of Carlos Tavares, bearing date April 28, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1258, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97911, recorded on Microfilm Roll No. 28, accepting deed of Dorothy G. Hall, bearing date May 4, 1950, conveying an easement and right of way for storm drain in portion of Lot 17 Block D Belle Crest, authorizing and directing the City Clerk to file said deed of record in the office of the Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97912, recorded on Microfilm Roll No. 28, accepting deed of Joe L. Shell and Nell Shell, bearing Date May 3, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 16 The L. P. Delano Tract, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97913, recorded on Microfilm Roll No. 28, accepting deed of Vinny L. Sims, bearing date May 5, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 18 Block D Belle Crest, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4400 (New Series), recorded on Microfilm Roll No. 28, approving the annexation to The City of San Diego of a portion of Quarter-Section 53 Rancho de la Nacion, designated as "Lee A. Lane Tract", was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4401 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$8,500.00 from the Unappropriated Balance Fund, and transferring the same to "Assessments to Property Account," General Appropriations, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

Prior to adoption of said Ordinance, the City Manager and City Attorney explained its provisions and the reason for its adoption.

ORDINANCE NO. 4402 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of the Alley in Blocks 8 and 22 La Jolla Park, between the northerly line of Pearl Street and the southerly line of Kline Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4403 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of the Alley in Block 179 Mannasse and Schiller Subdivision of P.L. 1157, between the northwesterly line of Beardsley Street and the southeasterly line of Sigsbee Street, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4404 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of the Alley in Block 71 University Heights, between the north line of Meade Avenue and the south line of Monroe Avenue, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4405 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Redwood Street, between the west line of 32nd Street and the east line of 32nd Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present for Council consideration at this time, the following matters which were not listed on the agenda:

RESOLUTION NO. 97914, recorded on Microfilm Roll No. 28, granting, pursuant to and subject to the provisions of Section 15 of Ordinance No. 2809 (New Series), a free permit to Pacific Beach Post 552, American Legion, Inc., Department of California, 1030 Grand Avenue, to operate card tables at said address, subject to the use thereof only to members, and that there shall be no charge made for the playing of cards, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97915, recorded on Microfilm Roll No. 28, authorizing the Building Inspector to issue a temporary permit to the Borgens Music Company for the erection of a sign 18 inches horizontally and 17 feet long, at their new location at 724 Broadway (sign to be moved from old location at 941 C Street), using the edge of the cornice as the mounting face rather than the structural face of the building, for a period of six months from the date of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 97916, recorded on Microfilm Roll No. 28, authorizing the Department of Public Works to expend the necessary funds for individual division buffet-style dinners for the divisions of said Department of Public Works which have completed one year or more without any time lost on account of injury or accident, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, the City Manager explained the matter to the Council, saying that it was a form of reward to members of the Public Works Department for their efforts to effect safety, that the recognition had proved to be very successful in the past.

ORDINANCE NO. 4406, (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$650.00 from the Unappropriated Balance Fund, for the purpose of providing funds for individual division buffet-style dinners for the various divisions of the Department of Public Works, in recognition for completion of one year or more without any time lost on account of injury or accident, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Swan.

The final reading of such Ordinance was in full.

A proposed Resolution authorizing employment of Kenneth A. Gardner, city planner, for services in connection with the processing of subdivision maps and the preparation of reports and studies pertaining to zoning and other parts of the City plan, as the City and the Planning Department may suggest, was presented by the City Planning Director, who explained the matter to the Council. Asked if Mr. Gardner was considered an expert in City Planning, Glenn A. Rick, the City's Planning Director, said that he had been the City's Planning Director many years ago, and that he works in a consulting capacity at the present time. He explained that the provisions for employment are on a 6-months basis, with 6-months renewal basis, at \$300.00 per month, for which Mr. Gardner would give at least 12 days per month. Asked if it would be well to employ Mr. Gardner on a full-time basis, Mr. Rick replied that it is felt he would not be needed on that basis, and that he preferred not to accept full-time employment with the City in order to leave him free for consultation with others. Mr. Rick said that Mr. Haelsig, Assistant Planning Director, is to be gone from the Department for one month, that other work also needs to be done by Mr. Gardner on which the department is now in arrears.

At this time the question was raised on the possibility of charging subdividers for the Planning Department's services on proposed subdivision tentative maps, it being pointed out that as many as five maps have been prepared and processed before actual filing, and that there is no assurance that the map will be actually filed.

Councilman Schneider moved to refer the matter of subdivision map fees to Council Conference, which motion was seconded by Councilman Godfrey.

The Mayor said that the City should not start gouging the subdividers who

are making home sites available. Councilman Godfrey replied that in seconding the motion to refer the matter to Council Conference he was not doing so with the idea of gouging the subdividers, but felt that it is a problem worthy of consideration.

Councilman Godfrey moved to request the City Manager and the Planning Director to furnish information in connection with subdivision map fees to the proposed Conference for study, the Conference to be held on May 23, 1950.

The two motions were combined, resulting in:

RESOLUTION NO. 97917, recorded on Microfilm Roll No. 28, referring to Council Conference, for consideration on Tuesday, May 23, 1950, the matter of fees in connection with Subdivision Maps, and requesting the City Manager and the City Planning Director to prepare and furnish to said Conference information thereon, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted, by the following vote, to-wit: Yeas--Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Mayor Knox. Absent--Councilman Swan.

RESOLUTION NO. 97918, recorded on Microfilm Roll No. 28, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract for the employment of Kenneth A. Gardner, city planner, of San Diego, for the furnishing to the City of San Diego of certain city planning consultant services in connection with the processing of subdivision maps and the preparation of reports and studies pertaining to zoning and other parts of the City plan, as said City and the City Planning Department may suggest and require, for a period of six months commencing May 16, 1950, and for such additional time as may be mutually agreed upon, for which services The City will agree to pay to said Kenneth A. Gardner the sum of three hundred dollars per month, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, the Council asked Mr. Rick how he had arrived at a figure which amounts to \$25.00 per day, and Mr. Rick replied that it was through negotiation with Mr. Gardner.

The City Planning Director presented a communication, at the direction of the Mission Bay Advisory Committee recommending that the Council advertise for written proposals to lease a portion of Mission Bay recently constructed. The area proposed is shown on drawing No. 4.2-283 outlined in red and attached to said communication, being southwest of Ventura Boulevard and part of it adjacent to portion of the bay recently dredged by the U. S. Engineers, for various kinds of proposals and that the City select the one it considers most appropriate and to the best interests of the City, suggesting that proposals be received sometime in May, all more particularly set forth in detail in said communication.

The Planning Director explained the matter to the Council.

In answer to questions about water service, he replied that the nearest service is on Ventura Boulevard. He said that the service needs extension, that if it were one lessee, the lessee would make the extension, but if there were several lessees the extension would probably be done by the City. He said that no sewer is available at the present time. Mr. Rick also urged that there be early action in the matter.

RESOLUTION NO. 97919, recorded on Microfilm Roll No. 28, referring to the City Attorney for preparation and presentation the necessary papers authorizing the calling for bids for leases at Quivera Basin, Mission Bay, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

At the hour of 10:45 o'clock A.M., when all the business before the Council had been disposed of, the Mayor announced that a hearing had been scheduled for the hour of 11:00 o'clock A.M., in connection with plumbing materials. (The matter had, actually, been referred to Council Conference for consideration at 11:00 o'clock A.M., this date.

On motion of Councilman Dail, seconded by Councilman Schneider, a recess was taken at the hour of 10:45 o'clock A.M., until the hour of 11:00 o'clock A.M., this date.

Upon reconvening, at the hour of 11:05 o'clock A.M., the roll call showed the following:

Present---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.
Absent----Councilman Swan.
Clerk-----Fred W. Sick.

The following matter was not listed on the Council's agenda, but the City Manager stated that arrangements had been made by him for a hearing at this time.

The Mayor said that the subject for discussion was based upon the use of materials, and referred to the present ordinance which permits use of substitute materials over those required in the basic ordinance. He addressed a large group of plumbers who attended the meeting, and invited them to be heard if they so desired.

The City Manager spoke, giving the background of the plumbing materials use matters. He told about the Health Officer's ruling on emergency use of substitute materials being no longer applicable, and that there would be a reversion to the use of C.I. pipe provided for in the basic Ordinance. He spoke, also, on requests which had been made for use of materials other than that specified in the Ordinance.

Daniel A. Deacon, 1408 E Street, plumber, spoke regarding the Health Officer's orders to revert, and said that had been certain objections made. He spoke at length about the unsatisfactory results obtained through use of galvanized pipe for venting purposes, and

exhibited examples of deteriorated materials. He said that even steel and cast iron water mains are going out. He said that copper water pipes are also suffering from electrolytical action. Mr. Deacon stressed the need for the use of the best possible vent system to prevent sewer gas escape. He showed the differences between the galvanized and the cast iron pipe for venting.

Mr. Deacon said that plumbers find it immaterial which materials they are required to use, and that they figure their bids on which ever type is prescribed. He said, however, that there is such a small difference in costs that the best should be used.

The Mayor called upon "Herman", who upon inquiry by the clerk developed to be Herman Durst. Mr. Durst spoke at the request of the Mayor, and said that there is little difference in the cost of construction labor in use of either material, but possibly a little less for the cast iron.

Mr. Deacon spoke again, and said that it is not worth jeopardizing health for any small savings in cost on materials. He said that every house has to have a 4" vent.

Gilbert F. Shatz, executive secretary of the Associated Plumbers' Association, advocated reverting to the materials called for in the basic plumbing Ordinance. He said that their use would result in both better health conditions and economy to the public, which he stressed as being important. He said that the plumbers do not want to use inferior materials.

William Jewell, chief engineer, Pacific Clay Products, said he does not advocate the use of vitrified clay inside of buildings, but that for use outside the buildings, only, it is excellent. He said that it is an advantage to use clay products to the sewer main, and that its use avoids the problems resulting from acids and electrolytic action. He said that such use needs installation by skilled workmen, also that the type of joints now being made has been improved. He said that he is willing to submit materials to any tests the City cares to make.

Mr. Deacon, upon being questioned, said that the ordinance now requires the use of cast iron pipe to the mains. He said that roots do not penetrate cast iron pipe or that it does not break up from overhead weight as does the clay products pipe. Roots, Mr. Deacon said, will "lift" clay pipe, but not the cast iron.

Ed Beale, City Health Department sanitarian, said that clay pipe to the main if only 12" deep needs a concrete protection. He said that no controversy exists within the building, but question has arisen over its use from the building to the main. He said "let the clay people present their engineering studies", and the Health Department will be glad to consider the matter. He pointed out that there is much sub-standard material now installed, which will not stand up. He said that steel vents had been used in the temporary housing.

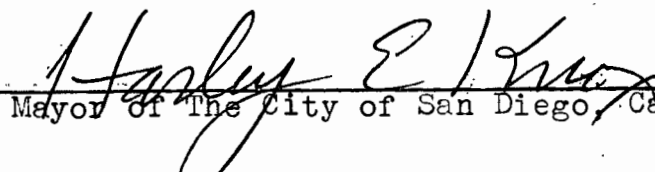
Mr. Durst said that steel vents had also been used in many private permanent dwellings.

Asked if the Health Department would oppose 3" cast iron vents, Mr. Beale replied that it would not.

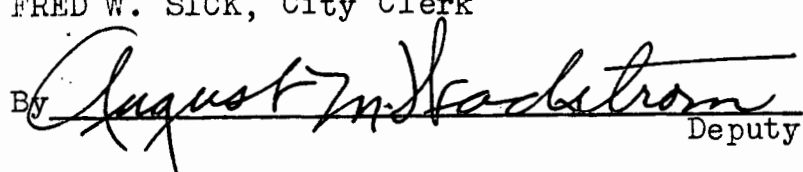
RESOLUTION NO. 97920, recorded on Microfilm Roll No. 20, requesting and authorizing the City Attorney to prepare an amendment to the existing Plumbing Ordinance, to permit the use of 3" cast iron vents within houses, as the main vents, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

No action was taken on the question of the Health Department's order that plumbing materials shall revert to those specified in the basic Plumbing Ordinance as of June 1, 1950, it being the understanding of those present at the meeting that said order stands as issued.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Dail, adjourned at the hour of 12:02 o'clock Noon.


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, May 16, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:06 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Absent---Councilman Dail
Clerk----Fred W. Sick

Councilman Dail was present in the Chambers, before the meeting was convened, but he left before the roll was called.

The minutes of the Regular Meeting of Tuesday, May 9, 1950, and the Regular Meeting of Thursday, May 11, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Swan, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 97186, the clerk reported that four bids had been received, which bids were presented to the Council and upon motion duly and regularly seconded were opened and publicly declared.

Said bids were as follows:

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of thirteen hundred dollars, which bid was given Document No. 417598;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of fourteen hundred dollars, which bid was given Document No. 417599; COUNCILMAN DAIL entered at this time

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of thirteen hundred dollars, which bid was given Document No. 417600;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of fifteen hundred dollars, which bid was given Document No. 417601.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

Mayor Knox left the meeting at this time, and Vice Mayor Kerrigan assumed the duties of Chairman.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Seventh Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, the clerk reported that one bid had been received, which bid was presented to the Council and upon motion duly and regularly seconded were opened and publicly declared.

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$5.10 written by San Diego Trust and Savings Bank, which bid was given Document No. 417602.

On motion of Councilman Wincote, seconded by Councilman Swan, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Eighth Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, the clerk reported that one bid had been received, which bid was presented to the Council and upon motion duly made and regularly seconded were opened and publicly declared.

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$4.08 written by San Diego Trust and Savings Bank, which bid was given Document No. 417603.

On motion of Councilman Schneider, seconded by Councilman Swan, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97343, for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2, and Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1; within the limits and as particularly described in said Resolution, the clerk reported written protests had been received from Ascension and Eloisa Magana and from Madge Pistole, which protests were presented and read.

The City Engineer reported that there was a 2% written protest, based on area assessment.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Ascension Magana protested verbally, stating that his property does not extend to the Alley, and that although he would receive no benefit from it he would be assessed, also that if the alley is paved it will require his putting garbage and trash in the alley which he cannot reach from his property.

Councilman Dail was excused from the meeting at this time.

The Mayor returned to the meeting and resumed the duties of Chairman.

The City Engineer explained the matter and the necessity for levying a nominal assessment upon the property, although it does not directly benefit the same, inasmuch as it lies within the boundaries of the assessment district of the block to be improved.

Councilman Dail returned to the meeting at this time.

RESOLUTION NO. 97921, recorded on Microfilm Roll No. 28, overruling the protests of Ascension Magana and Eloisa Magana and of Madge Pistole against the proposed improvement of the Alley in Block 6 City Heights Annex No. 2 and Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, within the limits and as particularly described in Resolution of Intention No. 97343, and overruling and denying all other protests thereon, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97344, for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in said Resolution, the clerk reported that a letter from the Chief of the Office Management Division, Department of Public Works of the County of San Diego, addressed to Duane Carnes, County Council, had been received. The communication states that the County of San Diego owns Lots 15 and 16, located at 1662 Newton Avenue, which property is used for the housing of indigents, and refers to cancellation of a bill therefor. The letter was read.

The City Attorney reported that the County of San Diego is not required to pay the bill, and that if it refuses, the City of San Diego will have to pay the assessment.

The City Engineer said that the County owns two of the forty eight lots, and that the assessment thereon would be about \$232.00.

A question was asked about the assessment being spread over the rest of the property in the district, but it was shown that could not be done, inasmuch as the assessment is upon a particular parcel and does not become a lien upon other properties.

Councilman Wincote moved to continue the hearing for one week, and request the County to pay its share of the assessment. The motion received no second.

RESOLUTION NO. 97922, recorded on Microfilm Roll No. 28, continuing the hearing on Resolution of Intention No. 97344, for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, until the hour of 10:00 o'clock A.M. of Tuesday, May 23, 1950, and referring ~~the matter~~ to the City Manager the communication from the County of San Diego for a conference with the County Administrative Officer regarding payment of assessment on County-owned property, being Lots 15 and 16 in said Block, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97345, for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Dail, said proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97461, for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in said Resolution, the clerk reported that a letter from the County Counsel addressed to the Board of Supervisors of the County of San Diego had been received, stating that the County owns Lot 17 Block 6 New Roseville, and refers to cancellation of a bill therefor.

The City Attorney said that the same action should be taken as in the case of Resolution No. 97922 inbefore shown.

The Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally.

RESOLUTION NO. 97923, recorded on Microfilm Roll No. 28, continuing the hearing on Resolution of Intention No. 97461, for the paving and otherwise improving of Upshur Street, until the hour of 10:00 o'clock A.M. of Tuesday, May 23, 1950, and referring the matter to the City Manager for conference with the County Administrative Officer regarding payment of assessment on County-owned property, being Lot 17 Block 6 New Roseville, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97527, for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in said Resolution, the clerk reported that written protests had been received from H. L. and Ada B. Pfaff, Mrs. Effie M. Alsup, Boyd Poe, which protests were presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no additional protests were presented.

The City Engineer reported the protests as being .4% of the property affected by the proposed assessment.

RESOLUTION NO. 97924, recorded on Microfilm Roll No. 28, overruling and denying the protests of H. L. and Ada B. Pfaff, Effie M. Alsup and Boyd Poe against the proposed paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in Resolution of Intention No. 97527, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

On motion of Councilman Schneider, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating territory between the north side of West Point Loma Boulevard and the south line of San Diego River Channel into "R-4", "RC" and "C" Zones, upon petitions of property owners, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no protests were presented.

ORDINANCE NO. 4407 (New Series), incorporating the territory between the north side of West Point Loma Boulevard and the south line of San Diego River Channel right of way and between Knoxville Street and Pacific Ocean into "R-4", "RC" and "C" Zones as defined by Ordinance No. 8924 and amendments thereto, and repealing Ordinance No. 213 (New Series), insofar as the same conflicts, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilman Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The next matter was taken out of order, and brought up for consideration at this time., at the request of Councilman Schneider.

Communication from the Planning Commission, signed by Asst. Planning Director, reporting a unanimous vote to re-zone portions of Blocks 182, 183, 186, 188 University Heights, from the existing R-4 Zone to C Zone, on Hendricks Avenue between 10th Avenue and Richmond Street, upon the understanding that access rights to Washington Freeway would be deeded prior to zoning becoming effective, was presented.

(The Council had directed, by Resolution, that the ordinance to effect such zoning accompany the recommendation). The proposed Ordinance was presented. On motion of Councilman Schneider, seconded by Councilman Wincote, a hearing was set on the proposed Ordinance for the hour of 10:00 o'clock A.M., Wednesday, May 31, 1950. An effort was made to conduct an earlier hearing, but the clerk reported that a 10-day newspaper publication of the notice of hearing is required.

The next matter was taken out of order, and brought up for consideration at this time, at the request of Councilman Dail.

Communication from the Planning Commission, signed by Asst. Planning Director, transmitting a report on petition for the rezoning of Lots 1 through 10 of Federal Boulevard Subdivision, from the existing "RC" Zone to "C" Zone, stating that there was a 3-2 Commission vote for approval, and that 5 votes of the Council would be needed, was presented.

Councilman Dail spoke for the re-zoning.

On motion of Councilman Dail, seconded by Councilman Schneider, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

On motion of Councilman Dail, seconded by Councilman Schneider, a hearing was set on the proposed Ordinance (although not yet prepared, in order to save time), for the hour of 10:00 o'clock A.M., Wednesday, May 31, 1950.

The next matter was taken out of order, and brought up for consideration at this time, so that the Port Director might return to his office.

The proposed tidelands lease with Westgate-Sun Harbor Company was brought up for discussion, but no information was needed inasmuch as it had been discussed at this morning's Council Conference.

RESOLUTION NO. 97925, recorded on Microfilm Roll No. 28, ratifying, confirming and approving the tidelands lease with Westgate-Sun Harbor Company on file in the office of the City Clerk as Document No. 417557, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The next matter was taken out of order, and brought up for consideration at this time.

The proposed tidelands lease with the Floating Society of Christian Endeavor, Inc., was brought up for discussion. The Port Director reported that the proposed lease is for non-sectarian religious purposes, that it is at the Navy's Recreation Field area but not included within that lease, and that the rental is \$1.00 per year.

RESOLUTION NO. 97926, recorded on Microfilm Roll No. 28, ratifying, confirming and approving the tidelands lease with Floating Society of Christian Endeavor, Inc. on file in the office of the City Clerk as Document No. 417555, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The Mayor requested, and was granted, unanimous consent to present the next matter, not listed on the Council's agenda:

The proposed tidelands lease with Star & Crescent Boat Co. was presented, in which Resolution ratifying the same is contained the proposal to settle claims of the City against the Crescent Cafes, Star & Crescent Boat Co., and the San Diego Marine Construction Company, in accordance with Harbor Commission Resolution No. 680 New Series attached to the papers presented.

Several members of the Council questioned the tying up of the claims settlement.

It was stated that members of the Harbor Commission, being astute business men, would have had definite reasons for their action, and Councilman Wincote said he would like to hear from them in Conference.

RESOLUTION NO. 97927, recorded on Microfilm Roll No. 28, referring to Council Conference the proposed Resolution which would ratify Tidelands Lease with Star & Crescent Boat Co., as lessee, and providing for settling claims against Crescent Cafes, Star & Crescent Boat Co., and the San Diego Marine Construction Company, ~~to Council Conference~~ for Wednesday, May 31, 1950, with representation from the Harbor Commission requested was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Boy Scouts of America, signed by D. R. Gable, President, San Diego Area Council, 1207 Upas Street, dated May 9, 1950, requesting that a 3'x5' official flag of The City of San Diego be provided for the San Diego contingent's use at the Boy Scouts National Jamboree at Valley Forge, Pa., June 21, 1950, was presented.

The clerk pointed out that the City has such a flag, in his custody, but that it had never gone out of the State, and that he had not felt he should grant its use which is the reason that the request is before the Council.

RESOLUTION NO. 97928, recorded on Microfilm Roll No. 28, granting request of Boy Scouts of America, signed by D. R. Grable, President, San Diego Area Council, for use of the City of San Diego's official flag at the Boy Scouts National Jamboree at Valley Forge, Pa., by the San Diego contingent, June 21, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Petition of Miss San Diego Pageant Association, signed by Alfred A. DePauli, 1140 Garnet Street, dated May 12, 1950, requesting free license for the "Miss San Diego Pageant" and Fun Festival, to be held in Pacific Beach, May 25 through May 30, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Miss San Diego Pageant Association, signed by Alfred A. DePauli, 1140 Garnet Street, dated May 12, 1950, requesting the granting of various permits and the loan of City-owned equipment, etc., for the "Miss San Diego Pageant" and Fun Festival, to be held in Pacific Beach, May 25 through May 30, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Shoreline Planning Association of California, Incorporated, 506 Santa Monica Boulevard, Santa Monica, California, signed by Frederick Austin, Executive Secretary, was presented.

The Mayor said that it is a matter which has been handled annually, subscribing to a membership of \$400.00, and that the City had received benefits beyond the cost of its membership fee.

It was suggested that the matter be referred to the City Manager, but that action was not taken, inasmuch as the Manager reported that he would simply return it to the Council.

RESOLUTION NO. 97929, recorded on Microfilm Roll No. 28, requesting the City Manager to include in the 1950-51 Budget an item of \$400.00 covering membership fee in the Shoreline Planning Association of California, Incorporated, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Claim of Mrs. Agnes Cole, 4607 Hilltop, San Diego, in the sum of \$13.88, for damage to her car by a loose manhole, was presented.

RESOLUTION NO. 97930, recorded on Microfilm Roll No. 28, referring claim of Mrs. Agnes Cole to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of San Diego "U Drive" Truck Rental Co., 4555 University Ave., in the sum of \$264.40 for collision damage to a truck due to skidding on a newly-oiled street, was presented.

RESOLUTION NO. 97931, recorded on Microfilm Roll No. 28, referring claim of John K. Kirkman (San Diego "U Drive" Truck Rental Co.) to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Mary E. Rhodes, 1360 Hornblend Street, in the sum of \$8,500.00, for personal injuries due to fall over an obstruction upon the sidewalk, was presented.

RESOLUTION NO. 97932, recorded on Microfilm Roll No. 28, referring claim of Mary E. Rhodes to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Lillie Pearl Schwab and Charles L. Schwab, 3719 Clinton Street, in the sum of \$4.47, for property damage due to breakage in the water main line, was presented.

RESOLUTION NO. 97933, recorded on Microfilm Roll No. 28, referring claim of Lillie Pearl Schwab and Charles L. Schwab to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of Victoria M. Wade and H. P. Wade, 3880 Winona, in the sum of \$5.30, for property damage due to broken water pipe, was presented.

RESOLUTION NO. 97934, recorded on Microfilm Roll No. 28, referring claim of Victoria M. Wade and H. P. Wade to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Proposed Resolution authorizing bids for storm drain in North Park (Wightman Street) was presented.

The City Manager explained the necessity for the construction, which he said would cost about \$60,000.00. Also, he said he wanted the Council to know that there not sufficient funds available in the Traffic Safety Fund, and that a special appropriation therefor will be needed.

RESOLUTION NO. 97935, recorded on Microfilm Roll No. 28, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of a storm drain in North Park (Wightman Street), authorizing and directing the Purchasing Agent to publish notice calling for bids for the work in accordance with plans and specifications on file in the office of the City Clerk under Document No. 417541, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97936, recorded on Microfilm Roll No. 28, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the replacement of Bonita Pipe Line, 8th Street, east of National City to 30th Street and Broadway, San Diego, authorizing and directing the Purchasing Agent to publish notice calling for bids for the work in accordance with plans and specifications on file in the office of the City Clerk under Document No. 417545, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for one Plug Valve (for Kearny Mesa Pipe Line), was presented.

RESOLUTION NO. 97937, recorded on Microfilm Roll No. 28, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one only Plug Valve (for Kearny Mesa Pipe Line), was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for the City's requirements of Premix and Transit Mix Concrete for one year period beginning June 1, 1950, was presented.

RESOLUTION NO. 97938, recorded on Microfilm Roll No. 28, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing requirements of premix and transit mix Concrete for the period of one year beginning June 1, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

City
Communication from the City Manager reporting on San Diego and County Centennial Commission request for additional parking facilities in Balboa Park, and submitting copy of report and recommendation thereon from the Park and Recreation Director, was presented.

RESOLUTION NO. 97939, recorded on Microfilm Roll No. 28, referring the City Manager's communication, accompanied by report and recommendation from the Park and Recreation Director on the San Diego City and County Centennial Commission request for additional

parking facilities in Balboa Park to Council Conference, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting John N. Neighbors request for excess-width driveway on the north side of Garnet Street, west of Morrell Street, was presented.

RESOLUTION NO. 97940, recorded on Microfilm Roll No. 28, granting permission to John N. Neighbors, 3835 40th Street, to install a 22-foot driveway on the north side of Garnet Street, between points 128 feet and 150 feet west of the west line of Morrell Street, all adjacent to Lots 26 and 27 Block 205 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting F. E. Young Construction Co. request for excess-width driveways on the north side of Ash Street, east of Pacific Highway (to serve Standard Oil Co. Service Station, where property is being cut back to provide for Ash Street widening), was presented.

RESOLUTION NO. 97941, recorded on Microfilm Roll No. 28, granting permission to F. E. Young Construction Co., 2141 Main Street, to install two 35-foot driveways at the location of Standard Oil Company Service Station, 1405 Pacific Highway, on the north side of Ash Street, approximately 8 feet and 43 feet, and 65 feet and 100 feet east of Pacific Highway, all adjacent to Lot 6 Block 291 Middletown, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager reporting on Thomas D. Drake, 4321 Voltaire Street, San Diego 7, letter protesting salary increases, stating that Mr. Drake's protest is based upon erroneous information, and recommending its filing, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on petition of Al Bahr Temple for permit to hold a parade on June 10, up Broadway from the Union Station to 12th Avenue, stating that the permission has been granted ^{the permit} subject to clearance through and subject to approval of the Police Department, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on petition of Clifford E. Johnson for annexation of portion of the northeast quarter of Lot 53 Ex-Mission Lands, being a 15-acre uninhabited area, stating that previous request had been denied, and again recommending denial unless a new application is made to include additional property, was presented.

The City Manager made a verbal report, along the same line as his communication.

Councilman Schneider moved to deny the petition, there being no second on the motion.

The Planning Director explained the situation, saying that there is a great deal of expense involved, beyond the actual cost of the annexation, entailing the changing of many maps, etc.

The question was raised of the possibility of charging the costs to the annexed land. The City Attorney said that there is a prescribed procedure, under State law, for annexation, and no provision is made for charging costs thereof to the land or its owner.

The City Planning Director was asked if Mr. Johnson, the petitioner, owned other land in the same tract. He was not able to answer the question, but said he would check the records, and left the Chambers to secure the information.

The matter was held in abeyance to receive the Planning Director's report. (See page 332 of these Minutes for further action in this matter).

Communication from the City Manager, recommending installation of four 600 c.p. Overhead Street Lights, was presented.

RESOLUTION NO. 97942, recorded on Microfilm Roll No. 28, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

San Onofre Terrace at Olvera Avenue;
San Jacinto Drive at Olvera Avenue;
San Clemente Street at Udal Street;
Ohio Street and Monroe Avenue;

was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending the granting of the 100% petition for the re-zoning of portions of La Jolla Strand (Lots 1 through 5 from C to R-4; Lots 22 through 26 from R-2 to R-4; Lots 15 through 21 from R-2 to C, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was referred to the City Attorney for the preparation of the necessary Ordinance, and a

Hearing set on the proposed Ordinance, for the hour of 10:00 o'clock A.M., Wednesday, June 7, 1950.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting suspension of 7 sections of the Subdivision Ordinance in connection with the Tentative Map of North La Jolla, being in portion of Pueblo Lots 1280 and 1281 (Rose Estate), was presented.

RESOLUTION NO. 97943, recorded on Microfilm Roll No. 28, granting suspensions to Sections 3I2, 3H3, 3G1, 3E5, 3J2, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of North La Jolla, being a portion of Pueblo Lots 1280 and 1281, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of North La Jolla, subject to 9 conditions, was presented.

RESOLUTION NO. 97944, recorded on Microfilm Roll No. 28, approving Tentative Map of North La Jolla, a subdivision of portions of Pueblo Lots 1280 and 1281 into 29 lots located easterly of La Jolla Shores Drive on the prolongation of Vallecitos and Avenida de La Playa, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission signed by the Asst. Planning Director, recommending granting suspension of 2 sections of the Subdivision Ordinance in connection with the Tentative Map of Rancho View, at A Street easterly of 49th Street (suspensions having previously been granted by Resolution No. 93660, May 10, 1949), was presented.

A question was asked about approval, inasmuch as suspensions had already been granted. It was pointed out that they had expired inasmuch as the subdivision had not been completed within the required time.

RESOLUTION NO. 97945, recorded on Microfilm Roll No. 28, reapproving suspension of 2 sections of the Subdivision Ordinance in connection with the Tentative Map of Rancho View, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of Tentative Map of Rancho View, subject to 8 conditions, (a re-approval; approval having been granted by Resolution No. 93661, May 10, 1949), was presented.

RESOLUTION NO. 97946, recorded on Microfilm Roll No. 28, reapproving the Tentative Map of Rancho View, a subdivision of 16 lots in the West Half of the North Half of the Northwest Quarter of Lot 29 Horton's Purchase, located on A Street easterly of 49th Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting suspension of 5 Sections of the Subdivision Ordinance in connection with the revised Tentative Map of Richmond Hills, on Orange Avenue, Trojan Avenue and 54th Street, was presented.

RESOLUTION NO. 97947, recorded on Microfilm Roll No. 28, granting suspension of Sections 3C, 3E5, 3H3, 3J6, 4A8 and 6 of the Subdivision Ordinance, in connection with the Tentative Map of Richmond Hills, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the revised Tentative Map of Richmond Hills, subject to 9 conditions, was presented.

The clerk called the Council's attention to the fact that the Asst. Planning Director requested that the Commission's and the City Engineer's recommendations be read in order to make the necessary determinations and approval.

The Asst. Planning Director's report was read in full.

The City Engineer explained, in detail, of the needed improvements regarding drains, the existing Major City Street involved, etc.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the matter was continued one week, and referred to the City Manager for study and recommendation.

Central Labor Council Resolution, adopted May 10, 1950, calling for establishment of a housing authority in San Diego, transmitted by letter dated May 12, 1950, signed by John W. Quimby, Secretary, was presented. On motion of Councilman Dail, seconded by Councilman Godfrey, the matter was ordered filed.

Communication from Mrs. Lena Kendall, 3995 Crown Point Drive, offering to deed land in the Mission Bay area for part of a "Wild Life Protective Area", upon dismissal of suit to acquire property from her, etc., similar to previous offers made, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager for recommendation.

Communication from Mission Beach Recreation Council, 1008 Santa Clara Place, San Diego 8, dated May 9, 1950, signed by G. Gordon Turner, chairman, requesting the opening of the recreation center on Santa Clara Point, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said matter was referred to the City Manager.

Communication from Cosmos Crafts Club, signed by Dorothy Wylie, Pres., and by Viva Sparks, Cor. Secy., expressing disapproval of the Exposition taking over Balboa Park, which belongs to the City, without consent of the people, and objecting to the reported removal of the Spreckles Outdoor Organ and destruction of trees near Museum, was presented.

Members of the Council, in discussing the matter, said that they had pledged themselves to occupancy of Balboa Park for the 1953 Exposition and the City's support of the venture, and that it is too early to discuss details of the grounds' arrangements.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed: City Manager.

Communication from Great American Indemnity Co., dated May 12, 1950, signed by Max H. Seeger, Representative, requesting denial of claim of Susan Campbell, 1026 Essex Street, San Diego, arising out of personal injuries occurring March 12, 1950, in the sum of \$11,573.02, was presented.

RESOLUTION NO. 97948, recorded on Microfilm Roll No. 28, denying claim of Susan Campbell, in the sum of \$11,573.02, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Great American Indemnity Company, dated May 12, 1950, signed by Max H. Seeger, Representative, requesting denial of claim of Hazel C. Hynes, 3722 Central Avenue, San Diego, arising out of property damage occurring on March 16, 1950 in the sum of \$5,000.00, was presented.

RESOLUTION NO. 97949, recorded on Microfilm Roll No. 28, denying claim of Hazel C. Hynes, in the sum of \$5,000.00, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from Percy H. Goodwin Company, dated May 11, 1950, signed by D. E. Irwin, Loss Service Dept., reporting payment to the Pacific Telephone & Telegraph Co. of its claim in the amount of \$55.80, for which a release in full payment has been accepted, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from the Metropolitan Water District of Southern California, 306 West Third Street, Los Angeles 13, California, dated May 11, 1950, signed by Joseph Jensen, Chairman, Board of Directors, announcing reaffirmation of its policy to keep Lake Mathews closed to hunting, fishing and recreational uses, was presented.

Councilman Kerrigan inquired if the City of San Diego had any interest in Lake Mathews, and was told by other members of the Council that it has not. The clerk said the letter had been received, and was listed on the agenda merely for the Council's information.

Communication from Mary C. Witherbee, 4184 Falcon Street, relative to fire hazard from dried weeds and wild oats in the vicinity of her home, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, said communication was referred to the City Manager.

RESOLUTION NO. 97950, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of the Alley in Block 9 City Heights Annex No. 2, Alley in Block 1 Clifton Addition to City Heights, and public rights of way, within the limits and as particularly described in Resolution of Intention No. 94576, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97951, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 99 City Heights, approving Plat No. 2195 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, and authorizing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97952, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise

improving of Promontory Street, approving Plat No. 2162 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, authorizing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 97953, recorded on Microfilm Roll No. 28, accepting bid of J. B. Henry Construction Co. for the paving and otherwise improving of the Alley in Block 143 University Heights, within the limits and as particularly described in Resolution of Intention No. 97081, and awarding contract, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97954, recorded on Microfilm Roll No. 28, for the furnishing of electric current for the lighting of the ornamental street lights located in Crown Point Lighting District No. 1, for a period of one year from and including February 15, 1950, to and including February 14, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97955, recorded on Microfilm Roll No. 28, for the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, for a period of one year from and including January 30, 1950, to and including January 29, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 97956, recorded on Microfilm Roll No. 28, for the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, for the period of one year from and including February 1, 1950, to and including January 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 97957, recorded on Microfilm Roll No. 28, for the closing of Plum Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97958, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 97959, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97960, recorded on Microfilm Roll No. 28, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97961, recorded on Microfilm Roll No. 28, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97962, recorded on Microfilm Roll No. 28, ascertaining and declaring the wage scale for the paving and otherwise improving of Bayard Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97963, recorded on Microfilm Roll No. 28, ascertaining and declaring the wage scale for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97964, recorded on Microfilm Roll No. 28, ascertaining and declaring the wage scale for the paving and otherwise improving of Tourmaline Street and Sapphire Street, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 97965, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of College Avenue, College Way, Carol Street, Bradford Street and Estelle Street, within the limits and as particularly described in Resolution of Intention No. 96427, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97966, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a description of the assessment, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed for the paving and otherwise improving of Columbia Street, rescinding Resolution No. 92019 adopted December 14, 1948, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97967, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of 33rd Street, and Beech Street, rescinding Resolutions Nos. 90288 and 92600 and abandoning all proceedings thereunder, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97968, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to do all the work in connection with the installation of 165 feet of eight-inch and 610 feet of six-inch water main in 45th Street, from the Alley north of Market Street to J Street, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97969, recorded on Microfilm Roll No. 28, consenting to the assignment by Bert Hoy of lease of portion of the East San Diego City Hall located at 4270 University Avenue to LeRoy Massey, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to the adoption of said Resolution, a detailed report and recommendation from the Supervisor of Properties, dated May 5, 1950, addressed to the City Manager via Purchasing Agent, was presented and read.

RESOLUTION NO. 97970, recorded on Microfilm Roll No. 28, granting American Legion Auxiliary Units of San Diego permission to hold their Annual Buddy Poppy Sale Campaign on the public streets and in the public buildings of The City of San Diego, May 26 and 27, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97971, recorded on Microfilm Roll No. 28, granting permission to the Mission Beach Co., by Warner Austin, Manager, and James J. Peluso, to conduct public display of fireworks at the Mission Beach Amusement Center, July 3 and 4 1950 from 10:00 P.M. to 10:30 P.M., on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97972, recorded on Microfilm Roll No. 28, granting permission to San Diego Gas & Electric Company to construct, install, operate, maintain, repair, relocate and use an electric power distribution pole line to be located six feet north of the south line of City-owned land in Pueblo Lot 1324, upon a revocable basis, and upon conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan.

Said permit is for the purpose of providing service to property of Hope Winchester Pratt on La Jolla Mesa.

RESOLUTION NO. 97973, recorded on Microfilm Roll No. 28, authorizing and directing the Mayor and City Clerk to execute for and on behalf of The City of San Diego license to San Diego Gas & Electric Company a license for relocating an electric power transmission line through the entrance channel to Mission Bay, upon conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97974, recorded on Microfilm Roll No. 28, approving recommendation of the City Manager and City Clerk for payment of claim of M. H. Golden Construction Company for the sum of \$6,783.42 for additional expense incurred by said company due to failure of The Dorr Company to deliver structural steel for the floating covers on three digesters in time for the erection of the same by the contractor's crew at the Sewage Treatment Plant enlargement project, to compensate for additional expense incurred, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Prior to adoption of said Resolution, the matter was explained by the City

Manager and the City Attorney. They told the Council that the original claim had been in excess of \$10,000.00, but that through negotiations they had been able to get a settlement for the figure shown in the Resolution.

The City Attorney said that the City has no alternative but to pay the claim, or be sued therefor, he also told of negotiations resulting in a lowered claim.

The City Manager spoke about certain requirements of the State Board of Health, saying that designs had been approved at one time by a State official, but that a new official had ordered changes. The City Manager said, also, that it may be necessary to ask for additional funds to complete the project.

RESOLUTION NO. 97975, recorded on Microfilm Roll No. 28, approving recommendations of the City Manager and the City Attorney for payment of claim of M. H. Golden Construction Company for the sum of \$4,985.16, for delays in construction of the Sewage Treatment Plant, occasioned by changes in the method of handling the pumping of sewage during certain phases of construction, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Manager's comments on Resolution No. 97974 also refer to provisions of this Resolution.

RESOLUTION NO. 97976, recorded on Microfilm Roll No. 28, denying claims of sixty six retired Policemen and retired Firemen, whose names are listed in said Resolution, said claims being against the City of San Diego and the Police and Fire Retirement System, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Attorney explained in the detail the events which had led up to the filing of the claims, and the amendment to the City Charter covering the Pension System.

RESOLUTION NO. 97977, recorded on Microfilm Roll No. 28, authorizing J. B. Askew, M.D., Director of Public Health, to attend the two-day lecture series of the Radiological Health Branch of the Public Health Service, to be held in the Federal Office Building at San Francisco, California, May 22 and 23, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, subject to approval of the City Manager after consultation with the County, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Accompanying the Resolution was a communication from Dr. Askew addressed to the City Manager requesting permission to attend the lecture series, and transmitted to Council with the City Manager's stamp of approval.

Members of the Council asked about the County of San Diego paying half of the expense, inasmuch as Dr. Askew is Health Officer for both the City and County, but no one had the answer. The question resulted in addition of the words "subject to approval of the City Manager after consultation with the County".

RESOLUTION NO. 97978, recorded on Microfilm Roll No. 28, granting leave of absence with pay to Life Guard Joseph Fisher, of the Recreation Department, for the purpose of attending the American Red Cross National Aquatic School at Emerald Bay, Catalina Island, from June 18 to 28, 1950, tuition to be paid for by the San Diego Chapter of the American Red Cross, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Accompanying the Resolution was a communication from the Park and Recreation Director addressed to the City Manager, requesting such permission, and stating that the school brings out the latest development in the aquatic field and provides refresher courses in life saving, first aid, and accident prevention, also that for the past four years, through the San Diego Chapter of the American Red Cross, the City has been privileged to send one of its permanent guards to the California School.

ORDINANCE NO. 4408 (New Series), recorded on Microfilm Roll No. 28, amending Section 161 of Ordinance No. 11648 (the plumbing Ordinance), approved March 28, 1928, providing for use of a vent pipe of not less than 3" inside diameters for all buildings wherein a water closet is installed, regardless of the building's use, but a vent pipe not less than 2" inside diameter may be used in a water closet in a private garage not used as a residence or a small toilet room in the rear of the yard and which water closet is to be used in connection with a building containing a three-inch stack located on the same lot under the same ownership connected to the same soil line inside the same property line, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Said Ordinance was ordered prepared and presented, as a result of an informal hearing conducted by the Council on May 11, which hearing was attended by a large group of plumbers in connection with orders having been issued by the Public Health Director for return to the materials provided for in the basic Plumbing Ordinance which had been suspended during a period of materials' shortages.

ORDINANCE NO. 4409 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$17,000.00 from the Capital Outlay Fund for the purpose of providing funds for construction of a ten-unit, T-type Airplane Hangar at the Gibbs Municipal Airport, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4410 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$2,800.00 from the Traffic Safety Fund for the purpose of providing funds for the improvement of Ash Street at Pacific Highway, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4411 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$2,800.00 from the Traffic Safety Fund for the purpose of providing a portion of the cost of improving Scott Street and Harbor Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Swan, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4412 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$5,000.00 from the Unappropriated Balance Fund for the purpose of providing funds for the construction of an Outfall Sewer to serve The Scripps Institution of Oceanography, said fund to be reimbursed from moneys to be received by said City from the Regents of the University of California, in accordance with agreement heretofore entered into between the City and said Regents, which is contained in Document No. 415007, was on motion of Councilman Schneider, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

Thereupon, on motion of Councilman Swan, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4413 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$1,300.00 from the Capital Outlay Fund for the purpose of providing funds for the construction of a Sewer Outfall from University Avenue, southerly along the easterly line of Lemon Villa to Chollas Road, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4414 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$250.00 from the Unappropriated Balance Fund of The City of San Diego and transferring the same to "Appraisals Account", General Appropriations, was on motion of Councilman Swan, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

Thereupon, on motion of Councilman Swan, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent--Councilmen None.

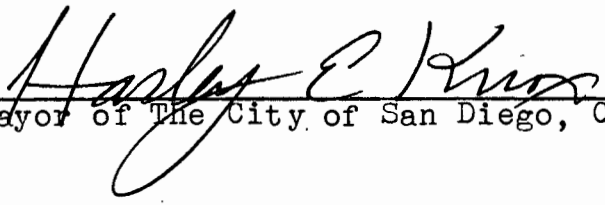
The final reading of such Ordinance was in full.

A majority of the members of the Council approved the official bond of Franklin F. Swan as Councilman.

The matter, heretofore referred to on Page 315 of these Minutes, being the City Manager's report on petition of Clifford E. Johnson for annexation of portion of the northeast quarter of Lot 53 Ex-Mission Lands, which was being held awaiting a report from the Planning Director, was brought up again at this time.

Inasmuch as the Planning Director had not returned to the Council Chamber with the report on ownership for the Council, the matter was, on motion of Councilman Godfrey, seconded by Councilman Swan, continued until the meeting of Thursday, May 18, 1950.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Godfrey, adjourned at the hour of 11:30 o'clock A.M.


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,
Thursday, May 18, 1950

A Regular Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:04 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Absent---Councilman Dail
Clerk----Fred W. Sick

Petition of Douglas S. McKellar, real estate broker and building contractor, requesting permission for installation of special water pipe line, to serve the property located at 277 La Jolla Boulevard South, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the request was approved, and referred to the City Attorney for preparation and presentation of the necessary Resolution.

Petition of residents for the abandonment of the truck route on Florida Drive from Pershing Drive to the north line of Balboa Park, and on Florida Street from the north line of Balboa Park to University Avenue, was presented.

Duane C. Maley, 3405 Florida Street, the first signer of the petition, said that the area in question is strictly a residential district, that the trucking is a detriment to the residents and is becoming unbearable.

There was considerable discussion as to the use of the Street and Drive by trucks coming through Balboa Park, inasmuch as trucks are supposed to be prohibited from using the park drives.

Councilman Schneider asked about the section of Florida Street in question, and Mr. Maley said that it is in the section between Upas Street (Balboa Park boundary) to University Avenue, and that the offending trucks come through the park.

Several members of the Council expressed the belief that the restriction against park use by trucks over specified weights should be enforced, and thought the matter should be referred to the City Manager for enforcement.

Two unidentified persons, who neither gave their names nor were asked by the Chairman to say who they were, spoke about the situation. Both indicated they were residents of the street in question, and one woman said she had been responsible for posting of the original sign on the street prohibiting the use of the park by trucks.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the petition was referred to the City Manager.

At this time a majority of the members of the Council signed the undertaking with San Diego Gas & Electric Company for the furnishing of electric current in La Jolla Lighting District No. 1

Claim of Lotta Lepene, 721 Denby Street, San Diego 2, in the sum of \$18.27, for broken windshield on her car from a ball thrown by an unidentified player at the Horace Mann and Alice Birney school playgrounds, was presented.

RESOLUTION NO. 97979, recorded on Microfilm Roll No. 28, referring claim of Lotta Lepene to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of Livingston M. Larkin, 3591 Wightman Street, in the sum of \$50.92, for damages caused in his residence from sewage backing into the same, was presented.

RESOLUTION NO. 97980, recorded on Microfilm Roll No. 28, referring claim of Livingston M. Larkin to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of A. J. Naviaux, 3755 Front Street, in the sum of \$224.20, for damage to car, loss of its use and loss of his time, due to damage in an alley, was presented.

RESOLUTION NO. 97981, recorded on Microfilm Roll No. 28, referring claim of A. J. Naviaux to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Claim of F. W. Woolworth Co., 405 Montgomery St., San Francisco 4, Calif., in the sum of \$798.95, for damage done to its San Diego Store #202, 953 Fifth Avenue, from break in the water main in the street in the front of the store, was presented.

RESOLUTION NO. 97982, recorded on Microfilm Roll No. 28, referring claim of F. W. Woolworth Co. to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The communication from the City Manager, recommending denial of petition for annexation of a portion of the Northeast Quarter of Lot 53 Ex-Mission Lands of San Diego, which had been continued until this meeting, was held temporarily awaiting a report from the City Planning Director who was not present in the Council Chambers.

Communication from the City Manager recommending granting the 100% petition requesting that 38th Street between Ward Road and East Mountain View Drive be established as a one-way street for south-bound traffic only, was presented.

RESOLUTION NO. 97983, recorded on Microfilm Roll No. 28, declaring 38th Street to be a one-way street for south-bound traffic, between Ward Road and East Mountain View Drive, authorizing installation of the necessary signs and markings, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the City Manager reporting on communication from S. A. Lindley requesting replacement of blacktop surfacing on Jewell Street, north of Beryl Street, was presented, together with copy of his letter to Mr. Lindley stating that the blacktop referred to was in reality a thin oil coat placed about a year ago at the expense of the property owners, that it was removed when Beryl Street was paved to reconcile the grade with the new paving, that Jewell Street at this point has been graded at City expense to permit drainage and that the cost of any additional improvement will have to be borne by the property owners, but that the Streets Division will treat the street at regular intervals with dust palliative.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from Percy H. Goodwin Company, signed by F. W. Beachler, Loss Service Dept., dated May 16, 1950, stating that the Great American Indemnity Company has made and delivered its draft in the amount of \$26.42 to Oscar P. Olson, claimant, in full payment of his claim and accepted a release, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed, together with the Claim which had been referred to said Company.

Copy of communication signed by Fred K. Schutte, for the Board of Directors La Jolla Chamber of Commerce, addressed to the Planning Commission, City of San Diego, stating that the Board of Directors had directed him to inform the Commission that they urge that the architectural control of buildings and signs as now being enforced in La Jolla and Bird Rock be not eased, and urging that steps be taken to bring about controls over signs throughout the City, was presented and read.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Oceanview Improvement Club, dated May 13, 1950, signed by John Birkel, Cor. Sect'y, expressing thanks for prompt "and very nice way" the sidewalk was taken care of in front of the Oceanview Auditorium, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the communication was ordered filed.

Communication from the City Manager, referred to on Page 323 of these Minutes, recommending denial of petition for annexation of portion of the Northeast Quarter of Lot 53 Ex-Mission Lands of San Diego, was brought up again at this time, inasmuch as the City Planning Director had arrived.

At the meeting of May 16, members of the Council had asked if the owner of the property sought to be annexed owned any more property in the immediate vicinity which could be included in order to annex a larger parcel, the Planning Director reported that Clifford E. Johnson, 4115 Meade Avenue, the petitioner, owns no more property in the area. He and Mrs. Johnson own three parcels, all adjacent, and all included within the petition.

The Mayor said that it would be an advantage to annex the property, inasmuch as it is being permitted to become run down, and that if it were to become a part of the City the objectionable appearance would have to be cleaned up. He said that the property is in the vicinity of his holdings.

The Planning Director said that in addition to the expense incurred by the City, the matter affects many other agencies, including the Metropolitan Water District, the County Assessor, Fire, Police, Water Departments, etc.

Asked if he actually disapproved of the proposed annexation, the City Manager said that he had no personal objection, but simply went along with the Planning Commission's recommendation for denial - if the Council decides to approve.

Councilman Wincote thought that other adjacent properties could be brought in, and that "the owners be compensated by the City."

Councilman Swan wanted to know if the City could limit annexations to one per year. The City Attorney replied that it could not, inasmuch as the matter is regulated by State law. He said, however, that it might be possible to accumulate a few annexation petitions for a reasonable time, and consider them together, administratively.

The City Manager said that he thought the Council should have a "pretty definite policy" on annexations, to guide it in the future. He said that annexations should be discouraged, except in cases resulting in extraordinary costs to the City. He said that often conditions develop in the area, and that it is to the City's advantage to annex the land in order to provide for better development of the property.

The Planning Director said that a procedure is followed for review by the Planning Commission on improved property (the property sought to be brought in being unimproved). He said, further, that sub-standard property should not be annexed.

RESOLUTION NO. 97984, recorded on Microfilm Roll No. 28, overruling the Planning Commission's recommendation to deny the petition for annexation of portion of the Northeast Quarter of Lot 53 Ex-Mission Lands of San Diego, signed by Clifford E. Johnson and Ethel M. Johnson, 4115 Meade Avenue, San Diego, and referring the matter to the City Attorney for preparation and presentation of the necessary papers, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted, by the following vote, to-wit: Yeas-Councilmen Swan, Wincote, Schneider, Godfrey, Mayor Knox. Nays-Councilman Kerrigan, Absent-Dail.

Councilman Schneider sought to have the annexation proceedings papers be contingent upon their being held and worked in at the same time as another proceeding. However, the Clerk pointed out that the annexation about which the Council had been talking, had been completed. The Resolution was adopted, therefore, as shown above.

Councilman Swan said that perhaps he should have voted no; but he permitted his vote to stand.

Communication from Dorothy E. Wylie, Pres. of Cosmos Crafts Club, member of the Federation of Women's Clubs, dated May 16, protesting against the use of Balboa Park for another Exposition, and attaching thereto a detailed statement of objections being "facts which she has found out", was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed, it being pointed out by the Mayor that the City has committed itself to the conduct of the exposition in Balboa Park in 1953. Councilman Godfrey wanted the matter referred to the City Manager for report, but his suggestion received no support.

Communications and telegrams, from the following persons, urging the Council to appropriate funds requested by the Centennial Commission for celebration and pageant in Presidio Park, September, 1950, were presented: Rosa F. Webber (Mrs. R. F. Webber, Sr.), 2519 Congress Street, San Diego 10, dated May 14, 1950; E. P. Hickok, representing Motor Hotel Association of California, dated May 15, 1950; Sophie Jackson, dated May 15, 1950; John A. David, President, San Diego Historical Days Assn.; telegram from Pasadena, Calif., dated May 15; Manuel F. Moseley, Curtis Imlay, Leta E. Field, Mary Coty, Lupe Diaz, H. R. Weiss, Manuels Restaurant, San Diego., dated May 16; Doris Carranza, 3937 Boundary Street, San Diego 4, dated May 15; H. W. Dempster, 1440 4th Avenue, San Diego, dated May 15, 1950; Charlotte Anderson, 2541 San Diego Ave., San Diego 10, dated May 14, 1950;

Old San Diego Chamber of Commerce, by Lois M. Chatterley, Secretary, 3952 Mason Street, dated May 15, 1950.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said letters and telegrams were ordered filed.

Communication from James Britton, 2650 Second Avenue, San Diego, suggesting, in lieu of the area chosen by the voters for location of the new Main Public Library, a site bounded by Ninth and Tenth Streets between E and F Streets, outlining his reasons and making comparisons, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

RESOLUTION NO. 97985, recorded on Microfilm Roll No. 28, officially changing the name of "Gibbs Municipal Airport" to "MONTGOMERY FIELD" and dedicating the same in honor and naming it after John J. Montgomery who made the first flight on wings by an American, possibly the first flight on wings by anyone, on August, in 1883 - more than twenty years before the Wright Brothers flew at Kitty Hawk - about twelve miles southeast of San Diego at the edge of Otay Mesa, directing that certified copies be forwarded to the Civil Aeronautics Administration, United States Department of Commerce, to the San Diego Junior Chamber of Commerce in connection with the dedication of the Montgomery Memorial Monument at Montgomery Park in Otay, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 97986, recorded on Microfilm Roll No. 28, directing the Purchasing Agent to call for bids for the leasing of Quivera Basin, Mission Bay, bidders to be requested to submit the following information in connection with bid:

1. A plan of development showing the location and type of improvements, such as roads, buildings, landscaping, and equipment which will be provided by the lessee;
2. An estimated cost of the proposed development;
3. A proposed operating statement showing anticipated income and expenditures;
4. A schedule showing the approximate time schedule in which the development will be made;
5. A statement of the minimum monthly rental to be offered to the City;
6. A statement of the percentage of gross income which the lessee would be willing to pay the City in event the percentage exceeds the monthly guarantee;
7. Submission of evidence that the prospective tenant is financially qualified and a brief statement of experience;
8. The minimum term of lease which the lessee would sign; was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Said Resolution was based upon communication from the City Planning Director, dated May 10, 1950, written as a result of a meeting of the Mission Bay Advisory Committee, to which was attached a map of the area.

RESOLUTION NO. 97987, recorded on Microfilm Roll No. 28, granting the Jewish War Veterans of the United States, Ladies Auxiliary, Post No. 185 of San Diego, permission to conduct a Poppy sale on the streets in the downtown district and in North Park, August 14, 1950, for the purpose of raising funds for disabled veterans of all creeds in the TB wards of the Naval Hospital of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 97988, recorded on Microfilm Roll No. 28, granting the North Park Business Club permission to place Dollar Day Promotion banners in the North Park District, between 28th and 32nd Streets and between Upas and Howard Streets on 30th Street, for the June 9th and 10th Dollar Days, upon various conditions set forth in said Resolution relative to manner of placing, the materials to be used, permit fee to be paid, time for placing and removal, the indemnifying of the City against loss or damage arising from or growing out of the installation and/or maintenance of the banners, but not requiring utility companies to grant permission for use of facilities without consent, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

There was considerable discussion connected with the adoption of the Resolution in view of policies having been established in the downtown area, some members of the feeling that it would be discriminatory to grant said permit while others have been denied. It was pointed out, however, that the procedure seems to have been an annual one for some years in the past.

RESOLUTION NO. 97989, recorded on Microfilm Roll No. 28, granting the Pacific Beach Fiesta Association and Junior Chamber of Commerce permission to place banners in the Pacific Beach area, at or near the intersection of Bayard and Garnet Streets, during the "Miss San Diego Pageant" and Fun Festival to be held May 27 through May 30, 1950, upon various conditions set forth in said Resolution, relative to manner of placing, the materials to be used, payment of permit fee, dates for removal of the banners, the indemnifying of the City against loss or damage arising from or growing out of the installation and/or maintenance of the banners, but not requiring utility companies to grant permission for use of facilities without consent, authorizing the City Manager to grant permits the use during

said "Miss San Diego Pageant" and Fun Festival of 8 booths, bleachers and portable platforms, and 8 flood lights (1500 watts) used by the City during the Fiestabahia, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The City Manager requested, and was granted, unanimous consent to present the following matter not listed on the Council's agenda:

Communication from the City Manager reporting on petition of Miss San Diego Pageant Association for a free license for the pageant, reporting that the Social Welfare Department has approved the request and the president of the Association has been notified that a free license will be delivered to him if he will call at the City License Bureau, and recommending filing, was presented.

RESOLUTION NO. 97990, recorded on Microfilm Roll No. 28, approving the City Manager's report in connection with the granting of a free license to the Miss San Diego Pageant Association, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The City Auditor arose, prior to adoption of said Resolution, and said that he questioned the right of the City to expend public funds in the hauling of equipment to be used in the pageant.

The City Auditor was told that the Resolutions adopted did not include any such hauling provision. Also, the Mayor, City Attorney, and members of the Council said that in their opinion, the Pageant is a public function. The Auditor, however, said that it is operated by a private corporation, the Junior Chamber being incorporated.

No action was taken on the Auditor's objection.

RESOLUTION NO. 97991, recorded on Microfilm Roll No. 28, accepting quitclaim deed of Herbert C. Kelly and Helen G. Kelly, bearing date May 8, 1950, quitclaiming all right, title and interest in and to Lots 10 and 11 Block 3 Bayside, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, Councilman Kerrigan questioned the matter of the deed, he being of the opinion that it had to do with cancellation of a tide-lands acquisition condemnation suit. He was informed that matter was contained in an offer from Mrs. Lena Kendall at the meeting of May 18, 1950.

RESOLUTION NO. 97992, recorded on Microfilm Roll No. 28, accepting quitclaim deed of the County of San Diego, bearing date April 20, 1950, quitclaiming an easement and right of way for sewer purposes in portion of Lot 67 Partition of Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97993, recorded on Microfilm Roll No. 28, accepting deed of Rosalie Dawson and Virginia S. Ryland, bearing date May 14, 1950, conveying an easement and right of way for sewer purposes in portion of Acre Lot 63 Pacific Beach Subdivision, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4415 (New Series), recorded on Microfilm Roll No. 28, authorizing the execution of a lease of Pueblo Lot 1294, portions of Pueblo Lots 1295 and 1293, being 265 acres of land more or less, for a period of five years beginning on February 9, 1950, at a rental of \$25.00 per year, was on motion of Councilman Swan, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Swan, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4416 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of the Alley in Block 19 Fairmount Addition to City Heights, between the north line of University Avenue and the south line of Polk Avenue, was on motion of Councilman Swan, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4417 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Jarvis Street, between the northwesterly line of Scott Street and the Mean High Tide Line of the Bay of San Diego, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4418 (New Series), recorded on Microfilm Roll No. 28, establishing the grade of Pentuckett Avenue, between the north line of Ivy Street and the east prolongation of the south line of Juniper Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

The Mayor requested, and was granted, unanimous consent to present the next matter which was not listed on the agenda:

ORDINANCE NO. 4419 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$7,500.00 from the Unappropriated Balance Fund, for the purpose of providing funds for the use of the San Diego City and County Centennial Commission, said Ordinance to 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 an ordinance identical in substance and effect, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Swan, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters which were not listed on the agenda:

Communication from the City Attorney reporting on request of the San Diego County and Municipal Employees, Local Number 127 dated May 8 1950 and signed by Otto W. Hahn, Business Representative, requesting that the Council grant space to said Local 127 space in the Civic Center to establish an office for its use, was presented.

The communication points out that the union is a private organization, that the City Charter provides that "The credit of the City shall not be given or loaned to or in aid of any individual, association or corporation". It states, however, that if it was demonstrated that there was space available and unused in the Civic Center not necessary to be occupied by either the City or County to dispatch the functions of government, it is conceivable that the Council would have the right to permit such association to occupy such space on the theory that it was an aid to the employees. The report pointed out, also, that the granting of space in the Civic Center is a matter which should be taken up with the Building Control Committee which has been set up by the Council and Board of Supervisors for joint control of the Civic Center.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication and the matter upon which it reported, were ordered filed.

RESOLUTION NO. 97994, recorded on Microfilm Roll No. 28, opening San Vicente Reservoir and Lower Otay Reservoir to fishing on Monday, May 29, 1950, pursuant to the recommendation of the City Manager, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Prior to adoption of said Resolution, the City Manager explained that the two Reservoirs would be open on Sunday, May 28, 1950, and on Tuesday, May 30, 1950, under present arrangement, and that there had been numerous requests for the opening thereof on the additional day to accomodate many fishermen who desired to fish over the holiday week-end.

RESOLUTION NO. 97995, recorded on Microfilm Roll No. 28, requesting the Board of Supervisors of the County of San Diego to make available to The City of San Diego for its use in the Wabash Canyon Freeway work and in the Mission Valley Project the unused balance of \$95,284.00 gas tax money set aside for The City of San Diego therefor, and requesting that the Auditor and Controller of said County be directed to cause the transfer to The City of San Diego the balance of said fund, being the sum of \$20,284.00, authorizing and directing the City Clerk to transmit certified copy of said Resolution to said Board of Supervisors, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Prior to adoption of said Resolution, the City Manager explained the matter to the Council, stating that a need exists for the funds, and told of procedure under this action.

There being no further business to come before the Council at this time, the meeting was, on motion of Councilman Schneider, seconded by Councilman Kerrigan, recessed until the hour of 7:30 o'clock P.M. this date, at the hour of 11:00 o'clock A.M., for the purpose of conducting a hearing upon the recommended 1950-1951 Classification and Compensation Schedule, which matter had previously been referred to Council Conference.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

ADJOURNED MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, May 18, 1950

An Adjourned Meeting of The Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 7:43 o'clock P.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey
Absent----Councilman Dail, Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

In addition to members of the Council, the City Manager, the City Attorney, Personnel Director and Personnel Technician were present, but did not participate.

The Vice Mayor explained the purpose of the meeting, stating that it was being held to permit City employees and City employees' representatives to be heard in connection with the compensation schedule for the 1950-1951 fiscal year. He said that the meeting had been called hurriedly, and that all members of the Council could not be present to hear the employees' views.

Group representatives were asked to stand, so that the Council might have an idea of the time needed for conducting the hearing. While a large audience was assembled in the Council Chambers, only a small group arose in response to the Vice Mayor's invitation to indicate what representatives were present to be heard.

The Vice Mayor stated that the Council and the City Manager were present to hear the employees, and he welcomed those present and invited them to express their views.

The first to respond was Otto Hahn, business representative for San Diego County and Municipal Employees, Local Number 127, affiliated with the American Federation of Labor, the California State Federation of Labor and the Central Labor Council of San Diego County.

Mr. Hahn said that a committee had appeared before the City Civil Service Commission and the City Manager to include some classes of employees for increases which had not been included. He distributed copies of a letter dated May 8, 1950, addressed to the Mayor and City Council, which he read. Attached were comparative wage study figures between San Diego and several other cities on the West Coast. He said that San Diego's wage figures fall below those of other cities. He asked for increases for employees in the following departments: Water Distribution, 168 employees; Water Development and Impounding, 95 employees; Harbor Department, 40 employees; Street Department, Public Works, 182 employees; Public Buildings Division, Public Works; 80 employees; Sewage Treatment Plant, Public Works, 43 employees; Sewer Department, Public Works, 71 employees; Auto Shops, Public Works, 82 employees; Refuse Department, Public Works, 154 employees; Electric Division, Public Works, 57 employees. On each of the departmental sheets were shown the classification, number of positions, present salary, proposed salary, the monthly and yearly increases proposed.

Mr. Hahn spoke especially of "swampers" and "crew leaders", and asked for a 2-grade raise for them. He said that the difference in pay would be on account of holidays worked. He said that they are penalized for holidays worked, inasmuch as there is not the overtime paid in private industry. Also, he said they have no possibility of promotion; at 45 years they are probably demoted, since they are no longer able to lift the heavy trash barrels. He spoke for increased pay for workers in the Electrical Division, Public Works, considering their high technical skill. He said that their pay is under that of the prevailing rates.

Mr. Hahn thanked the Council for the opportunity of appearing and for being heard. He said that if all the requests were adopted it would amount to \$146,612, whereas those proposed by the Civil Service Commission would be \$98,096.

The Vice Mayor then recognized M. L. Radcliff, representing Local 569 International Brotherhood of Electrical Workers and 98% of the City employed electrical workers. He made a comparison between the City's scale and those of several other cities of California and in the West, showing that all are higher than the scales of San Diego City. He pointed out that that electricians serve 4 years of apprenticeship before becoming journeymen. Mr. Radcliff referred to the City's apprentice training program, established by the Union, paid for by Federal and State funds. He said that city employees in cities of the United States comparable to San Diego all pay higher wages for electrical workers. He said that time in training has a considerable factor in journeymen's salaries. He said, also, that electricians have to keep abreast of new improvements, discoveries and inventions. He said that electricians are among the highest skilled employees, in a dangerous field, and asked for a 1 or 2 bracket raise. He pointed out that City employees do not benefit from Social Security, State Compensation, etc., and other forms of benefits enjoyed by electrical workers outside the City's employ.

Next to be heard was Don McClarren, representing the Municipal Employees' Association. He said that the Association approves the Civil Service recommendations 100% and Local 127's requests 100%. Mr. McClarren said that employees feel that they have had no raise in 2 years, and referred to the loss of the \$7.00 "cost of living bonus". He asked for a flat \$10.00 monthly increase. The recommendation, he said would be \$248,000.00 in addition to the Civil Service and Local 127 recommendations. He referred to the City Manager's announcement that between \$400,000.00 and \$500,000.00 had been saved to the City through good management; but, he said, it meant a loss to the employees. Mr. McClarren said that employees in the regular brackets are at the bottom of the wage scale, and that the higher-paid employees are about third from the bottom. Therefore, said Mr. McClarren, the \$10.00 flat increase in addition to recommendations, is being requested. He mentioned specific cases where much lower than those of other West Coast cities. He also asked for return of the \$7.00 bonus lost.

Gordon Penwarden was heard next. He identified himself as representative for the City's life guard service. He presented a letter, which he read, stating that the Park and Recreation Department has 375 employees, all of whom are on a 40-hour week except the lifeguards who are on a 44-hour week. He said "it would cost approximately \$5,000.00 to correct this unfairness." The letter states that a survey of Lifeguard Services in Southern California shows that a majority of northern Lifeguard Services are on a higher salary scale plus being on a 40-hour week. The letter points out that it is one of the three most dangerous occupations, paying a much higher sum into the pension fund plus the fact that Guards are on 24-hour call, never off on Saturdays, Sundays or Holidays, and are required to take vacations exclusive of the months of May, June, July and August. One step raise for all permanent Lifeguard personnel was asked, which would cost approximately \$4,000.00. It said that inasmuch as it has been over 3 years since a salary raise or budget increase (in 2 years it is not too much to request the \$9,000.00 pay boost and 40-hour week. The letter said that Guards must pass a qualifying examination much the same as Police and Fire Departments give, that annual physical check-ups and swimming tests are given. It was said that Permanent Guards are required to furnish and wear regulation uniforms which cost each man approximately \$90.00. The development of Mission Bay will add more and more work and responsibility, that men have been trained in all phases of the Bay project and schooled in the new regulations and ordinances as they come up, also that the increased Mission Bay activity even now, along with regular duties should warrant the increase, "without question."

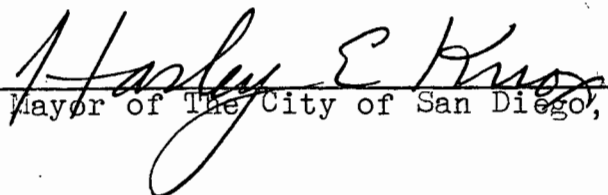
The Vice Mayor asked if any one from the Police Department was present to be heard. No one responded.

Then the Vice Mayor inquired if any one representing the Fire Department would care to be heard. Sam H. Shawver said that the request as made stands, and that no one wished to speak.

Asked if any one else desired to speak, there was no further response.

Vice Mayor Kernigan thanked those who had spoken for their presentations and others who attended the meeting. He said that consideration will be given to the request made.

There being no further business to come before the Council, the Vice Mayor declared the meeting adjourned at the hour of 8:35 o'clock P.M.


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, May 23, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:10 o'clock A.M.

Mayor Knox Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None
Clerk-----Fred W. Sick

The minutes of the Regular Meeting of Tuesday, May 16, 1950, the Regular Meeting of Thursday, May 18, 1950, and the Adjourned Meeting of Thursday, May 18, 1950, were presented to the Council by the Clerk, and on motion of Councilman Kerrigan, seconded by Councilman Godfrey, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, Alley in Block 2 and Alley in Block 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, the clerk reported that three bids had been received, which bids were presented to the Council and upon motion duly and regularly seconded were opened and publicly declared.

Said bids were as follows:

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of one thousand dollars, which bid was given Document No. 417990;

The bid of John B. Henry and Ned H. Mulleneaux, doing business as J. B. Henry Construction Co., accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of one thousand dollars, which bid was given Document No. 417991;

The bid of Carroll & Foster, accompanied by bond written by Maryland Casualty Company in the sum of nine hundred dollars, which bid was given Document No. 417992.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Sunset Cliffs Lighting District No. 1 for a period of one year from and including January 15, 1950, to and including January 14, 1951, the clerk reported that one bid had been received, which bid was presented to the Council and upon motion duly and regularly seconded was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$70.50 written by San Diego Trust and Savings Bank, which bid was given document No. 417993.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on Resolution of Intention No. 97344 for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, and which had been referred to the City Manager for report on payment of assessment on County-owned property, the City Manager made a verbal report. He said that he had discussed the matter with the County Administrative and said that title to the property in question is not very clear, and that it is a question of equity, more or less on the City's side.

Councilman Schneider moved to continue the hearing for one week to permit the City Manager to make further investigations and recommendations, which motion was seconded by Councilman Godfrey.

Before the roll could be called on the motion there was considerable discussion, the Mayor expressing the belief that the proceedings should be referred to the City Attorney and that any decisions about payment of assessment on County-owned property could be made at a later date.

The motion hereinbefore referred to was withdrawn.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for the continued hearing on Resolution of Intention No. 97461 for the paving and otherwise improving of Upshur Street, and which had been referred to the City Manager for report on payment of assessment on County-owned property, the City Manager made a brief verbal report on conference with the County Administrative Officer.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97597 for the paving and otherwise improving of 48th Street, the clerk reported that no written protests had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97598 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. Leona Jones, 4595 Felton Street, said that it would be "hard to pay", and that the alley does not need improvement. A man who identified himself as the husband of Mrs. Jones, asked about the expense. The City Engineer reported that the assessment would be, for the 5" of cement concrete pavement, about \$185.00 for a 50-foot lot, or approximately 50¢ per square foot. Mr. Jones said he had been told (but did not say by whom) that the cost would be about \$1.25 per square foot. Mrs. Jones spoke again, and said that there were others opposed to the work, but that they had not appeared at the hearing.

The Mayor said that there was a 58% petition asking for the work, and that unless a majority protest were received the work would proceed.

RESOLUTION NO. 97996, recorded on Microfilm Roll No. 28, overruling and denying the protest of Leona Jones against the proposed paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, overruling and denying all other protests, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 97997, recorded on Microfilm Roll No. 28, determining the proposed improvement of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, within the limits and as particularly described in Resolution of Preliminary Determination No. 97598, to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97599 of Preliminary Determination for the paving and otherwise improving of Emerald Street, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97998, recorded on Microfilm Roll No. 28, determining the proposed improvement of Emerald Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 97599 to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97600 of Preliminary Determination for the paving and otherwise improving of Pyncheon Street, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 97999, recorded on Microfilm Roll No. 28, determining the proposed improvement of Pyncheon Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 97600 to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97695 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, the clerk reported that no written protests had been received.

RESOLUTION NO. 98000, recorded on Microfilm Roll No. 28, determining the proposed improvement of the Alley in Block 5 Alhambra Park, within the limits and as particularly described in Resolution of Preliminary Determination No. 97695 to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97696 of Preliminary Determination for the paving and otherwise improving of Worden Street and Udall Street, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98001, recorded on Microfilm Roll No. 28, determining the proposed improvement of Worden Street and Udall Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 97696 to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97697 of Preliminary Determination for the paving and otherwise improving of Yosemite Street, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98002, recorded on Microfilm Roll No. 28, determining the proposed improvement of Yosemite Street, within the limits and as particularly described in Resolution of Preliminary Determination No. 97697 to be feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed assessment for furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 2, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98003, recorded on Microfilm Roll No. 28, confirming the "Engineer's Report and Assessment for El Cajon Boulevard Lighting District No. 2," filed in the office of the City Clerk April 14, 1950, adopting said report as a whole, was on motion on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed assessment for furnishing of electric current for the lighting of the ornamental street lights located in Talmadge Park Lighting District No. 4, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98004, recorded on Microfilm Roll No. 28, confirming the "Engineer's Report and Assessment for Talmadge Park Lighting District No. 4," filed in the office of the City Clerk April 14, 1950, adopting said report as a whole, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed assessment for furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 2, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98005, recorded on Microfilm Roll No. 28, confirming the "Engineer's Report and Assessment for University Avenue Lighting District No. 2," filed in the office of the City Clerk April 14, 1950, adopting said report as a whole, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of Dr. H. C. Smith from action of Zoning Committee in denying his application for variance to permit residence and doctor's office, with 84% lot coverage at Paseo del Ocaso

and Avenida de La Playa, in La Jolla Shores, in Zone R-C, the Planning Director made a verbal report, stating that Dr. Smith had amended his application for 69% coverage rather than 84% (he would be permitted, without variance, to have a 60% coverage), and that he is satisfied with 69%. The Planning Director³⁸¹⁰ was making the statement in the absence of Dr. Smith, who is out of the City.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

John Flocken, owner of Lot 9 Block 11 La Jolla Shores No. 1, an adjoining property owner, spoke. He said that he favored the request made by Dr. Smith for the 84% coverage. Asked by the Mayor if he would endorse the request for 69% coverage, Mr. Flocken replied that he would.

RESOLUTION NO. 98006, recorded on Microfilm Roll No. 28, overruling and denying the appeal of Dr. and Mrs. H. C. Smith, 628 So. Westmoreland Ave., Los Angeles 5, California, from the Zoning Committee decision in denying application No. 8090 by its Resolution No. 4631 for variance to the provisions of Ordinance No. 8924, Section 8a, to permit construction of a residence and doctor's office, approximately 84% coverage, on Lot 8 Block 11 La Jolla Shores No. 1, at Paseo del Ocaso and Avenida de la Playa in Zone R-C, sustaining said Zoning Committee decision; granting permission for the construction of said residence and office with a 69% coverage upon said property, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of C. Kelvin Savell and Audrey M. Savell from action of Zoning Committee in denying his application for variance to Ordinance No. 119 (new Series), to conduct a custom-made furniture shop with some refinishing and repairing, in a building to be constructed on the rear of Lots 29 and 30 Block 220 Pacific Beach, at 1344 Hornblend Street, in Zone R-4, the Zoning Engineer's report was read.

Mr. Savell spoke, saying that he believed his request to be warranted. He said that it would be a hardship if not granted. Mr. Savell said that he had bought the property there, and lives on the property, and admitted that he knew it to be residential property at the time of purchase. He said that the Zoning Committee had indicated to him that it could grant his request, and he pointed out that a printing shop is in operation directly across the alley (in a C Zone) which works at all hours, day and night; his usage, Mr. Savell declared, would be much less objectionable.

Members of the Council asked if the Committee had jurisdiction, and Deputy City Attorney Louis Karp replied that it does.

The Planning Director explained the "jurisdiction" clause in the Zoning Ordinance, and Mr. Karp read directly from the Ordinance.

Councilman Dail declared that it could not be determined to be a hardship if not granted the variance, inasmuch as he does not operate at that address.

Asked by the Mayor if he operates such a business elsewhere, Mr. Savell said that he does, also in Pacific Beach, about a mile away from the property under discussion, on property also under zone variance - on rented property.

Mr. Savell said that he would work alone, and have no employees. He said that he would put a 25'x35' shop on the rear of 25' of the lot - and that he would operate from 8:00 A.M. to 5:00 P.M. Some members of the Council thought it would be well to include hours of operation into the variance, if granted; others said difficulties have been encountered by doing so.

The property owners on each side of Mr. Savell's residence were introduced by the appellant, and both spoke. Joe Havelick, next door, said he had no objections to the proposed shop; Arnold Witto, who resides on the other side of the Savell property said that he does not object.

RESOLUTION NO. 98007, recorded on Microfilm Roll No. 28, sustaining appeal of C. Kelvin Savell and Audrey M. Savell from the Zoning Committee decision in denying application for variance to Ordinance No. 119 (New Series), to conduct a custom-made furniture shop with some refinishing and repairing, in a building to be constructed on the rear of Lots 29 and 30 in Block 220 Pacific Beach, at 1344 Hornblend Street, in Zone R-4, and overruling said Zoning Committee decision, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Dail, Godfrey, Mayor Knox. Nays---Councilman Kerrigan, Absent---Councilmen None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Robert E. Onley and Lois Onley from the decision of the Zoning Committee in requiring, in connection with variance granted to the provisions of Ordinance No. 117 (New Series), on the westerly 65 feet of a portion of Lot 12 Ex Rancho Mission on the south side of Lisbon Road being approximately 165 feet east of Lot 5 Happy Valley Little Farms Subdivision in Zone R-1, that an agreement be signed to the effect that the entire parcel described be held in one ownership and that only one residence will be built on the entire parcel so described, the Zoning Engineer's report was read.

Mr. Onley spoke, and said that he had agreed to the condition in the variance, but that when he saw a map of the proposed subdivision adjoining his property he changed his mind, inasmuch as lots shown thereon are considerably smaller than his.

The Planning Director reported on the property to the east which is being subdivided. He pointed out that Mr. Onley had agreed not to build on the adjoining parcel, but that he now wants two houses.

Mr. Onley said that his property had been purchased, in two separate transactions, and that he considers them as two separate parcels and argued that they should not be tied together.

The Planning Director recommended reference back to the Zoning Committee for further study and consideration.

On motion of Councilman Godfrey, seconded by Councilman Swan, the matter was referred back to the Zoning Committee, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilman Wincote. Absent---Councilmen None.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of T. J. Kavanagh for variance to the provisions of Ordinance No. 8924 Section 8a, to permit a 2 ft. 2 in. eve projection into the sideyard on Lot 8 Block 9 Overlook Heights, on the south side of Plainview Road, between Elevation Road and Cushman Avenue, in Zone R-1, a report from the Zoning Engineer which stated that the appeal should not be granted because the eve has now been cut back so that it appears to comply with the Zoning Ordinance and State Housing Act was read.

RESOLUTION NO. 98008, recorded on Microfilm Roll No. 28, denying appeal of T. J. Kavanagh from the Zoning Committee decision in denying his application for variance to the provisions of Ordinance No. 8924 Section 8a to permit a 2 ft. 2 in. eve projection into the sideyard on Lot 8 Block 9 Overlook Heights, in Zone R-1, sustaining said decision, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Lucile Murphy, 1915 Fourth Avenue, Apt. 6, San Diego, in the sum of \$1200.00 for personal injuries received February 27, 1950, on the north sidewalk of University Avenue between Fourth Avenue and Fifth Avenue, was presented.

RESOLUTION NO. 98009, recorded on Microfilm Roll No. 28, referring claim of Lucile Murphy to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Claim of Emma G. Sherburn, 1371 Willow Street, San Diego, in the sum of \$22.82 for property damage due to sewer stoppage at 2874 Boston Avenue, was presented.

RESOLUTION NO. 98010, recorded on Microfilm Roll No. 28, referring claim of Emma G. Sherburn to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Port Director requesting the passage of a Resolution to authorize work by City forces, consisting of improvement of tidelands along Harbor Drive adjacent to Institute of Aeronautical Sciences by extending storm drain and connection laterals at the future site of the San Diego Speedboat Club adjacent to the Institute, in the estimated sum of \$4,000.00, was presented.

The Port Director made a brief explanation of the proposed improvement.

RESOLUTION NO. 98011, recorded on Microfilm Roll No. 28, authorizing and empowering the Harbor Department to do the work in connection with the improvement of the tidelands along Harbor Drive adjacent to the Institute of Aeronautical Sciences consisting of the extension of storm drain and connecting laterals by appropriate City forces, in accordance with Harbor Department's recommendation, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98012, recorded on Microfilm Roll No. 28, ratifying, confirming and approving Agreement for Amendment of Tideland Lease No. 2 between The City of San Diego and High Seas Tuna Packing Company, Inc., in accordance with copy thereof on file in the Office of the City Clerk under Document No. 417921, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the Port Director explained the matter to the Council, saying that the amendment consists only of moving to another piece of property in the same vicinity of the present lease, to make room for other needed improvements.

Councilman Wincote was excused from the meeting at this time.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of 9 radio-transmitters for the City Electrical Division, recommending award to Radio Corporation of America, RCA Division, the low bid meeting specifications, was presented.

RESOLUTION NO. 98013, recorded on Microfilm Roll No. 28, accepting bid of Radio Corporation of America, RCA Victor Division, for the furnishing of 9 Radio-Transmitters, awarding contract and authorizing the City Manager to enter into and execute the same, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing bids for the furnishing of one year's requirements of Liquid Chlorine, was presented.

RESOLUTION NO. 98014, recorded on Microfilm Roll No. 28, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing to The City of San Diego with its requirements of Liquid Chlorine for a period of one year commencing July 1, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilman Wincote returned to the meeting at this time.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing bids for the furnishing of one year's requirements for the rental of dump trucks, was presented.

RESOLUTION NO. 98015, recorded on Microfilm Roll No. 28, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the rental of 5-yard Dump Trucks for the period of one year beginning July 1, 1950, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Prior to the adoption of said Resolution, Councilman Schneider asked the

City Manager about the advisability of renting trucks. Both the City Manager and the Mayor replied that it is economical to do so, rather than to purchase the equipment which may be needed infrequently.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing bids for furnishing requirements of Books for the City Library and other City departments for the period of one year beginning July 1, 1950, was presented.

RESOLUTION NO. 98016, recorded on Microfilm Roll No. 28, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Books for The City Library and other City departments for the period of one year beginning July 1, 1950, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing bids for furnishing Magazine and Newspaper Subscriptions for the period of one year beginning July 1, 1950, was presented.

RESOLUTION NO. 98017, recorded on Microfilm Roll No. 28, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Magazine and Newspaper Subscriptions for the period of one year beginning July 1, 1950, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98018, recorded on Microfilm Roll No. 28, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of the Linda Vista Branch Library on Linda Vista Road north of Ulric Street, in accordance with Document No. 417925 on file in the office of the City Clerk, authorizing and directing the Purchasing Agent to advertise for bids for said work, was on motion of Councilman Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98019, recorded on Microfilm Roll No. 28, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the installation of Street Lights at the Pan American Plaza and adjacent area (Palisades Area), in Balboa Park, in accordance with Document No. 417923 on file in the office of the City Clerk, authorizing and directing the Purchasing Agent to advertise for bids for said work, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the City Manager transmitting copy of his reply to communication from The American Institute of Architects relative to architectural control, thanking D. Campbell, Treasurer of the San Diego Chapter for interest in and support of the planning program of the City, and expressing appreciation of the activity and assistance given in the past and stating that the City is depending upon the continued valuable help of the organization in the future, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the City Manager's communication was ordered filed together with the matter upon which it reported.

Communication from the City Manager reporting on communication from Lt. Col. W. Humes Roberts, Commander of the La Jolla Chapter, Military Order of the World Wars, requesting that an order be issued to fly the American Flag on all City buildings on legal holidays, was presented. The communication states that on May 17 a directive was issued instructing the Superintendent of the Civic Center Building and all department heads whose operations centers are located outside the Civic Center to fly appropriate flags on: Feb. 12, Lincoln's Birthday; Feb. 22, Washington's Birthday; May 30, Memorial Day; July 4, Independence Day; Sept. 9, Admission Day; Oct. 12, Columbus Day; Nov. 11, Armistice Day; and on Election Days. The report states, further, that Lt. Col. Roberts has been advised of said action and recommends filing of the Col.'s communication.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication was ordered filed together with the matter upon which it reported.

Communication from the City Manager recommending the installation of 600 c.p. overhead street lights at 4 locations, was presented.

RESOLUTION NO. 98020, recorded on Microfilm Roll No. 28, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Electric Avenue at Forward Street;
Electric Avenue at Midway Street;
23rd Street at A Street;
Fairmount Avenue at Thorn Street;

was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Attorney, signed by Harry S. Clark, Deputy, and dated May 17, 1950, reporting on appeal of Roy T. Cox and K. Georgia Cox from the Zoning Commission decision affecting division of Lot 10 Block 2 Chalcedony Terrace, ruling that

view of the fact that a R-4 zone is across the alley and regularly subdivided lots of 25 foot widths are across Jewell Street, it is the opinion of said office that the Zoning Committee had jurisdiction to make a ruling upon the application and that said application should now be returned to them for such decision, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the matter was referred back to the Zoning Committee.

Communication from the Planning Commission recommending approval of Revised Tentative Map of Richmond Hills, upon 9 conditions, was again presented. The matter had been before the Council on May 16, 1950, at which time it was referred to the City Manager for recommendation. The City Manager was to have made a verbal report to the Council at this meeting, but no report was made. On motion of Councilman Dail, seconded by Councilman Godfrey, the matter was referred back to the City Manager.

Communication from San Diego Chamber of Commerce, signed by Graydon Hoffman, President, dated May 22, 1950, relative to formation of a Subdivision Committee in the Chamber under the Construction Industries Committee, setting forth the Committee's membership, requesting notification before changes are made in regulations or ordinance so that the Committee may be given reasonable time to review and recommend thereon, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from San Diego Chamber of Commerce, signed by Graydon Hoffman, President, dated May 18, 1950, opposing the establishment of any type of Local Housing Authority in San Diego, and expressing belief that the private disposition of Federal Housing Projects is in the best interests of the people of San Diego and private construction industries, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from San Diego City and County Centennial Commission, signed by George A. Scott, President, dated May 19, 1950, thanking the Council for funds appropriated, and stating that the action will make possible the starting of an annual event, being the historic pageant in Presidio Park, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from San Diego Taxpayers' Association setting forth its views in connection with the proposed City tax rate, the classification and compensation schedule, hours of employment in Police and Fire Departments, etc., was presented.

RESOLUTION NO. 98021, recorded on Microfilm Roll No. 28, referring communication from San Diego Taxpayers' Association, on the 1950-51 City Budget, classification and compensation schedule, and other matters, to Council Conference, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from Arthur D. Eucker, 445 Fern Street, Chula Vista, relative to subdivision of his land in Paradise Hills, the matter of sewage lines, payment on a 50-50 basis each by the City of San Diego and the petitioner, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Martin W. Light, 3736 Bayside Walk, Mission Beach, protesting erection of a "No Parking" sign in front of his garage in the alley, the garage being on the dead-end of the alley where there is no traffic, was presented. On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

Communication from Mrs. R. E. Barnhart and others, requesting the removal of "Wine oes" from Old Town Plaza and the cleaning-up of the baseball field, and stating that "the dogs do our park no good either", was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the communication was referred to the City Manager.

RESOLUTION NO. 98022, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, for the installation of vitrified clay pipe sewer mains, connections, fittings and appurtenances in Euclid Avenue, Naranja Street, Groveland Drive, Castana Street, Imperial Avenue, Santa Margarita Street, Churchward Street, San Jacinto Drive, 53rd Street, the Alleys in Blocks 13, 15 and 16 Las Alturas No. 4, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 94302, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98023, recorded on Microfilm Roll No. 28, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 95610, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98024, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Avenida Comercial, approving Plat No. 2169 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereof, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98025, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Dwight Street, approving Plat No. 2189 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereof, directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98026, recorded on Microfilm Roll No. 28, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of 33rd Street and Beech Street, approving Plat No. 2166 showing the exterior boundaries of the district to be included in the assessment for the work and improvement thereof, directing the City Clerk upon passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 98027, recorded on Microfilm Roll No. 28, accepting bid of Griffith Company and awarding contract for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 97186, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 98028, recorded on Microfilm Roll No. 28, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Eighth Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 98029, recorded on Microfilm Roll No. 28, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Seventh Avenue Lighting District No. 1, for a period of one year from and including January 1, 1950, to and including December 31, 1950, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98030, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2, and Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, within the limits and as particularly described in Resolution of Intention No. 97343, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98031, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in Resolution of Intention No. 97527, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98032, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 97345, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98033, recorded on Microfilm Roll No. 28, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Crown Point Lighting District No. 1, for a period of one year from and including February 15, 1950, to and including February 14, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98034, recorded on Microfilm Roll No. 28, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, for a period of one year from and including January 30, 1950, to and including January 29, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98035, recorded on Microfilm Roll No. 28, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, for a period of one year from and including February 1, 1950, to and including January 31, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98036, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Avenida Comercial, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98037, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Dwight Street, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98038, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of 33rd Street and Beech, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98039, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98040, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98041, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Bayard Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98042, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, the Alley in Block 2 Braemar, Haines Street, and Pacific Beach Drive, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98043, recorded on Microfilm Roll No. 28, for the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98044, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement of Atascadero Drive, Alicia Drive and Tennyson Street, within the limits and as particularly described in Resolution of Intention No. 96604, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98045, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on Reed Avenue, within the limits and as particularly described in Resolution of Intention No. 96685, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98046, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on sewer main in University Avenue, Rex Avenue, 54th Street and public rights of way, within the limits and as particularly described in Resolution of Intention No. 96686, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98047, recorded on Microfilm Roll No. 28, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the grading, paving and otherwise the Alley in Block 52 Fairmount Addition to City Heights, Polk Avenue, rescinding Resolution No. 96371, adopted January 3, 1950, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98048, recorded on Microfilm Roll No. 28, granting petition for paving and otherwise improving of Bayard Street between Turquoise Street and the center line of Loring Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98049, recorded on Microfilm Roll No. 28, granting petition for paving and otherwise improving of Dawes Street between Archer Street and Turquoise Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98050, recorded on Microfilm Roll No. 28, granting petition for paving and otherwise improving of Oliver Street between Haines Street and the center line of Ingraham Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98051, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to do all the work in connection with the construction of crew quarters at Barrett Dam for the Dulzura Conduit work, including the removal of electric stove, water heater and griddle from Morena Building 1009 and installation of the same in the new building at Barrett Dam, the installation of the necessary plumbing, electric light and power lines, construction of small shower house, equipment with water and light, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98052, recorded on Microfilm Roll No. 28, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 40 feet of four-inch C.I., 60 feet of six-inch C.I., and 580 feet of two-inch W.I. Pipe, the installation of 680 feet of 12-inch water main, in G Street, between 25th and 26th Streets, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98053, recorded on Microfilm Roll No. 28, amending conditions 1 and 5 of Resolution No. 94822, granting permission to J. F. Holtmyer to operate a wood working shop on his premises located on Lot 8 Block 5 Florence Heights (on West Washington Street), said conditions 1 and 5 to read: "1. That the petitioner maintain or supply a garage or off street surfaced parking space for each occupied living unit, whose occupant requires parking space for his passenger automobile"; "5. That no machinery or power tools be operated or pounding, hammering or other loud noises be made before 8:00 a.m. or after 6:00 p.m.", was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted. Said Resolution recites the entire list of conditions, but only the amended sections are quoted here.

Petition of Charles Brown, 3776 Jennings Street, for permission to install a 4" inch c.i. sewer line outside the property line to serve property at 1840 Ebers Street, was presented, together with recommendation for approval from the Dept. of Public Health.

RESOLUTION NO. 98054, recorded on Microfilm Roll No. 28, granting permission to Charles Brown, 3776 Jennings Street, to install a four-inch cast iron sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a southwesterly direction parallel to the easterly line of Lot 25 Block 34 Ocean Beach Subdivision to point of intersection with public sewer, to serve property at 1840 Ebers Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Director, Water Department, recommending granting petition of San Diego Gas & Electric Company for pole line permit across City-owned lands in the vicinity of Dulzura Summit, was presented, together with stamp of approval from the City Manager.

RESOLUTION NO. 98055, recorded on Microfilm Roll No. 28, granting San Diego Gas & Electric Company a permit to construct, install, operate, repair, replace, maintain

and use an electric power distribution line over and across City-owned land in Section 12 Township 18 South, Range 2 East, S.B.B.M., on a revocable basis, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98056, recorded on Microfilm Roll No. 28, granting application of the Mission Beach Co., by Warner Austin, Manager, and James J. Peluso, for public display of fireworks at the Mission Beach Amusement Center, May 29th or 30th, 1950, and on July 3rd or 4th, 1950, from 10:00 P.M. to 10:30 P.M., on conditions set forth in said Resolution, repealing Resolution No. 97971 adopted May 16, 1950 (which granted permit for only one of the holidays), was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98057, recorded on Microfilm Roll No. 28, authorizing and directing the City Auditor and Comptroller to transfer the sum of \$500.00 from the Fidelity and General Insurance Account (423) to the Fire Insurance Account (421), General Appropriations, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4420 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$1000.00 from the Unappropriated Balance Fund, and transferring the same to Travel Account (No. 214), General Appropriations, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final passage of such Ordinance was in full.

ORDINANCE NO. 4421 (New Series), recorded on Microfilm Roll No. 28, appropriating the sum of \$20,500.00 from the Parking Meter Fund (Account No. 247), for the purpose of providing funds for the purchase of 200 meters, complete with posts and fittings, not installed, and 200 meter heads only, without posts and fittings, not installed, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Swan, said Ordinance was adopted by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Prior to the passage and adoption of said Ordinance, questions were asked of the City Manager about the purchase of meters. He replied that the meters had already contracted for, under previously advertised bids, and contracts awarded, in order to effect a saving on quantity purchase; this Ordinance, the Manager said, was to pay for those meters.

ORDINANCE NO. 4422 (New Series), recorded on Microfilm Roll No. 28, changing the name of Amaryliss Drive to Amaryllis Drive, was on motion of Councilman Wincote, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Swan, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the next item, not listed on the Council's agenda:

RESOLUTION NO. 98058, recorded on Microfilm Roll No. 28, authorizing Miss Clara Breed, City Librarian, or a member of the staff at the San Diego Public Library, to attend the California Library Association's Annual Convention, to be held in Sacramento, California, June 21st to June 24, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council at this time, the meeting was, on motion of Councilman Wincote, seconded by Councilman Schneider, adjourned, at the hour of 11:10 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By August M. Kadish Deputy

Harley E. Knox
Mayor of the City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, May 25, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:07 o'clock A.M.

Mayor Knox

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,

Absent----Councilmen None

Clerk-----Fred W. Sick

At this time the Mayor announced that awards were to be made to City employees for lengthy service.

Mayor Knox presented to Mrs. Wilfreda Brackett, Nurse's Aid in the Public Health Department, an emblem for completion of 30 years service on May 10, she having begun with the City on October 20, 1918 and having been with the City continuously since August 1, 1921. He spoke of her fine work at the Neighborhood House, 1810 Newton Avenue, which position calls for the fluent speaking of both Spanish and English and a knowledge of child hygiene work.

Mrs. Brackett responded, and said that she went to work as a temporary employee, not intending to stay, but had returned and continued for 30 years. She spoke of progress made at the Neighborhood House since the time when she had to act as midwife in homes to the present time when all the women now want hospitalization for childbirth. Mrs. Brackett praised the City for its participation in the Neighborhood House work, and hoped for continued growth and progress.

The Mayor next presented to James E. Reading, Traffic Engineer in the City Engineer's Office, an emblem for service which will be 25 years on the 28th of this month. He commented upon Mr. Reading's being in charge of adoption and maintenance of improvements in traffic control, street lighting, etc., to help reduce and eliminate street congestion and accidents, and he stressed the fact that his work had been responsible for "saving of many lives."

Estelle Henderson arose from the audience and said that she had had many pleasant dealings with Mr. Reading and wanted to add her congratulations and good wishes for his good work for the City.

Petition of William P. Odom and Ruth C. Odom for annexation to the City of unhabited territory, being a portion of parcel "00" of Lot 19 ~~Rancho~~ Ex-Mission of San Diego, which matter had been before the Council at the meeting of May 23, 1950 and continued to this meeting at request of petitioners' representative, was presented again. The clerk told the Council that petitioners have requested that this petition be filed, inasmuch as they expect to file a new request containing more property adjoining which is owned by other persons. On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing the Purchasing Agent to advertise for bids for furnishing Traffic Signal Equipment, was presented.

RESOLUTION NO. 98059, recorded on Microfilm Roll No. 29, authorizing bids for the furnishing of Traffic Signal Equipment, in accordance with specifications bearing Document No. 418018, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from San Diego Municipal Employees Credit Union, signed by Charles A. Neely, president and Earl F. Thomas, secretary-treasurer, dated May 16th, 1950, in behalf of the 1,040 City employees who are members of the Credit Union, requesting that the policy of purchasing shares and making payments on loans through payroll deductions be continued, and setting forth future policies of the Credit Union, was presented.

After some discussion of the matter, which had previously been discussed by the Council in Conference, it was determined to refer the subject to Conference again.

RESOLUTION NO. 98060, recorded on Microfilm Roll No. 29, referring to Council Conference the communication from San Diego Municipal Employees Credit Union, dated May 16th, 1950, relative to payroll deductions for purchasing shares and making payments on loans, as well as the setting of future policies, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from Byrl D. Phelps, 434 Union Building, dated May 22, 1950, relative to width of a street in Hermosillo Manor, and requesting that the matter of the subdivision map (which had previously been referred to the City Manager for report and recommendation, but not yet returned), was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was referred to the City Manager.

Communication from the State Department of Public Health relative to Assistance Funds available for 1950-1951 for the City of San Diego, in the sum of \$93,793.00, was presented.

The City Manager asked that the matter be held temporarily, in order that he might get a report from the Budget Office to make to the Council at this meeting.

The matter was, therefore, continued, temporarily for later consideration.

Communication from International Association of Machinists, Aeronautical Lodge No. 1125, signed by James D. Blatt, Recording Secretary, dated 22nd May, 1950, expressing the belief that the Council's action in filing its request for establishment of Public Housing authority without discussion or debate was not in the public interest, and requesting consideration to the Association's resolution, was presented.

Members of the Council discussed the letter, and determined to take no action other than to file it, which was done on motion of Councilman Schneider, seconded by Councilman Wincote.

Communication from R. F. Miller, 4716 - 34th Street, San Diego 16, complaining of a nuisance emanating from a juke box located at the Elbo Club, 3373 Adams Avenue, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

RESOLUTION NO. 98061, recorded on Microfilm Roll No. 29, giving notice of the proposed annexation to The City of San Diego of a portion of the Northeast Quarter of Lot 53 Ex-Mission Lands of San Diego, in the County of San Diego, State of California, to be known and designated as "Johnson Tract", setting hearing thereon for June 20, 1950, at the hour of 10:00 o'clock A.M., in the Council Chamber, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98062, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to execute for and on behalf of The City of San Diego a contract with Edwin L. Lock, Jr. and Marion I. Lock, husband and wife, subdividers, and Land Title Insurance Company, for the construction and completion of the unfinished required improvements for West Muirlands Terrace, authorizing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98063, recorded on Microfilm Roll No. 29, adopting Map of West Muirlands Terrace, and accepting a portion of a public street (West Muirlands Drive) and unnamed easements, declaring said portion of a street and easements to be a public street and easements and dedicated to the public use, authorizing and directing the Clerk to endorse upon said map, as and for the act of the Council, that said street and easements are accepted on behalf of the public; directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98064, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Jackson & Scott, Inc., for the installation and completion of the unfinished improvements and the setting of the monuments required for Woodland Terrace Unit No. 1, authorizing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98065, recorded on Microfilm Roll No. 29, adopting Map of Woodland Terrace Unit No. 1, and accepting public streets, portion of a public street and unnamed easements, declaring Wilcox Street, Savoy Street, Temple Street, Tarento Drive, DuPont Street, portion of Catalina Boulevard and unnamed easements shown thereon to be public streets and easements and dedicated to the public use, authorizing and directing the Clerk to endorse upon said map, as and for the act of the Council, that said streets and easements are accepted on behalf of the public; directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

The matter heretofore referred to, on this page of these Minutes, being communication from State of California, Department of Public Health, signed by Ellis D. Sox, M.D., Chief, Division of Local Health Service, dated May 22, 1950, stating that State Public Health Assistance Funds available to the City provided the City is approved for the total of the fiscal year 1950-1951 is \$93,793.00, was again presented.

The City Manager made a verbal report, stating that \$90,246.00 State assistance funds had been received from the State of California last year.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the matter was ordered filed.

RESOLUTION NO. 98066, recorded on Microfilm Roll No. 29, declaring that the term "Linda Vista United States Government War Housing Project" as used in Resolution No. 980413 was intended to and does mean only that portion of the Project which consists of the "permanent" dwellings, and designated as "Cal-4092", was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98067, recorded on Microfilm Roll No. 29, finding that the best interest of the City of San Diego requires that Superior Court Action No. 14194 entitled "Sedlack vs. McKenna, The City of San Diego, a municipal corporation, et al", having to do with quiet title against the defendants to Lot D in Block 213 Horton's Addition, on which the City of San Diego is the owner and holder of street lighting assessments evidence by Certificates Nos. 5776, 6352, 6586, 6727, 6856, 6938, 7010, on which a total sum of \$55.49 will be due and payable for principal, interest and penalties as of May 26, 1950 and June 1 to 13, 1950 be compromised and settled by and between the plaintiffs and the defendant, upon payment of said sum to the City of San Diego, and that the City Auditor be and he is thereby authorized and directed to ~~receive said sum and~~ transfer and assign said lighting assessments certificates to N. Sedlack when he has been informed by the City Treasurer that N. Sedlack has paid the principal, interest and penalties due on said assessments, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98068, recorded on Microfilm Roll No. 29, determining that the best interest of the City demand that the City compromise action in eminent domain, The City of San Diego vs. Willis, No. 130137 (having to do with property for Mission Bay development), with the defendant Willis conveying to the defendant Lot 11 Block 3 Drucker's Subdivision, and quieting its title thereto and paying the sum of \$1300.00 toward the reasonable cost of moving the buildings at 4206 Western to said Lot 11 Block 3, and placing the residence upon a foundation, connecting the sewer, water, electricity, etc., in exchange for defendant Willis conveying to the City Lot 15 Block 5 Drucker's and the improvements now standing thereon, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98069, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager, the City Director of Properties, and the City Attorney and each of them to perform any and all acts necessary to cancel the lease to Melvin Curry (on Golf Driving Range), as successor in interests of Frank Morey, Sr. and C. B. Denison, of Lots 1 to 48 inclusive of Block 13 of Bayside, said Melvin Curry being 6 months in arrears on his rental payments, and to regain possession of the property for the City at the earliest possible time, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98070, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by Warren J. Pettis and Bonnice Pettis, beneficiaries, and Union Title Insurance and Trust Company, trustee, bearing date May 15, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 9 Block 18 Encanto Heights Tract No. 2, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98071, recorded on Microfilm Roll No. 29, accepting deed of Buenaventura Martinez and Alice Martinez, bearing date May 16, 1950, conveying a portion of Lot 1 Block 2 F. T. Scripps Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same La Jolla Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98072, recorded on Microfilm Roll No. 29, accepting deed of Charlie D. Currie, bearing date May 6, 1950, conveying a portion of Lot 14 Block "D" El Nido, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98073, recorded on Microfilm Roll No. 29, accepting deed of Ella Ford, bearing date May 5, 1950, conveying an easement and right of way for street purposes in portion of Lot 46 Block 3 Hunter's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98074, recorded on Microfilm Roll No. 29, accepting deed of Frank Fuller and Bernice Fuller, bearing date May 15, 1950, conveying for street purposes a portion of Lot 5 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98075, recorded on Microfilm Roll No. 29, accepting deed of Celia P. Guerrero, bearing date May 10, 1950, conveying portions of Lot 20 Block "D" El Nido, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98076, recorded on Microfilm Roll No. 29, accepting deed of Lloyd R. Brenn and Nellie G. Brenn, bearing date May 8, 1950, conveying an easement and right of way for street purposes in portion of Lot 9 Block 18 Encanto Heights Tract No. 2, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wren Street, authorizing and directing the City Clerk to file said deed of record in the office of County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98077, recorded on Microfilm Roll No. 29, accepting deed of Frank Fuller and Bernice Fuller, bearing date May 16, 1950, conveying a portion of Lot 5 Block 33 Wetmore and Sanborn's Addition, authorizing and directing the City Clerk to transmit said Deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98078, recorded on Microfilm Roll No. 29, accepting deed of Hobart F. Gentry and Elise A. Gentry, bearing date May 10, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 40 Block P Montclair Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98079, recorded on Microfilm Roll No. 29, accepting deed of Sam Martinez and Frances Martinez, bearing date May 18, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 4 Block 343 Old Town Addition, authorizing and directing the City Clerk to file said deed of Record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98080, recorded on Microfilm Roll No. 29, accepting deed of William H. McCreary and Louise D. McCreary, bearing date April 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 3 Block 22 Sunset Cliffs, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4423 (New Series), recorded on Microfilm Roll No. 29, establishing the grade of the Alley lying southwesterly of and contiguous to Lots 85 to 101 Catalina Villas, between the northwesterly line of Wells Street and the easterly line of Catalina Boulevard, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4424 (New Series), recorded on Microfilm Roll No. 29, establishing the grade of the Alley in Block 1 Montemar Vista, between the east line of 56th Street and the west line of 58th Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4425 (New Series), recorded on Microfilm Roll No. 29, establishing the grade of the Alley in Block 5 Point Loma Heights, between the southeasterly line of Capistrano Street and a line produced at right angles southwesterly from a point on the northeasterly line of said Alley, distant 500.00 feet southeasterly along the northeasterly line of said Alley from the southeasterly line of Capistrano Street, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4426 (New Series), recorded on Microfilm Roll No. 29, establishing the grade of the Alley in Block 88 Point Loma Heights, between the southeasterly line of Guizot Street and the northwesterly line of Santa Barbara Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters not listed on the agenda:

Communication from Superintendent of Streets recommending granting petition requesting the closing of 5 feet parallel to the north line of Ash Street, from 33rd to Felton Streets, reporting that the street is dedicated to a width of 80', the curb returns are installed providing for a street 40' between curbs which will be adequate, there are no utilities involved and all City Departments have concurred in the closing, which communication was approved by the Director of Public Works, was presented.

RESOLUTION NO. 98081, recorded on Microfilm Roll No. 29, granting petition for the closing of 5 feet parallel to the north line of Ash Street, from 33rd to Felton Streets, as recommended by the Superintendent of Streets, directing the City Engineer to furnish a description of the lands to be affected and benefited by, and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from San Diego City and County Convention Bureau, Inc., 499 W. Broadway, signed by Elwood T. Bailey, General Manager, dated May 24, 1950, presenting receipted bills amounting to \$1,444.36, being expense incurred in the soliciting and servicing of conventions for San Diego, was presented, together with signatures of the members of the City's Advertising & Control Committee.

RESOLUTION NO. 98082, recorded on Microfilm Roll No. 29, approving bill of San Diego City and County Convention Bureau, Inc., in the sum of \$1,444.36, authorizing and directing the issuance of a requisition therefor on the Advertising and Publicity Funds for the fiscal year 1950-1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Proposed Ordinance amending Section 2712 of Ordinance No. 3674 (New Series) - the Building Code - adopted March 2, 1948, to permit ornamental cloth canopies extending in front of the entrance door provided that no such structure shall extend a width of 24 feet, measuring parallel to the property line, nor extending over public property a greater distance than 18 inches less than the normal width of the sidewalk, and stating in detail the required construction, was presented.

The City Manager explained the matter briefly, and called upon the Chief Inspector, who told the Council that the existing Ordinance permits such canopies only a width of 14 feet, that a builder is seeking to increase the length in connection with a building under construction. The Board of Appeals, he reported, has recommended the granting of the extension request.

Frank L. Hope, architect, said that his client is building on B Street, between 6th and 7th Avenues, but is stopped from constructing the decorative canopy he wants, because the Ordinance restricts it to 14 feet. A 24-foot canopy is desired.

Asked about the differences in awnings, canopies and marquees, the Inspector said that the type being considered cannot be raised or lowered; awnings have to be equipped for raising and lowering; marquees have to sustain specified weights. He said that it is the unanimous recommendation of the Board of Appeals that the ordinance be amended as submitted.

Members of the Council asked if there is no other way of handling the matter, such as adoption of a Resolution granting a special permit, but both the Inspector and City Attorney said that the Building Code makes no provision for waiving the provision of the Ordinance. It was pointed out that an ordinance is not effective immediately - the City Attorney said 31 days - but, that if the Council adopts the Ordinance he is sure that the Building Inspection Department can handle the administrative detail of issuance of the permit.

Councilman Kerrigan made quite a point of the fixing of any particular length of the canopies, and wanted to know what would be wrong with having one 1,000 feet long, if desired. Everyone agreed that it made no difference how long it was, and Councilman Wincote expressed the belief that no limit should be placed on the canopy, inasmuch as someone might wish to construct a larger one, and might ask for an amendment to the Ordinance. Members of the Council favored the change in the ordinance, but thought the 24-foot limitation should be removed.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the portion of the proposed Ordinance stating that the canopies may be erected in front of entrance "doors", that "no such structure shall exceed a width of 24 feet, measuring parallel to the property line," was struck out.

The Ordinance, as amended by the deletions just referred, to was presented for action.

ORDINANCE NO. 4427 (New Series), recorded on Microfilm Roll No. 29, amending Section 2712 of Ordinance No. 3674 (New Series) - "Building Code", adopted March 2, 1948, in the following particular:

"Section 2712. Cloth Canopies, Valances, etc.: Ornamental cloth canopies may be erected and extended in front of the entrances provided that no part of such canopy shall extend over public property a greater distance than 18 inches less than the normal width of the sidewalk. All ornamental cloth canopies shall be supported entirely clear of the sidewalk when extending over the sidewalk, and no post, rod or other support for same shall be located on public property. Ornamental cloth canopies and valances shall be reinforced with a skeleton steel frame of sufficient strength and rigidity, and the total over-all height of the canopy proper including the valance shall not exceed 5 feet. The frame and rigid parts shall clear the sidewalk at least 7'6" and the bottom edge of the valance or hanging borders shall clear the sidewalk at least 6'7". The space or area under any cloth canopy shall not be used as a room, storage space or place of business."

was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. The final reading of such Ordinance was in full.

Councilman Swan brought up the matter of the zone variance which had been granted to C. Kelvin and Audrey M. Savell on May 23, 1950, upon appeal which he had made from the decision of the Zoning Committee in denying his application for construction of a custom-made furniture shop with some refinishing and repairing, on the rear of Lots 29 and 30 Block 220 Pacific Beach, at 1344 Hornblend Street, in Zone R-4.

Councilman Swan thought it would be well to incorporate into the zone variance the statements which Mr. Savell had made at the hearing, to the effect that he planned to construct a 25'x35' shop on the rear 25' of the Lots, that he would work alone with no employees, that his hours of operation would be from 8:00 A.M. to 5:00 P.M.

While some other members of the Council thought it might be well to include such restrictions in the Resolution (No. 98007), it was questioned if that could be done at this time. The City Attorney was asked if, in view of the variance having been granted on May 23, 1950, as the result of a hearing, the Council could now add restrictions. The City Attorney replied that he did not know, but would be glad to look into the question if the Council referred the matter to him.

RESOLUTION NO. 98083, recorded on Microfilm Roll No. 29, referring to the City Attorney the question of possible amendment to Resolution No. 98007, which sustained the appeal of C. Kelvin and Audrey M. Savell from the Zoning Committee's decision in denying his request for zone variance to permit operation of a custom-made furniture shop with some refinishing and repairing, on the rear of Lots 29 and 30 Block 220 Pacific Beach at 1344 Hornblend Street in Zone R-4, by limiting the operating to prohibit any employees and that the hours of operation from 8:00 A.M. to 5:00 P.M., for a report, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

On motion of Councilman Schneider, seconded by Councilman Wincote, a Special Meeting of the Council was set for Monday, May 29, for the purpose of passing the Compensation Schedule Ordinance.

RESOLUTION NO. 98084, recorded on Microfilm Roll No. 29, calling a Special Meeting of the Council, for the hour of 4:30 o'clock P.M., on Monday, May 29, 1950, for the purpose of adopting the Compensation Schedule Ordinance for the fiscal year 1950-1951, and for the consideration of any other business to come before the Meeting, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

All members of the Council signed "Waiver of Notice of Special Meeting" for such Meeting during the session.

There being no further business to come before the Council, the meeting was adjourned at the hour of 10:45 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By *August M. Shadstein*

Harley E. Knox
Mayor of the City of San Diego, California.

Deputy

98083-09084

4427.N.S.

SPECIAL MEETING
Chamber of the Council of The City of San Diego, California,
Monday, May 29, 1950

A Special Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 4:35 o'clock P.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox
Absent---Councilman Dail
Clerk-----Fred W. Sick

"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 in the Administration Building, Civic Center in the City of San Diego, State of California, on Monday, the 29th day of May, 1950, at the hour of 4:30 o'clock P.M., and hereby consent to such special meeting.

(SIGNED) HARLEY E. KNOX
(SIGNED) GEORGE KERRIGAN
(SIGNED) CHARLES B. WINCOTE
(SIGNED) CHESTER E. SCHNEIDER
(SIGNED) FRANKLIN F. SWAN
(SIGNED) CHAS. C. DAIL
(SIGNED) VINCENT T. GODFREY"

ORDINANCE NO. 4428 (New Series), recorded on Microfilm Roll No. 29, establishing a Schedule of Compensation for Officers and Employees in the Classified Service of The City of San Diego, providing uniform compensation for like services, and repealing Ordinance No. 4064 (New Series) adopted May 31, 1949, was placed on its final passage on motion of Councilman Schneider, seconded by Councilman Wincote, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4429 (New Series), recorded on Microfilm Roll No. 29, fixing the salaries of Officers and Employees in the Unclassified Service of The City of San Diego, and repealing Ordinance No. 4065 (New Series) adopted May 31, 1949, was placed on its final passage at its first reading, on motion of Councilman Schneider, seconded by Councilman Kerrigan, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilman Dail.

The final reading of such Ordinance was in full.

Prior to adoption of said Ordinance No. 4429 the City Attorney explained that changes had been made as directed by the Council, and spoke of the salaries of the City Manager and the Assistant City Manager. He told of the "steps" for the Assistant, whose salary is to be \$12,000.00 per year, and which will be handled by the Manager. The City Manager agreed with the Attorney's statements regarding the Assistant's "steps".

The City Attorney said that he had deleted any provision or mention of the Health Director, that matter to be handled under contract with the County in connection with the furnishing of health services. He said the matter will be included in the Budget. It was stated that the Board of Supervisors would set the salary under the contract.

Mayor Knox and Councilman Kerrigan expressed the belief that the City loses control, under the arrangement.

The City Attorney pointed out that the contract is for only one year. He said that if the City establishes a Health Department, the Council would set the salary. Also, he explained the salary payment under the contract. The Attorney pointed out that there has been such operation for a long while, without a contract.

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Schneider, seconded by Councilman Kerrigan, at the hour of 4:44 o'clock P.M.

ATTEST: FRED W. SICK, City Clerk

By August M. Hadstrom
Deputy

Harley E. Knox
Mayor of The City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Wednesday, May 31, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:09 o'clock A.M.

Mayor Knox Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, May 23, 1950, the Regular Meeting of Thursday, May 25, 1950, the Special Meeting of May 29, 1950, were presented to the Council by the Clerk, and on motion of Councilman Swan, seconded by Councilman Godfrey, were approved without reading, after which they were signed by the Mayor.

The first six items listed on the agenda, having to do with the following street improvement hearings, were continued until a later hour to permit the City Engineer to meet with property owners in Room 360 adjoining the Council Chambers for answering of any questions and for reporting back thereon to the Council:

Evergreen Street and Dickens Street, on Resolution of Intention;

Beta Street Sewers, on Assessment;

39th Street, Quail Street, 40th Street, 41st Street, Morrison Street, Raven Street, and other streets, on Assessment;

The Alley in Block B South La Jolla, North Lane, Westbourne Street, and public rights of way, on Resolution of Preliminary Determination;

Ampudia Street, on Resolution of Preliminary Determination.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating portions of Blocks 182, 186 and 187 University Heights into "C" Zone, and repealing Ordinance No. 12988, in the vicinity of Cleveland Avenue and Washington Street, west of Richmond Street, from R-4 Zone (for a large Sears & Roebuck retail store, together with off-street parking facilities for some 1200 to 1500 cars), the clerk reported that a letter had been received from James Britton, 2650 Second Avenue, protesting the re-zoning on the basis that it would upset the plan of a central downtown shopping center, and for various other reasons stated therein, which communication was presented and read in full.

Thereupon, the Mayor inquired if any interested affected property owners were present to be heard. No one appeared to be heard, verbally, and no additional protests were presented.

ORDINANCE NO. 4430 (New Series), recorded on Microfilm Roll No. 29, incorporating Lots 22 to 33 inclusive Block 182, Lots 1 to 9 inclusive and Lots 14 to 25 inclusive Block 183, Lots 1 to 24 inclusive Block 186, Lots 1 to 21 inclusive Block 187 University Heights into a "C" Zone as defined by Ordinance No. 8924 and amendments thereto; repealing Ordinance No. 12988, was on motion on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating Lots 1 to 11 Federal Boulevard Subdivision No. 1, Lots 55 and 6 Federal Boulevard Subdivision No. 2 into R-1 and C Zones, and repealing Ordinances Nos. 35 (New Series) and 2308 (New Boulevard, on the south side of Federal Boulevard between 47th & 48th Streets and east side of 47th Street between Federal Boulevard and Beech Street, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present to be heard. No one appeared to be heard, verbally, and no protests were presented.

ORDINANCE NO. 4431 (New Series), recorded on Microfilm Roll No. 29, incorporating Lots 1 to 11 inclusive, Federal Boulevard Subdivision No. 1, Lots 55 and 56 Fed-

eral Boulevard Subdivision No. 2 into "R-1" and "C" Zones as defined by Ordinance No. 8924 and amendments thereto, repealing Ordinance No. 35 (New Series) and Ordinance No. 2308 (New Series) insofar as the same conflict, was on motion of Councilman Dail, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Swan, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Petition of Richard S. Hall and Ralph Coble for Class A Dine & Dance License at Club Boomerang, 630 Market St. (being change in class of license from B), was presented, together with recommendations for approval from the Chief of Police, the Director of Social Welfare, the Fire Marshal and the City Manager.

RESOLUTION NO. 98085, recorded on Microfilm Roll No. 29, granting a Class A License to conduct dance at Club Boomerang, 630 Market Street, on premises where intoxicating liquor is sold, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition Willis, 130 Lathrop Lane, El Cajon, for The Mission Indian Federation of California, for permission to circulate petitions on the streets favoring legislation (Senate Bill 3197) to free all California Indians from Federal wardship, was presented.

The City Attorney said that there is no ordinance prohibiting the circulating of petitions for obtaining signatures in connection with political matters upon the public streets of the City and that no permit is needed therefor.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said petition was ordered filed.

Mr. Willis said that he had petitioned the Council upon having been informed (he did not say by whom) that it was necessary to have official approval in order to do what he requested.

Petition of Margaret Templeman, Ruth Templeman and Barbara Shenko for the naming of the Alley in First Addition to Pacific Beach, Vista, located north of Van Nuys Street between Cass Street and La Jolla Mesa Drive, HOLLY LANE, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, said petition was referred to the City Manager.

Claim of Mrs. Horace Horton Blair, 3776 Front Street, in the sum of \$6.03, for damage to her automobile by a City-owned car, was presented.

RESOLUTION NO. 98086, recorded on Microfilm Roll No. 29, referring claim of Mrs. Horace Horton Blair to the Percy H. Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of C. W. Hawley, 3676 Adams Avenue, in the sum of \$25.00, for damage to his automobile by a City-owned truck, was presented.

RESOLUTION NO. 98087, recorded on Microfilm Roll No. 29, referring claim of C. W. Hawley to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of Ruth Scofield, 344 - 22nd Street, in the sum of \$15.00, for "accident on Eighth Street, between Broadway and E Street" (nature of claim not shown), was presented.

RESOLUTION NO. 98088, recorded on Microfilm Roll No. 29, referring claim of Ruth Scofield to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of International Committee of Young Men's Christian Associations, 500 West Broadway, in the sum of \$3,658.00, for refund of taxes paid under protest, was presented.

Motion was made and seconded to refer the claim to the Percy H. Goodwin Company, but action was reconsidered at the end of said meeting, it being deemed to have been the incorrect action to have taken. See, therefore, the last action in this meeting.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on sale of Harbor Department lumber from wrecked barracks, stating that sale had been made to 23 buyers for \$3,520.44, and reporting that no bids had been received for 80 used oil burning stoves and that other disposition thereof will be accomplished.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of Copper Tubing, Copper Fittings and Valves, recommending award to Mission Pipe and Supply Company of San Diego, the low bidder, was presented.

RESOLUTION NO. 98089, recorded on Microfilm Roll No. 29, accepting bid of Mission Pipe and Supply Company for the furnishing of Copper Tubing, Copper Fittings and Valves, awarding contract and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with the exception of checks submitted by the low and the second low bidder, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the construction of a Storm Drain in West Point Loma Boulevard, between Castelar and Seaside Streets, recommending award to Cameron Bros., the low bidder, was presented.

RESOLUTION NO. 98090, recorded on Microfilm Roll No. 29, accepting bid of Cameron Bros. for the construction of a Storm Drain in West Point Loma Boulevard, Castelar Street to Seaside Street, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, presenting Resolution authorizing bids for the furnishing of Flags for street decorations, was presented.

RESOLUTION NO. 98091, recorded on Microfilm Roll No. 29, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Flags for street decorations, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Superintendent of Streets, bearing the approval of the Director of Public Works and the City Manager's stamp of approval, recommending granting petition of Scottish Rite Cathedral for the closing of the Alley in Block 212 Horton's Addition adjacent to the easterly lots, was presented.

RESOLUTION NO. 98092, recorded on Microfilm Roll No. 29, granting petition of Scottish Rite Cathedral, Incorporated, for the closing of the Alley adjacent to Lots I and J Block 212 Horton's Addition, subdivided by Carter, Hill and Metcalf, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on petition for dedication of land in Pueblo Lot 104, from Catalina Boulevard to Silvergate Avenue, and recommending acceptance upon the grading thereof and installation of water main therein, was presented.

RESOLUTION NO. 98093, recorded on Microfilm Roll No. 29, accepting offer of property owners for the dedication of land in Pueblo Lot 104, from Catalina Boulevard to Silvergate Avenue, upon conditions set forth therein as recommended by the City Manager, authorizing and directing the Properties Division to secure the necessary deeds therefor, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on petition for change in the location of the Bus Stop at 25th and Market Streets, and stating that the change has been made to the betterment of traffic conditions, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the City Manager's communication, and the petition upon which it reported, were ordered filed.

Councilman Dail requested that the first signer of the petition be notified of the City's action. The Clerk replied that such notice would be given.

Communication from the City Manager reporting on request of James H. Albright for repair of curb at 4428 - 36th Street, stating that the work has been done, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the Superintendent of Streets, bearing approval of the Director of Public Works, and the City Manager's stamp of approval, recommending granting petition for the closing of the Alley in Block 6 La Jolla Strand, was presented.

RESOLUTION NO. 98094, recorded on Microfilm Roll No. 29, granting petition of Mr. and Mrs. Bert M. Strauss, Mr. and Mrs. John Bretz, Jr., for closing the Alley in Block 6 La Jolla Strand, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending new proceedings for the changing of the property line grades on portions of Saranac Street, Mohawk Street, 71st Street, 72nd Street, 73rd Street, upon which streets the proceedings had been abandoned by Resolution No. 97772 because the Resolution of Intention failed to include 72nd Street, was presented.

RESOLUTION NO. 98095, recorded on Microfilm Roll No. 29, adopting the City Engineer's recommendation for commencement of proceedings for the changing of grade proceedings of property line grades on Saranac Street between the west line of 70th Street and the east line of 72nd Street, Saranac Street between a line drawn parallel to and distant 160 feet westerly from the northerly prolongation of the west line of 73rd Street and the east line of 73rd Street, Mohawk Street between the west line of 70th Street and the west line of 73rd Street, 71st Street between the south line of Saranac Street and the south line of El Cajon Boulevard, 72nd Street between the south line of Saranac Street and the south line of El Cajon Boulevard, and 73rd Street between the north line of Saranac Street and the south line of El Cajon Boulevard, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending that the petition for the rezoning, from R-4 to RC of Lots 4 and 5 of Block 22 Bird Rock Addition, together with Lots D and E of Block A Bird Rock Villas (added by the Commission), upon which hearing has been conducted, be referred to the City Attorney for preparation of the necessary ordinance, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

Communication from the Planning Commission, signed by the Asst. Planning Director, reporting that a public hearing had been held by the Commission on the petition of O. D. Arnold and others for the re-zoning of a 2-1/2 acre parcel of Lot 17 Rancho Mission, from the existing Zone R-1 to Zone RC, and stating that the Commission after reviewing the fact that there now exists in the immediate vicinity 42 acres of commercially zones property with 6600 lineal feet of business frontage had recommended by a unanimous vote its denial, and suggesting that the Council adopt a Resolution denying said request because of its adverse effect on the residential area immediately adjacent thereto, was presented.

Councilman Dail disagreed with the Planning Commission's recommendation, and suggesting that the matter be referred to the City Attorney for preparation of the Ordinance to make the change and that a hearing be conducted thereon.

On motion of Councilman Dail, seconded by Councilman Godfrey, the matter was referred to the City Attorney for preparation and presentation of an Ordinance to change the zoning of said property in Lot 17 Rancho Mission from R-1 to RC, and setting a hearing thereon for the hour of 10:00 o'clock A.M., of Tuesday, June 20, 1950.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 5 Sections of the Subdivision Ordinance affecting the Tentative Map of Cosgrove Mesa, was presented.

RESOLUTION NO. 98096, recorded on Microfilm Roll No. 29, suspending Sections 3E5, 3J6, 3I2, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Cosgrove Mesa, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Cosgrove Mesa, for subdivision of a portion of Lots 13 and 14 of La Mesa Colony and a portion of Lot 67 of Rancho Mission into 115 lots, located at the northerly end of 63rd Street and northerly of Montezuma Road, upon 9 conditions, was presented.

RESOLUTION NO. 98097, recorded on Microfilm Roll No. 29, approving Tentative Map of Cosgrove Mesa, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending suspension of 5 Sections of the Subdivision Ordinance affecting the Tentative Map of Dennstedt Heights, was presented.

RESOLUTION NO. 98098, recorded on Microfilm Roll No. 29, suspending Sections 3G1, 3G2, 3I2, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Dennstedt Heights, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Tentative Map of Dennstedt Heights, for subdivision of Lot 19 La Mesa Colony into 58 lots, located on South Seminole Drive adjacent to the subdivision of Rolando in the County of San Diego, upon 9 conditions, was presented.

RESOLUTION NO. 98099, recorded on Microfilm Roll No. 29, approving Tentative Map of Dennstedt Heights, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting petition for amendment to Resolution No. 97395 which suspended certain sections of the Subdivision Ordinance on Hubner Knolls Annex, by adding one suspension relative to "property returns" in connection with the Final Map thereof, was presented.

RESOLUTION NO. 98100, recorded on Microfilm Roll No. 29, amending Resolution No. 97395 in connection with the Tentative and Final Maps of Hubner Knolls Annex, to permit the property returns to be at a 20-foot radius rather than in accordance with the standards established by Document No. 289156 which would require returns varying from 21 to 25 feet, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Ed Fletcher, 1020 - 9th Avenue, inviting the Council to be present at the dedication of a 22-ton boulder to Henry Fenton at his San Pasqual Ranch, on June 4 at 3:00 o'clock P.M., in recognition of his being an outstanding citizen, and requesting the Mayor to make a five-minute talk, was presented and read.

The Mayor was asked if he would be able to attend, in view of dedication of the Mission Bay channel, and he replied that on that day he "would be 2500 miles away from here." It was then suggested that the Vice Mayor act in his stead, and that he be requested so to do.

RESOLUTION NO. 98101, recorded on Microfilm Roll No. 29, designating George Kerrigan, Vice Mayor, "to do the honours" in lieu of the Mayor, in making a talk at the dedication of a boulder to Henry Fenton at his San Pasqual Ranch on June 4, 1950, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

Communication from Percy H. Goodwin Company, dated May 26, 1950, signed by F. W. Beachler, Loss Service Dept., announcing payment of \$9.54 to James A. Bartley, Claimant, in full payment of his claim and that a release had been accepted, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from Percy H. Goodwin Company, dated May 24, 1950, signed by F. W. Beachler, Loss Service Dept., announcing payment of \$13.88 to Mrs. Sherman Cale, Claimant, in full payment of her claim and that a release had been accepted, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Communication from Great American Indemnity Co., dated May 25, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of Hazel Camp, 1801 Lyndon Road, San Diego, in the sum of \$34.87, arising out of a property damage resulting from a sewer backup, was presented.

RESOLUTION NO. 98102, recorded on Microfilm Roll No. 29, denying claim of Hazel Camp, in the sum of \$34.87, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Co., dated May 25, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of Henry E. Hughes, 2820 Sixth Avenue, San Diego, in the sum of \$2,000.00, arising out of property damage and injury to his wife occurring on March 20, 1950, was presented.

RESOLUTION NO. 98103, recorded on Microfilm Roll No. 29, denying claim of Henry E. Hughes, in the sum of \$2,000.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Co., dated May 25, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of Joyce E. Hughes, 2820 Sixth Avenue, San Diego, in the sum of \$10,000.00, arising out of personal injury occurring on March 20, 1950, was presented.

RESOLUTION NO. 98104, recorded on Microfilm Roll No. 29, denying claim of Joyce E. Hughes, in the sum of \$10,000.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Great American Indemnity Co., dated May 24, 1950, signed by Max H. Seeger, representative, recommending denial of claim of Livingston M. Larkin, 3591 Wightman Street, San Diego, in the sum of \$50.92, arising out of property damage resulting from a sewer backup, was presented.

RESOLUTION NO. 98105, recorded on Microfilm Roll No. 29, denying claim of Livingston M. Larkin, in the sum of \$50.92, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Chas. A. Judson, Rt. 1, Box 913, Escondido, requesting a new lease from the City adjoining his property in San Pasqual Valley which he has operated as a dairy farm for 20 years, on a dairy farm basis rather than on the stock grazing and agricultural basis, stating that his and the City's properties which adjoin should be operated as one unit, was on motion of Councilman Schneider, seconded by Councilman Dail, referred to the City Manager.

Communication from the City of La Mesa giving notice of public hearing on Rent Decontrol in the City of La Mesa, to be held June 12, 1950, in the Council Chambers at 7:00 o'clock P.M. (having been continued from May 22, 1950), and transmitting copy of Resolution calling the hearing, was presented.

After some discussion, during which Councilman Swan expressed the belief that the City of San Diego should be represented, the communication was on motion of Councilman Kerrigan, seconded by Councilman Schneider, filed.

Some members of the Council indicated that they planned to attend the hearing, but they were not going in an official capacity of City's representatives, it being pointed out by the Mayor that the City of La Mesa was simply complying with regulations in connection with the hearing.

Communication from Point Loma Stables, 2074 Catalina Boulevard, signed by Mrs. William J. DuBois, suggesting construction of a riding trail from the Old Lighthouse at Point Loma to connect with the Mission Valley Bridle Trails, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, said communication was ordered filed.

Communication from Louie LeBrets, 2308 Tulip Street, protesting the use of water, time and money in scraping dirt roads, stating that if streets cannot be paved or black-topped she would "just as soon not have the ruts re-arranged every three or four months", was presented.

Considerable discussion followed on the merits of sprinkling, Councilman Swan maintaining that Mrs. LeBrets' position was well taken, from information which he had received. Councilman Dail said that water-soluble oil is used, and that it lays the dust, and is of definite benefit to residents.

On motion of Councilman Godfrey, seconded by Councilman Schneider, said communication was referred to the City Manager, "for his information; not for reply".

RESOLUTION OF AWARD NO. 98106, recorded on Microfilm Roll No. 29, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of Tyrian Street, La Jolla Boulevard, the Alley in Block 2 and the Alley in Block 3 La Jolla Park, within the limits and as particularly described in Resolution of Intention No. 97274, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF AWARD NO. 98107, recorded on Microfilm Roll No. 29, accepting bid of San Diego Gas & Electric Company, and awarding contract for the furnishing of electric current for the lighting of the ornamental street lights located in Sunset Cliffs Lighting District No. 1, for a period of one year from and including January 15, 1950, to and including January 14, 1951, all in accordance with Engineer's Report and Assessment filed March 13, 1950 in the office of the City Clerk, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98108, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 187 City Heights, approving Plat No. 2191 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98109, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, approving Plat No. 2201 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98110, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Columbia Street, approving Plat No. 1881 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98111, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Plum Street, approving Plat No. 2187 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 98112, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in Resolution of Intention No. 97344, authorizing the calling for bids, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 98113, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of 48th Street, within the limits and as particularly described in Resolution of Intention No. 97597, authorizing the calling for bids, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 98114, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in Resolution of Intention No. 97461, authorizing the calling for bids, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 98115, recorded on Microfilm Roll No. 29, for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 2, for a period of one year from and including March 5, 1950, to and including March 4, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 98116, recorded on Microfilm Roll No. 29, for the furnishing of electric current for the lighting of the ornamental street lights located in Talmadge Park Lighting District No. 4, for a period of one year from and including April 1, 1950, to and including March 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 98117, recorded on Microfilm Roll No. 29, for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 2, for a period of one year from and including March 16, 1950, to and including March 15, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98118, recorded on Microfilm Roll No. 29, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in Kensington Manor Lighting District No. 1, for a period of one year from and including May 1, 1950, to and including April 30, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98119, recorded on Microfilm Roll No. 29, for the furnishing of electric current for the lighting of the ornamental street lights located in Loma Portal Lighting District Number One, for a period of one year from and including June 28, 1950, to and including June 27, 1951, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98120, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 187 City Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98121, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98122, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Columbia Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98123, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Plum Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98124, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98125, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of Pyncheon Street, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98126, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of the Alley in Block 65 Resub-division of Blocks 39 and 56 Normal Heights, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98127, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of Emerald Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98128, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of Worden Street, and Udall Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98129, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of Yosemite Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98130, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Atascadero Drive, Alicia Drive and Tennyson Street, within the limits and as particularly described in Resolution of Intention No. 96604, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98131, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Palomar Avenue, Electric Avenue, Dowling Drive, Retaheim Way and Vincente Way, within the limits and as particularly described in Resolution of Intention No. 96299, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98132, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the sewers in Paseo Dorado, Spindrift Drive, Princess Street, Avenida Alamar, Roseland Drive, Hypatia Drive, Little Street, and other streets, within the limits and as particularly described in Resolution of Intention No. 96294, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98133, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Reed Avenue, within the limits and as particularly described in Resolution of Intention No. 96685, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98134, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the installing of sewer main in University Avenue, Rex Avenue, 54th Street and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 96686, directing the City Clerk to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets of said City, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98135, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly described in Resolution of Intention No. 96684, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98136, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of the Alley in Block 54 Fairmount Addition to City Heights, within the limits and as particularly described in Resolution of Intention No. 96603, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98137, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of the Alley in Block 62 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 94577, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98138, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of the Alley in Block 3 Wilshire Place, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of said Alley, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98139, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of Reed Avenue, directing the City Engineer to furnish a description of the district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, and directing said Engineer to consolidate said assessment district with the district heretofore ordered by Resolution No. 96437 for the improvement of Thomas Avenue, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98140, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of Felspar Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98141, recorded on Microfilm Roll No. 29, granting requests of M. H. Golden Construction Company for extension of time for a period to and including the 31st day of July, 1950, in which to complete the reconstruction and enlargement of the Sewage Treatment Plant, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98142, recorded on Microfilm Roll No. 29, granting permission to Perry Black, doing business as the ABC Cab Company of Ocean Beach, 1195 Santa Barbara Avenue, to supplement his filed rate schedule by adding thereto a \$1.50 flat rate from Ocean Beach to downtown San Diego, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98143, recorded on Microfilm Roll No. 29, denying application of Perry Black, doing business as the ABC Cab Company, 1195 Santa Barbara Avenue, for a Certificate of Public Convenience and Necessity to operate one additional taxicab, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

In connection with Resolution No. 98143, Councilman Swan questioned the reason for denial of the Perry Black application for one additional taxicab. The City Manager explained the matter, stating that the Police Department is permitting Mr. Black to use another cab when one of his two licensed cabs is laid up, thereby letting have in operation two cabs at all times. That additional cab, he explained, would not be given a separate license and would not be used except when one of the two licensed cars is out of commission. The Manager pointed out, also, that it would be a saving to Mr. Black not to have to pay the license on the supplemental cab.

Petition of I & S Sales, Inc., 4771 University Avenue, by Edwin W. Schliehuber, president, for permission to install excess width driveway at 3651-57 Reynard Way to serve four garages facing Reynard Way, was presented, together with communication from the City Manager recommending the granting thereof.

RESOLUTION NO. 98144, recorded on Microfilm Roll No. 29, granting permission to I & S Sales, Inc. to install a 40-foot driveway on the east side of Reynard Way, between points 7 feet and 47 feet south of the south line of Torrence Street, adjacent to Lot 7 Royal Heights, to serve a four-car garage construction at 3651-3657 Reynard Way, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of M. W. Stewart, 6150 Mesita Drive, for permission to install excess width driveway at 3621-27 Reynard Way to serve four garages facing Reynard Way, was presented, together with communication from the City Manager recommending the granting thereof (40 feet, instead of 42 feet asked for) - to I & S Sales, Inc.

RESOLUTION NO. 98145, recorded on Microfilm Roll No. 29, granting permission to I & S Sales, Inc. (Edwin W. Schliehuber, President) 4771 University Avenue, to install a 40-foot driveway on the east side of Reynard Way, between points 182 feet and 222 feet south of the south line of Torrence Street, adjacent to Lot 10 Royal Heights, in connection with construction of a four-car garage at 3621-3627 Reynard Way, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of James Mazzara, 2507 Chatsworth, for permission to install excess width driveway at 3041-43 Monroe to serve six garages, three facing Ohio and three facing Monroe, was presented, together with communication from the City Manager recommending the granting thereof.

RESOLUTION NO. 98146, recorded on Microfilm Roll No. 29, granting permission to James Mazzara, 2507 Chatsworth Boulevard, to install two excess width driveways, one between points 6 feet and 36 feet south of the south line of Monroe Avenue, on the west side of Ohio Street, and another between points 34 feet and 66 feet west of the west line of Ohio Street, on the south side of Monroe Avenue, adjacent to Lots 42 through 48 Block 64 University Heights, in connection with construction of six garages, three facing on each of the two streets, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Petition of Emerson Harley Hyde, 3504 Louisiana Street, for permission to install a four inch cast iron sewer line outside the property line to serve property at 2226 Myrtle Avenue, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 98147, recorded on Microfilm Roll No. 29, granting permission to Emerson H. Hyde, 3504 Louisiana Street, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed four feet outside the property line and run in an easterly direction, parallel to the southern line of Lots 23 and 24 Block 14 Pauley's Subdivision, to point of intersection with public sewer, to serve property at 2226 Myrtle Avenue, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Susanna T. Johnson, 810 Catalina, for permission to install a four inch cast iron soil sewer line outside the property line to serve property at 2810 and 2812 Jarvis Street, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 98148, recorded on Microfilm Roll No. 29, granting permission to Susanna T. Johnson, 810 Catalina, to install a four inch cast iron soil sewer line between the property line and the sidewalk, to be placed three feet outside the property line and run in a westerly direction, parallel to the south line of Lots 1, 2, 3, 4 Block 93 Roseville Subdivision, to point of intersection with public sewer, to serve property at 2810 and 2812 Jarvis Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Mrs. Anna E. Murphy, 639 - 66th Street, for permission to install a four inch cast iron sewer line outside the property line to serve property at 625 and 639 - 66th Street, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 98149, recorded on Microfilm Roll No. 29, granting permission to Mrs. Anna E. Murphy, 639 - 66th Street, San Diego, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed two feet outside the property line and run in a southerly direction, parallel to the western line of Lots 5 and 6 Encanto Heights Subdivision, to point of intersection with public sewer, to serve property at 625 and 639 - 66th Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Lewis R. Reyburn, 4130 Mississippi Street, for permission to install a four inch cast iron sewer line outside the property line to serve property at 2420 Upas Street, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 98150, recorded on Microfilm Roll No. 29, granting permission to Lewis F. Reyburn, 4130 Mississippi Street, to install a four inch cast iron sewer line

between the property line and the sidewalk, to be placed 1 foot outside the property line and run in an easterly direction, parallel to the south line of Lot 37 Block 17 Pauleys Subdivision, to point of intersection with public sewer, to serve property at 2420 Upas Street, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Petition of Douglas S. McKellar, real estate broker and building contractor for permission to locate a water meter on the south side of La Jolla Boulevard adjacent to Scripps Lane and to run copper water pipe along Scripps Lane to 277 Coast Blvd, to serve property owned by Dr. Patrick J. Byrne at 277 Coast Blvd., was presented

RESOLUTION NO. 98151, recorded on Microfilm Roll No. 29, permitting Dr. Patrick J. Byrne, owner of the property at 277 Coast Boulevard, being a portion of Lot 18 Block 16 La Jolla Park, to locate a water meter on the south side of La Jolla Boulevard adjacent to the alley commonly known as Scripps Lane, and to run a copper water pipe along said alley to 277 Coast Boulevard, the expense to be borne by the owner, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98152, recorded on Microfilm Roll No. 29, authorizing the City Auditor and Comptroller to transfer the sum of \$3,525.00 from "Outlay," to "Maintenance and Support," Sewer Treatment Division, Department of Public Works Fund, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

At the hour of 10:40 o'clock A.M., the Mayor declared a recess, to await the return to the Council Chambers of the City Engineer and the protestants who accompanied him to the adjoining room in connection with the following street proceeding hearings which had been held in abeyance, temporarily:

Upon re-convening, at the hour of 10:47 o'clock A.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox
Absent-----Councilman Godfrey
Clerk-----Fred W. Sick

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97693, for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in said Resolution, the clerk reported that written protests had been received from Susan English, and from James D. and Beatrice Crowder and others, which protests were presented to the Council.

The City Engineer reported, verbally that the protests represented 5.3% of the property involved.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard verbally, and no additional written protests were presented.

RESOLUTION NO. 98153, recorded on Microfilm Roll No. 29, overruling the protests of Susan English, James D. Crowder and others, and overruling and denying all other protests, against the proposed improvement of Evergreen Street and Dickens Street, within the limits and as particularly described in Resolution of Intention No. 97693, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

On motion of Councilman Wincote, seconded by Councilman Schneider, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1938, made to cover the costs and expenses of installation of sewer mains, etc., in portion of Beta Street, within the limits and as particularly described in Resolution of Intention No. 95453, the clerk reported that no written appeals had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard verbally, and no written appeals were presented.

RESOLUTION NO. 98154, recorded on Microfilm Roll No. 29, approving and confirming the Street Superintendent's Assessment No. 1938 made to cover the costs and expenses of the work of installing sewer main, connections, fittings and appurtenances in a portion of Beta Street, within the limits and as particularly described in Resolution of Intention No. 95453, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record said warrant, diagram and assessment in his office, said warrant to bear date of said Order, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Councilman Godfrey entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the City Engineer's Assessment No. 1937, made to cover the costs and expenses of the work done upon the paving and otherwise improving of 39th Street, Quail Street, 40th Street, Raven Street, 41st Street, Morrison Street, 42nd Street, Toyne Street, Denby Street, Hilltop Drive, F Street and Market Street, within the limits and as particularly described in Resolution of Intention No. 93067, the clerk reported that written appeals had been received from A. R. and Florene Jennings, John G. and Juliette Real, B. R. Lee, Mr. and Mrs. Walter Faulkner, Frisco Smith, Marianne Weibel, Wilhelmina H. Dumas, Eva P. Camp, Mr. and Mrs. John E. Frisk, Mrs. Catherine Hulse Fulton, Frank E. and Barbara E. Trujillo, U. S. Wilson, Mrs. D. A. Erskine, George B. and Emilie B. Hemus, Mrs. Louise E. Carnes, Mrs. (Alfred) Sarah Ann Stevens, Larry Materba, Mrs. J. G. Elliff, Mr. & Mrs. LeRoy E. Cogbill, Mrs. F. P. Foster, Mr. and Mrs. Thomas C. Edwards, which appeals were presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no additional written appeals were presented. The Mayor expressed surprise, in view of the number of written appeals that no one appeared to speak on the assessment. The City Engineer replied that during his conference with property owners in the Conference room adjoining the Council Chambers, he had answered all questions to the satisfaction of those present. Also, the Engineer reported that the written appeals represented 8.4% of the affected property.

RESOLUTION NO. 98155, recorded on Microfilm Roll No. 29, overruling and denying the appeals of Mrs. Florence Jennings, John G. and Juliette Real, B. R. Lee, Mr. and Mrs. Walter Faulkner, Frisco Smith, Marianne Weibel, Wilhelmina H. Dumas, Eva P. Camp, Mr. and Mrs. John E. Frisk, Catherine Hulse Fulton, Barbara E. Trujillo and Frank E. Trujillo, U. S. Wilson, Mrs. D. A. Erskine, George B. and Emilie B. Hemus, Mrs. Louise E. Carnes, Sarah Ann Stevens, Larry Maurba, Mrs. J. G. Elliff, Mr. and Mrs. LeRoy E. Cogbill, Mrs. F. P. Foster, Mr. and Mrs. Thomas C. Edwards, from the City Engineer's Assessment No. 1937, made to cover the costs and expenses of the work of paving and otherwise improving of 39th Street, Quail Street, 40th Street, Raven Street, 41st Street, Morrison Street, 42nd Street, Toyne Street, Denby Street, Hilltop Drive, F Street and Market Street, within the limits and as particularly described in Resolution of Intention No. 93067 adopted March 15, 194, overruling and denying all other protests, confirming said Assessment, authorizing and directing the City Engineer to attach his warrant thereto and issue the same in the manner and form provided by law, directing the Street Superintendent to record in his office said warrant, diagram and assessment, which warrant shall bear date of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97769 of Preliminary Determination for the improvement of the Alley lying easterly of and contiguous to Block B South La Jolla, North Lane, Westbourne Street and Public Rights of Way, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

The Mayor said that the "owners of Lots 11 and 12" had asked about installation of necessary laterals, in order that paving would not be torn up after having been laid. The City Manager and the City Engineer replied that laterals are provided for in the proceedings, and that if it goes to contract and the paving is done, the laterals will be installed where needed. The Mayor asked an unidentified man and woman in the audience (the pair who had evidently asked him the question beforehand) if they were satisfied with the answer to their question, and they replied that they were. No protestants appeared.

RESOLUTION NO. 98156, recorded on Microfilm Roll No. 29, determining that the proposed improvement of the Alley lying easterly of and contiguous to Block B South La Jolla, North Lane, Westbourne Street, and Public Rights of Way, within the limits and as particularly described in Resolution No. 97769 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97770 of Preliminary Determination for the improvement of Ampudia Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98157, recorded on Microfilm Roll No. 29, determining that the proposed improvement of Ampudia Street, within the limits and as particularly described in Resolution No. 97770 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of the proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 97771 of Preliminary Determination for the improvement of Dwight Street, Lantana Drive, Euclid Avenue and Public Right of Way within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98158, recorded on Microfilm Roll No. 29, determining that the proposed improvement of Dwight Street, Lantana Drive, Euclid Avenue and Public Right of Way,

within the limits and as particularly described in Resolution No. 97771 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman

Councilman Wincote called the Council's attention to the fact that the claim of International Committee of Young Men's Christian Associations, San Diego Branch of the Armed Services Department, 500 West Broadway, San Diego, had been referred together with claims to the Percy H. Goodwin Company and that such action should not have been taken inasmuch as said Company has no jurisdiction in the matter. He request reconsideration.

On motion of Councilman Wincote, seconded by Councilman Schneider, the action just referred to was reconsidered.

RESOLUTION NO. 98159, recorded on Microfilm Roll No. 29, denying claim of International Committee of Young Men's Christian Associations, San Diego Branch of the Armed Services Department, 500 West Broadway, San Diego, for refund of property taxes in the amount of \$3,658.00, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Before adoption of said Resolution No. 98159, the City Attorney reported to the Council that denial of the claim was the proper action, inasmuch as it would then permit the Associations to file its claim in court for tax refunds. Asked if there had been any recovery through Court order, the Attorney replied that there had not been, but that the Associations were protecting themselves through the filing of the claim so that they would have legal grounds in institution of suits therefor.

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Schneider, seconded by Councilman Godfrey, at the hour of 11:00 o'clock A.M.

George Kerrigan
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Skadstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, June 1, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:10 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox
Absent----Councilman Godfrey
Clerk-----Fred W. Sick

Communication from the City Manager, reporting on request of Oceanview Improvement Club, by John Birkel, Sec't, requesting repairs to the sidewalk at 47th Street at Ocean View Boulevard, stating that the repairs have been made and recommending filing of the request, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the City Manager's report and the matter to which it referred, were ordered filed.

(A communication signed by Mr. Birkel was presented to the Council some time ago thanking the City for the work done, and his letter was filed).

Communication from Mrs. D. J. Morgan, 218 Ozark St., San Diego 14, protesting the employment of two additional assistants to the City Manager, advocating the abandonment of the City Manager form of government, referring to increase in salary for the Public Works Director and questioning the same in view of that salary having been reduced while the present Director was City Manager and now being raised, suggesting that outside help not be brought in by the City Manager when plenty of men are out of work here and leaving those persons where they are working, asking where the City Manager is going to get "the money to pay all these raises? That is a question he himself asked in April," and proposing removal of the present officials, was presented. On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was ordered filed.

RESOLUTION NO. 98160, recorded on Microfilm Roll No. 29, releasing from future liability under the bond of George Kerrigan executed by said George Kerrigan and the Fireman's Fund Indemnity Company to The City of San Diego, dated April 23, 1949, for any acts of said George Kerrigan in the performance of his duty as Councilman 4th District, on and after May 15, 1950, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98161, recorded on Microfilm Roll No. 29, authorizing the Mayor and City Clerk, pursuant to Resolution No. 98068, to execute for and in behalf of the City, a deed quitclaiming to Elizabeth Willis Lot 11 Block 3 Drucker's Subdivision, and directing that the deed be given to the City Attorney for delivery and that the City Attorney be and he is authorized and directed to do any and all acts necessary to effectuate the compromise referred to in said Resolution No. 98068, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98162, recorded on Microfilm Roll No. 29, accepting deed of Bill Stroman and Callie Stroman, bearing date May 17, 1950, conveying Lot 8 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98163, recorded on Microfilm Roll No. 29, accepting deed of Juan Peralta, bearing date May 24, 1950, conveying portions of Lot 14 Block "C" El Nido, setting aside and dedicating "Parcel 1" to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98164, recorded on Microfilm Roll No. 29, accepting deed of Glen J. Hinrichs and Frances Lehrkind Hinrichs, bearing date May 18, 1950, conveying portions of Lot 17 Block "D" El Nido, setting aside and dedicating "Parcel 1" to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98165, recorded on Microfilm Roll No. 29, accepting deed of Francis Eugene Fiske and Virginia M. Fiske, bearing date May 18, 1950, conveying a portion of Lot 44 Block 2 Horkey's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98166, recorded on Microfilm Roll No. 29, accepting deed of La Dell M. Booth and Naomi C. Booth, bearing date May 24, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 14 Block 17 Tract 2 Encanto Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98167, recorded on Microfilm Roll No. 29, accepting deed of the San Diego Unified School District of San Diego County, bearing date May 17, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 22 Block 9 Encanto Heights, authorizing and directing the City Clerk to file said deed of record in the Office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98168, recorded on Microfilm Roll No. 29, accepting deed of Frank X. Knollmiller, Jr., bearing date April 13, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 8 Block 1 Encanto Heights, authorizing and directing the City Clerk to file said deed of record in the Office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98169, recorded on Microfilm Roll No. 29, accepting deed of the Department of Veterans Affairs of the State of California and Walter G. Wilson and Arlene R. Wilson, bearing date April 26, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 41 Encanto, authorizing and directing the City Clerk to file said deed of record in the Office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98170, recorded on Microfilm Roll No. 29, accepting deed of Vernon E. Box and Bertha N. Box, bearing date April 15, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 21 Block 9 Encanto Heights, authorizing and directing the City Clerk to file said deed of record in the Office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The City Manager requested, and was granted unanimous consent, to present the following matter not listed on the agenda:

The City Manager reported, verbally, in connection with the Ordinance recently adopted appropriating \$300.00 for purpose of a refrigerator to be used by the Police Department in its blood bank, announcing that a refrigerator had been donated by Mr. Fred Goss, Electric Supplies Distributing Co., making use of the appropriation unnecessary.

Councilman Kerrigan requested, and was granted unanimous consent, to present the following matter not listed on the agenda:

Councilman Kerrigan suggested that a certificate of merit be prepared for presentation to Henry G. Fenton at the ceremonies to be held in his honor on his ranch in San Pasqual Valley on Sunday, June 4, 1950, expressing appreciation for his services on behalf of the people of San Diego County, which ceremonies Mr. Kerrigan is to attend and at which he is to make a speech.

The suggestion resulted in:

RESOLUTION NO. 98171, recorded on Microfilm Roll No. 29, instructing the Vice Mayor (Councilman Kerrigan) to prepare or cause to be prepared a plaque or memorial, in the following words and figures:

"THE CITY OF SAN DIEGO
CALIFORNIA

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

That the Mayor and members of the City Council, in regular session this 1st day of June, 1950, on behalf of the people of The City of San Diego, hereby express to Henry G. Fenton their appreciation and that of said people for his splendid services given in the development of this City and of this County, and especially his contributions made to perpetuate the memory of those pioneers who gave so much to develop the prosperity of the people of this City and County.

Mayor of The City of San Diego

Councilmen:

setting forth the Mayor's and Councilmen's sentiments in connection with Mr. Fenton's valuable services, and authorizing the Vice Mayor to deliver said plaque or memorial personally to the said Henry G. Fenton at the celebration, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98172, recorded on Microfilm Roll No. 29, requesting the City Manager to address a letter to Mr. Fred Goss thanking him, in behalf of the City of San Diego, for his generosity in donating a refrigerator for use of the blood bank at the Police Department Headquarters, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Dail, seconded by Councilman Schneider, at the hour of 10:18 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By August M. Hadstrom
Deputy

George Kerrigan
Vice Mayor of The City of San Diego, California

REGULAR MEETING
Chamber of the Council of The City of San Diego,
California, Wednesday, June 7, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan
Absent---Councilmen Dail, Godfrey, Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman, the Mayor being out of the City.

The Minutes of the Regular Meeting of Wednesday, May 31, 1950, and the Regular Meeting of Thursday, June 1, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Wincote, were approved without reading, after which they were signed by the Vice Mayor.

The hour of 10:00 o'clock A.M. having arrived, the latest time set for the receiving of bids for the construction of the Alvarado Canyon Trunk Sewer from Fairmount Avenue easterly, consisting of approximately 4.0 miles of eight inch to twenty-four inch Trunk Sewer Mains, Manholes and Appurtenances, as more particularly set forth in detail in drawings and specifications contained in Document No. 416958 on file in the office of the City Clerk, the clerk reported that nine bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Nick M. Mlagenovich, 5025 E. Slauson, Los Angeles 22, California, accompanied by bond written by Great American Indemnity Company in the sum of ten percent of the amount of the accompanying bid, which bid was given Document No. 418521;

The bid of Radich & Fergusson, Inc., 3003 Empire Avenue, Burbank, California, accompanied by bond written by Great American Indemnity Company in the sum of ten percent of the amount of accompanying bid, which bid was given Document No. 418522;

The bid of Hermco Construction Company, Inc., 1680 North Vine Street, Los Angeles 28, California, accompanied by bond written by Continental Casualty Company in the sum of ten per cent of the amount of the attached bid, which bid was given Document No. 418523;

The bid of Walter H. Barber, 7309 El Cajon Boulevard, La Mesa, California, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 418524;

The bid of Artukovich Bros., Inc., 16200 So. Atlantic Ave., Paramount, California, accompanied by bond written by Saint Paul-Mercury Indemnity Company in the sum of ten percent of the amount bid, which bid was given Document No. 418525;

The bid of P & J Artukovich, Inc., 13305 South San Pedro Street, Los Angeles 3, California, accompanied by bond written by Great American Indemnity Company in the sum of ten per cent of the amount of the accompanying bid, which bid was given Document No. 418526;

The bid of J. L. McElvany, P.O. Box 1209, El Centro, California, accompanied by bond written by the Home Indemnity Company in the sum of ten percent of bid, which bid was given Document No. 418527;

The bid of Carroll and Foster, 2285 Newton Ave., San Diego 13, California, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten percent of the amount bid, which bid was given Document No. 418528;

The bid of Charles J. Dorfman, 124 North La Brea Avenue, Los Angeles 36, California, accompanied by bond written by General Casualty Company of America in the sum of ten per cent of the amount of the bid, which bid was given Document No. 418529.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 97765, for the paving and otherwise improving of G Street and Public Rights of Way, within the limits and as particularly described in said Resolution, the clerk reported that written protests had been received from Joseph Neustadt and Inez Lantto, Reagan Ratliff and Ethel Virginia Ratliff, Herbert N. Sadd, which protests were presented to the Council.

The City Engineer reported that the written protests represented 12% of the area of the property affected by the proposed improvement.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

Joseph Neustadt spoke, saying that the estimated cost of the improvement is much too high.

Members of the Council explained to Mr. Neustadt that more than 51% of the property owners desire the work done, and that only 12% have protested, indicating that it is in the public interest to proceed with the improvement.

RESOLUTION NO. 98173, recorded on Microfilm Roll No. 29, overruling and denying the protests of Joseph Neustadt and Inez Lantto, Reagan Ratliff and Ethel V. Ratliff, Herbert N. Sadd, overruling and denying all other appeals against the proposed improvement of G Street and Public Rights of Way Within the limits and as particularly described in Resolution of Intention No. 97765, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

On motion of Councilman Schneider, seconded by Councilman Wincote, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Preliminary Determination No. 97873, for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in Said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard in protest, and no written protests were presented.

John Bowen, who identified himself as the circulator of the petition, said that there had been previously delays and requested that there be no further delays in the matter.

The City Attorney explained that the matter could not be concluded under the hearing, at this date, inasmuch as there were not six members of the Council present to adopt the "6-vote" Resolution of Feasibility.

RESOLUTION NO. 98174, recorded on Microfilm Roll No. 29, continuing the hearing on Resolution of Preliminary Determination No. 97873, for the paving and otherwise improving of the Alley in Block 136 University Heights until the hour of 10:00 o'clock A.M. of Tuesday, June 13, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1940 made to cover the cost and expenses of the paving and otherwise improving of the Alley in Block 38 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 95164, the clerk reported that no written appeals had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners present to be heard.

No one appeared to be heard, and no written appeals were presented.

RESOLUTION NO. 98175, recorded on Microfilm Roll No. 29, confirming and approving the Street Superintendent's Assessment No. 1940, for the paving and otherwise improving the Alley in Block 38 Ocean Beach, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, authorizing the Street Superintendent to record in his office said warrant, diagram and assessment, the warrant to bear date of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1939 made to cover the cost and expenses of the paving and otherwise improving of 39th Street, within the limits and as particularly described in Resolution of Intention No. 95273, the clerk reported that a written appeal had been received from Mrs. Juanita M. Grizzle, 2204 Soto Street, which appeal was presented.

Thereupon, the Vice Mayor inquired if any interested affected property owners were presented to be heard. Mrs. Juanita Grizzle spoke, saying that she believed the assessment on her two parcels (1/2 block and 1/4 block away from the improvement) was excessive.

The City Engineer explained that it was an area assessment upon Mrs. Grizzle's property, and stated that it is a fair assessment.

Members of the Council said that inasmuch as there was no protest against the work, and that the assessment was apparently equitably distributed, it had no recourse other than to overrule the appeal and confirm the assessment.

RESOLUTION NO. 98176, recorded on Microfilm Roll No. 29, overruling and denying the appeal of Mrs. Juanita M. Grizzle from the Street Superintendent's Assessment No. 1939 made to cover the costs and expenses of the paving and otherwise improving of 39th Street, within the limits and as particularly described in Resolution of Intention No. 95273, overruling and denying all other protests, confirming and approving the said Assessment, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, authorizing the Street Superintendent to record in his office said warrant, diagram and assessment, the warrant to bear date of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating portions of La Jolla Strand, in Block 6 and Lots 1 to 5, 22 to 26 into R-4 Zone; Lots 15 to 21 into C Zone (on Gravilla Street and Electric Avenue), the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, and no written protests were presented.

The proposed Ordinance incorporating Lots 1 to 5 inclusive and Lots 15 to 26 inclusive Block 6 La Jolla Strand into "R-4" and "C" Zones, as defined by Ordinance No. 8924 and amendments, repealing Ordinance No. 13294 insofar as the same conflicts, was

placed on its final passage at its first reading, by the following vote, to-wit: Yeas--- Councilmen Swan, Wincote, Schneider, Kerrigan. Absent---Councilmen Dail, Godfrey, Mayor Knox.

There having been fewer than five votes obtained, the proposed Ordinance was continued for a vote upon its adoption.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Earl P. Collins from the Zoning Committee decision in denying his request for variance to permit construction of a duplex above a 4-car garage at 3728 Pershing Avenue, in an R-2 Zone, which would make 3 living units, a report from the Zoning Engineer was presented and read.

The City Attorney ruled that it would take five votes of the Council to overrule the Committee's denial.

On motion of Councilman Schneider, seconded by Councilman Wincote, the appeal of Earl P. Collins was referred back to the Zoning Committee for further consideration, the appeal in writing stating that all the adjoining property owners have expressed their approval of his request.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Leonard H. Storay from the Zoning Committee decision in denying request of Paul Schiefer, owner, and Leonard Storay, purchaser, for variance to permit construction of a single-family residence with a 6-foot setback on Lots 4 and 5 Bancroft Terrace, on the southwest corner of Highview Drive and 33rd Street in an R-1 Zone, a report from the Zoning Engineer stating that the Committee is now unanimous in recommending to the Council that the appeal be granted, was presented and read.

The City Attorney ruled that it would take five votes of the Council to overrule the Committee's denial, despite the new recommendation. Rather than refer the matter back to the Committee, it was thought that it would be well to act upon the matter as soon as the necessary number of votes of the Council were present.

On motion of Councilman Schneider, seconded by Councilman Wincote, the matter was continued until the meeting of Thursday, June 8, 1950.

Petition of R. E. Hazard Contracting Co. for permission to construct drain and catch basins in Gage Drive, by private contract, in accordance with the City Engineer's approval of design and City inspection, and without cost to the City, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the petition was referred to the City Manager.

Petition of Mayme G. Shaver for permission to construct sidewalk in front of her property at 1639 - 28th Street (having been turned down because the street has not been graded), at her own risk in case the street should be graded, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the petition was referred to the City Manager.

Petition of Navy Club of The Orient, Ship No. 203, a duly chartered chapter of Navy Club of the United States of America, a non-profit organization, for permission to install and operate card tables in accordance with Section 15 Ordinance No. 2809 (New Series), at 534 - 5th Avenue, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was referred to the City Manager.

Petition of Emmett B. Zink, 605 W. Walnut, for rededication of portion of West Walnut Street which connects Otsego and Bear Drive, which had been closed by Resolution many years ago, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was referred to the City Manager.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for the furnishing of Premix and Transit Mix Concrete, for a one year's supply commencing June 1, 1950, recommending award to Pre-Mixed Concrete Company, Inc., the low bidder, was presented.

RESOLUTION NO. 98177, recorded on Microfilm Roll No. 29, accepting bid of Pre-Mixed Concrete Company, Inc., for the refurnishing of one-year's requirements of Premix and Transit Mix Concrete, beginning June 1, 1950, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing a 36" High Speed Motor driven Band Saw, for the Harbor Department, was presented.

RESOLUTION NO. 98178, recorded on Microfilm Roll No. 29, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids furnishing a 36" high speed motor driven Band Saw, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing one Steel and Corrugated Iron Utility Building, for the Water Department (Barrett Dam), was presented.

RESOLUTION NO. 98179, recorded on Microfilm Roll No. 29, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing of one Steel and Corrugated Iron Utility Building, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Apartment Association of San Diego, Inc., Chamber of Commerce Building, 499 West Broadway, dated May 31, 1950, signed by H. P. Jepson, President, and Mrs. Bernice W. Beebe, Secretary, being a Resolution requesting "that the Honorable Council either meet with members of the housing industry who are well qualified to clarify any remaining questions in the minds of the councilmen with regard to any portion of the evidence submitted, or that the Honorable Council take steps immediately to institute a survey by City personnel and establish facts upon which they may have confidence and which will enable them to come to an early conclusion on the petition", for decontrol of rent, was presented.

Mr. H. P. Jepson spoke, as president of the Association, and as a contractor, asking for a re-survey by City employees, or a meeting with business men regarding existing conditions in connection with rental properties.

Mr. Jepson presented a letter from the Mayor of Long Beach, addressed to the Apartment Association, reporting a satisfactory adjustment on rentals in that City, resulting from its having decontrolled rents.

RESOLUTION NO. 98180, recorded on Microfilm Roll No. 29, referring communication from Apartment Association of San Diego, Inc., requesting survey by City personnel on decontrol of rent control in San Diego to Council Conference, and requesting the City Attorney to submit an opinion to the Council in conference on the procedure in connection with said request, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending prohibiting the parking of automobiles on the west side of Pacific Highway, between Ash and Cedar Streets, was presented.

RESOLUTION NO. 98181, recorded on Microfilm Roll No. 29, prohibiting the parking of automobiles at all times on the westerly side of Pacific Highway between Ash Street and Cedar Street, authorizing and directing the installation of the necessary signs and markings, repealing any resolutions or parts of resolutions in conflict therewith, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending prohibiting the parking of automobiles on Pacific Highway, between Ash and Laurel Streets, between the hours of 7:00 A.M. to 9:00 A.M. and between 3:30 P.M. to 6:00 P.M., Sundays and holidays excepted, was presented.

RESOLUTION NO. 98182, recorded on Microfilm Roll No. 29, prohibiting the parking of automobiles between the hours of 7:00 o'clock A.M. and 9:00 o'clock A.M. and between 3:30 o'clock P.M. and 6:00 o'clock P.M., except Sundays and holidays, on Pacific Highway between Ash Street and Laurel Street, except that more restrictive parking regulations in effect in said area at any time shall remain unchanged; authorizing and directing the installation of the necessary signs and markings, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending establishing portions of 35th Street and 40th Street as "through Highways"; also recommending abolishing "Intersection Stop" at 40th Street and Orange Avenue, was presented.

RESOLUTION NO. 98183, recorded on Microfilm Roll No. 29, establishing "Through Highway" on 35th Street, between the north line of University Avenue and the south line of Orange Avenue, and between the north line of Meade Avenue and the south line of Adams Avenue; also on 40th Street, between the north line of University Avenue and the south line of El Cajon Boulevard; abolishing the "Intersection Stop" at the intersection of 40th Street and Orange Avenue; repealing Resolution No. 92770, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending acceptance of the offer of James A. Milligan to dedicate to the City the corner cut-off on Lots 1 and 2 Block 226 of Middletown, and to deed to the City 7-1/2 feet along the easterly side of La Jolla Avenue between Witherby and Hortensia Streets, and that easements be acquired, was presented.

The Vice Mayor said that the City Manager recommends continuation of the matter for other determinations. He then asked Mr. C. M. Rodefer, who was in the audience, and is apparently interested in the matter, if that was in accordance with his wishes. Mr. Rodefer agreed to the continuance, in accordance with a note from him attached to the papers.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was referred back to the City Manager.

Communication from the City Manager recommending acceptance of the offer of Robert Homes to deed property for extension of 42nd Street, north of Alpha Street, was presented.

RESOLUTION NO. 98184, recorded on Microfilm Roll No. 29, accepting offer of Robert Holmes, et al., filed in the office of the City Clerk under Document No. 415616, to dedicate a 60-foot parcel of land for extension of 42nd Street north of Alpha Street as a public street, provided that that small wedge-shaped piece of land shaded in lead pencil

also be deeded
on drawing referred to in said Resolution, authorizing the City Manager to secure said easements; rescinding Resolution No. 97486 passed April 6, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending installation of five overhead street lights, was presented.

RESOLUTION NO. 98185, recorded on Microfilm Roll No. 29, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Catalina Boulevard at Alicia Drive;
Catalina Boulevard at Tennyson Street;
Catalina Boulevard at Atascadero Drive;
State Street at Sassafras Street;
41st Street at Myrtle Avenue;

was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending installation of three overhead street lights, was presented.

RESOLUTION NO. 98186, recorded on Microfilm Roll No. 29, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

San Jacinto Drive at Manzanares Way;
Birmingham Drive, east of Normandie Street on pole #90603;
Birmingham Drive, east of Normandie Street on pole #90659;

was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on protest of property against grading done on Empire Street for a new subdivision, which would leave property below the grade of Empire Street, was presented. The report stated that private property is below grade of any street that can be improved in the neighborhood and will retain any runoff of storm water between the spoil bank and the Tecolote Creek and Morena Boulevard, that it is regrettable that people build homes in natural water ways, that there is nothing that can be done by the City at this time, and recommending filing of the papers.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from the Apartment Association of San Diego, Inc., requesting an extension of the Inner Fire Limits, recommending that no change be made in the boundaries, was presented.

(It developed that what was actually wanted was reduction in the Inner Fire Limits area, although that is not what the request states).

The Manager's report was read.

Mr. Hans P. Jepsen, who signed the original communication, as President of the Association, spoke. He requested a decrease in the zone, stating that business is moving out to other areas, leaving much of the close-in property within the inner fire limits. He said that the fire zone should be where business goes, also that if buildings should be destroyed in the area they cannot be rebuilt because of the present restrictions.

It was moved and seconded by Councilmen Schneider and Swan to refer the matter to Council Conference.

The City Manager made a verbal report, saying that he had discussed the request with the Fire Chief, and that the Fire Department and Underwriters want to maintain the present boundaries.

The motion was withdrawn, and on motion of Councilman Schneider, seconded by Councilman Wincote, the matter was referred to the City Manager (who said he would be glad to discuss the matter with Mr. Jepsen and the group he represents).

Communication from the City Manager submitting copy of his reply to the San Diego Chamber of Commerce regarding its advice of the formation of a Subdivisions Subcommittee of the Construction Industries Committee, and recommending filing was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager reporting on communication from Mrs. A. Grundstrom, 3176 Hawthorn Street, regarding Sewer stoppage in the alley, stating that the condition had been corrected and recommending filing, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager submitting copy of his reply to Mrs. F. B. Witherbee, 4184 Falcon Street, relative to possible fire hazard near her property, stating that the Fire Chief has investigated the matter, personally, and considers the property relatively safe from fire, and recommending filing, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the City Manager's communication and the matter upon which it reported, were ordered filed.

Communication from the City Manager forwarding memorandum from G. E. Arnold, Director, Water Department, reporting on his trip to Philadelphia to attend the annual meeting of the American Water Works Association, was presented.

Councilman Swan wondered if there was any pertinent data contained in the report which should be read to the Council. It was pointed out by other members of the Council that the report would be on file in the Office of the City Clerk and that anyone who wishes to read it, may do so there.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was ordered filed.

Communication from Percy H. Goodwin Company, dated June 2, 1950, signed by F. W. Beachler, Loss Service Dept., announcing payment of \$140.45 on \$168.45 claim of Thomas A. Dickinson regarding collision with a City-owned truck, and that release had been accepted, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, the matter was ordered filed.

Communication from (Mrs. C. B.) Grace J. Ireland, Corres. Secy., The Friday Club of National City, 2615 L Avenue, National City, protesting plan to remove the organ in Balboa Park "to make way for a midway", was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was referred to the City Manager.

Communication from Mrs. Thor Nielsen, 3206 Bancroft Street, protesting proposed removal of Spreckels Outdoor Pipe Organ, Balboa Park, for the proposed exposition, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was referred to the City Manager.

Communication from Caroline H. Getz, President, Burlingame Club, 2519 San Marcos Ave., protesting removal of Spreckels Outdoor Pipe Organ and the Houses of Pacific Relations, Balboa Park, in connection with the proposed exposition, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was referred to the City Manager.

Communication from Mary E. Burke, 1477 E. Lemon, El Cajon, protesting removal of trees and landscaping from Balboa Park, in connection with the proposed exposition, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was referred to the City Manager.

RESOLUTION NO. 98187, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 52 Fairmount Addition to City Heights, and Polk Avenue, approving Plat No. 2198 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, authorizing the City Clerk upon passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98188, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, approving Plat No. 2173 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, authorizing the City Clerk upon passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98189, recorded on Microfilm Roll No. 29, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 2, for a period of one year from and including March 5, 1950, to and including March 4, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98190, recorded on Microfilm Roll No. 29, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in Talmadge Park Lighting District No. 4, for a period of one year from and including April 1, 1950, to and including March 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98191, recorded on Microfilm Roll No. 29, directing notice inviting sealed proposals for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 2, for a period of one year from and including March 16, 1950, to and including March 15, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98192, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 52 Fairmount Addition to City Heights, and Polk Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98193, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 98194, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 98195, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 98196, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Emerald Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION OF INTENTION NO. 98197, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Pyncheon Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98198, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Yosemite Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98199, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Worden Street and Udall Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98200, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of the Alley lying easterly of and contiguous to Block B South La Jolla, North Lane, Westbourne Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98201, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of Ampudia Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98202, recorded on Microfilm Roll No. 29, ascertaining and declaring wage scale for the paving and otherwise improving of Dwight Street, Euclid Avenue, Lantana Drive, Public Right of Way, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98203, recorded on Microfilm Roll No. 29, granting petition for paving and otherwise improving of the Alley in Block 20 Fairmount Addition, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be

assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98204, recorded on Microfilm Roll No. 29, granting petition for paving and otherwise improving of 46th Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98205, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of Brighton Avenue, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, directing the City Engineer to consolidate said assessment district with the assessment district heretofore ordered by Resolution No. 95757 for the improvement of a portion of Cape May Avenue, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98206, recorded on Microfilm Roll No. 29, granting request of H. H. Peterson for an extension of time for a period of forty days in which to complete the construction of a storm drain in the Alleys in Blocks 126 and 147 University Heights, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98207, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to do all the work in connection with the removal and relaying of 2100 feet of 12-inch water main in Chatsworth Boulevard, from Catalina Boulevard to approximately 150 feet west of Dixon Place, by appropriate City forces, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98208, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager for and on behalf of the City to make application to the Board of Supervisors of the County of San Diego for option to purchase tax-deeded land, being Lot 1 Block 67 Seaman & Choate's Addition and Block 6 Spring Garden Tract, and to take all necessary steps to acquire said lands from the State of California, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98209, recorded on Microfilm Roll No. 29, authorizing the City Treasurer to accept proposed settlement by the Otis Elevator Company, in the sum of \$199.99 for sales and use tax, for the period from July 1, 1946 to March 31, 1950, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the City Manager explained the matter to the Council, saying that it represented funds demanded by the City which the Company had protested, and that there is no penalty attached to delayed payment. Asked if the acceptance of payment constituted a compromise settlement, the City Manager replied that it did not.

RESOLUTION NO. 98210, recorded on Microfilm Roll No. 29, authorizing the City Manager to go to San Francisco to attend a meeting on planning of coordinated defense for the Pacific Coast, to be held on the 7th day of June, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98211, recorded on Microfilm Roll No. 29, authorizing the Mayor and City Clerk, for and on behalf of and as the act and deed of The City of San Diego, to execute a quitclaim deed quitclaiming to Booker W. Nash and Charlene Nash portion of Lot 4 Block 33 Wetmore and Sanborn's Addition, reserving to The City all abutter's right of access in and to the Wabash Boulevard Freeway adjoining property particularly described in said Resolution, (being property acquired for Wabash Blvd. Freeway, and upon which an exchange of properties is desired); authorizing the City Clerk to deliver said deed to the Right of Way Agent of the City with instructions that the same be delivered to said Booker W. Nash and Charlene Nash upon receipt by the City of a deed granting to said City portion of Lot 3 Block 33 Wetmore and Sanborn's Addition, needed for the Wabash Boulevard Freeway, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

A proposed Ordinance amending Section 4 of Ordinance 437 (New Series) of the Ordinances of the City of San Diego adopted April 30, 1934, and repealing Section 10 thereof (providing for control and eradication of rabies), establishing \$1.00 charge therefor by the Health Officer and waiving the fee whenever the owner of a dog required to be vaccinated by the terms of said Ordinance is, in the judgment of the Health Officer, unable to pay,

was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

It was ruled that said Ordinance would have to be held over for vote upon its adoption inasmuch as there were not the necessary five votes present to adopt the same.

Proposed Ordinance appropriating the sum of \$5,850.00 from the Capital Outlay Fund for the purpose of providing funds for the construction of a storm drain in West Point Loma Boulevard, from Castelar Street to Seaside Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

It was ruled that said Ordinance would have to be held over for vote upon its adoption inasmuch as there were not the necessary five votes present to adopt the same.

The City Manager requested, and was granted unanimous consent, to present the following matter not listed on the agenda:

RESOLUTION NO. 98212, recorded on Microfilm Roll No. 29, ratifying, authorizing and confirming the action of the Director of Public Works in certifying to the State of California, on behalf of The City of San Diego, that the City has the right to immediate possession of the property lying within proposed right of way of access freeway in Mission Valley (Mission Valley Road, FAS 732(2) from the Sixth Street Extension east to the County section now being constructed by the State of California, and that the improvements and obstructions to the proposed development by the State will be removed therefrom on or before July 8th, and in agreement on behalf of The City to hold the State harmless from any liability which may be established by and in the event the right of way is not clear as certified, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Councilman Wincote requested, and was granted unanimous consent, to present the following matter not listed on the agenda:

Councilman Wincote spoke about communities in the northwest section of San Diego County boycotting San Diego merchants, in connection with the matter of the proposed Highway 101 location. He said he believed that the City should take action in the matter, showing that selection of location was not the City's responsibility, and attempt to placate the feelings of the merchants in the communities affected. Councilman Wincote said that business from Escondido is going to Los Angeles. He asked that a Resolution expressing the City's interest be adopted, but that no demands be made upon anybody.

The City Manager talked about the situation. He spoke about Escondido's "wheel tax" on out of town operators. He thought the matter should be taken up through the County League of Municipalities in an attempt to effect an understanding between cities on public effect of such legislation.

Councilman Kerrigan said that the City should not "take a stand" on the location of the highway, and urged that nothing be done to broaden the existing breach.

Councilman Wincote said that he wants to help the local merchants out of what has developed into a critical situation, but to leave out community squabbles. He said he would like to have the Attorney draw a Resolution and bring it to Council Conference for discussion.

RESOLUTION NO. 98213, recorded on Microfilm Roll No. 29, requesting the City Attorney to prepare and present to Council Conference a Resolution concerned with the boycotting of San Diego merchants by communities in the northwest section of San Diego County in connection with location of Highway 101, showing that majority groups in San Diego are not aware of the situation and are not responsible for its having developed, which Resolution shall be discussed in Conference, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Vice Mayor Kerrigan requested, and was granted unanimous consent, to present the following matter not listed on the Council's agenda:

The Vice Mayor presented a letter from the Shoreline Planning Association of California, signed by Frederick Austin, Executive Secretary, 506 Santa Monica Boulevard, Santa Monica, requesting the opportunity of addressing the Council briefly on Tuesday, June 13, in regard to plans of the Association for its convention in Long Beach September 28, 29 and 30, which will be joined by other groups, and stating that arrangements are being made for a trip to see San Diego's great Mission Bay project, was presented.

RESOLUTION NO. 98214, recorded on Microfilm Roll No. 29, authorizing the City Clerk to invite Mr. Frederick Austin, Executive Secretary, Shoreline Planning Association of California to appear before the Council on June 13, 1950, at either the 9:00 A.M. or 2:00 P.M. Conference session, or at the regular 10:00 o'clock meeting, to be heard in connection with plans of the Association for its annual convention in Long Beach on September 28, 29, 30, 1950, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Attorney requested, and was granted unanimous consent, to present the following matter not listed on the Council's agenda:

The City Attorney recommended that Louis Karp, deputy in his office, be sent

to a hearing in Los Angeles beginning June 12, 1950, before the Interstate Commerce Commission regarding cost of gas along the pipe line from Texas, stating that if increases are permitted in rates, local utilities companies would doubtless request rate increases.

RESOLUTION NO. 98215, recorded on Microfilm Roll No. 29, authorizing and directing the City Attorney to send Louis Karp, Deputy City Attorney to a hearing, to represent the City of San Diego, which hearing is to be held in Los Angeles beginning June 12, 1950, before the Interstate Commerce Commission, in connection with cost of gas along the pipe line from Texas, and authorizing the incurring of the necessary expenses in connection with said trip, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Wincote, seconded by Councilman Swan, at the hour of 11:45 o'clock A.M.

George Kerrigan
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,
Thursday, June 8, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:10 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan.
Absent---Councilmen Dail, Godfrey, Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman, Mayor Knox being out of the City.

ORDINANCE NO. 4432 (New Series), recorded on Microfilm Roll No. 29, incorporating Lots 1 to 5 inclusive and Lots 15 to 26 inclusive, Block 6 La Jolla Strand, in the City of San Diego, into "R-4" and "C" Zones, as defined by Ordinance No. 8924 and amendments thereto; repealing Ordinance No. 13294 approved August 31, 1931, insofar as the same conflicts, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Schneider, Wincote, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 7th day of June, 1950, and on the 8th day of June, 1950.

The final reading of such Ordinance was in full.

The matter of the appeal of Leonard Storay from the Zoning Committee's denial of application of Paul Schiefer and Leonard Storay for setback suspension to permit a residence to be built with a 6-foot setback on Highway Drive where 15-foot setback is required, which had been continued until this time from the meeting of Wednesday, June 7, 1950, for lack of the necessary number of vote to overrule said decision (the Committee now, however, recommending the Council's granting thereof), was presented.

The matter was continued until the meeting of June 13, 1950, on motion of

Councilman Schneider, seconded by Councilman Wincote, inasmuch as there were still too few votes present to overrule the Zoning Committee's original decision.

Petition for installation of a street light at the intersection of Palm and 33rd Streets was presented, the matter having listed on the agenda rather than following its usual course of being referred to the City Manager, at the specific request of Councilman Schneider.

When the petition was brought before the Council, the City Manager filed a letter addressed to him by the City Traffic Engineer, stating that proceedings for the installation have already been initiated by that office on the basis that it is a Bus Stop.

On motion of Councilman Schneider, seconded by Councilman Swan, the matter was ordered filed, and the City Clerk requested to notify the first signer of the petition of the action.

Application of San Diego Gas & Electric Company, signed by R. S. Ruffin, Engineer in Charge, Land Division, dated June 6, 1950, for permission to construct a power distribution line across City-owned lands in Pueblo Lot 1314, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said application was referred to the City Manager.

Claim of Mike J. Weibel, 4704 Altadena, San Diego, in the sum of \$9.04, for damage to his car based upon an accident occurring on the 28th Street Mole Pier when struck by a City-owned automobile, was presented.

RESOLUTION NO. 98216, recorded on Microfilm Roll No. 29, referring claim of Mike J. Weibel to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent recommending rejection of bids authorized by Resolution No. 97556 for construction of a Sport Fishing Building on Roseville Pier #3, based upon recommendation of the Harbor Commission as a result of the Commission having rejected said bids, was presented.

Members of the Council expressed dissatisfaction with the calling for bids and then rejecting them on the basis of their being high, on the ground that it forces contractors "to reveal their hands" in bidding, and expressing the belief that estimates may have been too low.

RESOLUTION NO. 98217, recorded on Microfilm Roll No. 29, rejecting all bids received for construction of a Sport Fishing Building, Roseville Pier #3, releasing all bid bonds received, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids received for furnishing one 30" flanged Plug Valve Class 250, and recommending award to Crane Co., San Diego, the sole bidder, was presented.

RESOLUTION NO. 98218, recorded on Microfilm Roll No. 29, accepting bid of Crane Co. for the furnishing of one 30" flanged plug Valve Class 250, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98219, recorded on Microfilm Roll No. 29, ratifying, confirming and approving tidelands lease with Dale E. Watts, for a period of five years with an option to renew for an additional five years, in accordance with form thereof on file in the office of the City Clerk under Document No. 418509, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said property consists of three parcels lying at the end of Canyon Street, northeasterly of the U.S. Pierhead Line, consisting of 22,700 square feet, 8,061 square feet, and 155,886 square feet of water-covered area, uses and rentals therefor are as set forth in said form of lease.

Communication from Great American Indemnity Company, dated June 5, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of Mrs. Lotta Lepene, 721 Denby Street, San Diego 2, California, arising out of windshield damage occurring May 11, 1950, was presented.

RESOLUTION NO. 98220, recorded on Microfilm Roll No. 29, denying claim of Mrs. Lotta Lepene, in the sum of \$18.27, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Zoning Engineer, reporting on appeal of Robert E. Onley (referred back to the Zoning Committee by the Council on May 23, 1950), reporting that the Zoning Committee had recommended unanimously that conditions contained in its Resolution No. 4641, being "That an Agreement be signed by the owner to the effect that the entire parcel described be held in one ownership, and that only residence will be built on the entire parcel so described" be removed from said Zone Variance Resolution, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the matter was continued until the meeting of June 13, 1950, inasmuch as not sufficient votes were available to accomplish the new recommendation.

Communication from Ocean Beach Woman's Club, P.O. Box 256 San Diego 7, dated June 6, 1950, and signed by Marian Krettlar, Corresponding Secretary, conveying the consensus of the Board's opinion that the Spreckels organ not only be retained in its present position but that promise of such retention be given to the citizens of San Diego, that no exposition Midway be allowed in the present developed areas of Balboa Park or present plantings or buildings be disturbed to permit such midway, was presented.

Asked to give such assurance to the public, the City Manager replied that no statements of policy in Balboa Park can be made at this time, inasmuch as no concrete plan has been formulated, present plans at the moment being matters of individual opinion.

The City Manager was asked if he had replied to the various communications received on the subject, and he stated that he had where they had been addressed to him.

The Vice Mayor said that there is no basis for the many rumors being circulated about destruction of park facilities, and that they had all started from only one source. He felt that misinformation should be corrected.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Petition of Daley Corporation for extension of time on its contract for paving and otherwise improving of 39th Street, Quail Street, et al., under Resolution of Intention No. 93067, was presented, together with communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting.

The City Manager was asked about the reason for requested extension of time, and he replied that it was for the purpose of "protecting the Assessment Roll", the work having been completed.

RESOLUTION NO. 98221, recorded on Microfilm Roll No. 29, authorizing the Street Superintendent to grant Daley Corporation a 15-day extension of time for the completion of the contract for the improvement of a portion of 39th Street, Quail Street, 40th Street, Raven Street, et al., in accordance with the recommendation of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98222, recorded on Microfilm Roll No. 29, determining that it is to the best interests of the City of San Diego that it accept the offer of compromise of that certain suit in eminent domain entitled "The City of San Diego v. Adams, et al," No. 130137, as between the City and the defendant, Rosa Gongora, as to Parcel 91, offering to compromise so that Rosa Gongora convey to the City clear title to Lots 37 and 38 City Gardens and remove the improvements now standing thereon, in exchange for which the City will pay the sum of \$4,200.00, which has been set as the appraised value of her land as now improved; authorizing the City Treasurer to issue a warrant in said sum payable to Rosa Gongora and deliver the same to the City Attorney; authorizing the City Attorney to perform any and all acts necessary to effectuate the compromise of suit, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Councilman Swan asked where City Gardens is located, and he was informed that it is in the Mission Bay development project area.

RESOLUTION NO. 98223, recorded on Microfilm Roll No. 29, accepting deed of Arthur V. Huntley and Marjorie T. Huntley, bearing date May 18, 1950, conveying an easement and right of way for street and highway purposes in portions of Lots 6 and 7 Block 1 Marilou Park, setting aside and dedicating the same to the public use as and for a public street, and naming the same Federal Boulevard, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98224, recorded on Microfilm Roll No. 29, accepting deed of Ralph Chavez and Mabel M. Chavez, bearing date May 26, 1950, conveying portions of Lot 16 Block D El Nido, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with.

RESOLUTION NO. 98225, recorded on Microfilm Roll No. 29, accepting deed of John L. Haynes and Eileen L. Haynes, bearing date May 31, 1950, conveying an easement and right of way for slope purposes in a portion of Lot 26 Block 2 Cullen's Westland Terrace, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

ORDINANCE NO. 4433 (New Series), recorded on Microfilm Roll No. 29, amending Section 4 of Ordinance No. 437 (New Series) of the ordinances of The City of San Diego, adopted April 30, 1934, and repealing Section 10, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 7th day of June, 1950, and on the 8th day of June, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4434 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$5,850.00 from the Capital Outlay Fund, for the purpose of providing funds for the construction of a storm drain in West Point Loma Boulevard, from Castelar Street to Seaside Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 7th day of June, 1950, and on the 8th day of June, 1950.

The final reading of such Ordinance was in full.

Proposed Ordinance establishing the curb grade and positions of the curbs on Garrison Street ~~and on Fenelon Street~~ between the southeasterly line of Rosecrans Street and a line parallel to and distant 200.00 feet southeasterly from the southeasterly line of Rosecrans Street; Fenelon Street, between the southeasterly line of Rosecrans Street and the northwesterly line of Scott Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Inasmuch as there not enough votes to adopt said Ordinance on its first reading, it was continued until enough votes are present.

Proposed Ordinance establishing the curb grades and positions of curbs on Marlborough Avenue between the northerly line of Redwood Street and the northwesterly line of Poplar Street; Lexington Avenue between a line drawn southeasterly at right angles to the northwesterly line of Lexington Avenue from a point distant therealong 130.97 feet southwesterly from the intersection of the westerly line of Marlborough Avenue with the northwesterly line of Lexington Avenue and a radial line drawn through a point on the northwesterly line of Lexington Avenue distant 8.25 feet northeasterly from the intersection of the easterly line of Marlborough Avenue with the northwesterly line of Lexington Avenue, and Manzanita Drive between a radial line drawn from the intersection of the southerly line of Manzanita Drive with the southeasterly line of Arbor Vitae Street and a radial line drawn through a point on the easterly line of Manzanita Drive distant 15.04 feet northeasterly from the most northerly corner of Lot 7 Block 5 Lexington Park, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Inasmuch as there are not enough votes to adopt said Ordinance on its first reading, it was continued until enough votes are present.

Proposed Ordinance establishing the grade of Foster Street, between the southeasterly line of Imperial Avenue and the north prolongation of the east line of Pidgeon Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Inasmuch as there are not enough votes to adopt said Ordinance on its first reading, it was continued until enough votes are present.

The City Manager requested, and was granted, unanimous consent to present the following matter not listed on the agenda:

Proposed Ordinance appropriating the sum of \$12,000.00 from the Capital Outlay Fund, for the purpose of providing funds for the completion of the Sewage Treatment Plant enlargement program, was on motion of Councilman Schneider, seconded by Councilman Schneider, seconded by Councilman Wincote, placed on its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan. Nays---Councilmen None. Absent---Councilmen Dail, Godfrey, Mayor Knox.

Inasmuch as there are not enough votes to adopt said Ordinance on its first reading, it was continued until enough votes are present.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Wincote, at the hour of 10:22 o'clock A.M.

George Kerrigan
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Tuesday, June 13, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey.
Absent----Councilmen None; Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, who is out of the City, Vice Mayor George Kerrigan acted as Chairman.

The Minutes of the Regular Meeting of Wednesday, June 7, 1950, and the Regular Meeting of Thursday, June 8, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Dail, were approved without reading, after which they were signed by the Vice Mayor.

The Vice Mayor invited those in the Council Chambers to avail themselves of copies of the agenda, in order that they might more closely follow the proceedings.

Councilman Wincote was excused from the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the construction of a Storm Drain in North Park (Wightman Street), the clerk reported that six bids had been received, for work more particularly set forth in detail in drawings and specifications contained in Document No. 417541 on file in the office of the City Clerk, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of Walter H. Barber, 7309 El Cajon Boulevard, La Mesa, California, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten per centum of the amount of the accompanying bid, which bid was given Document No. 418738;

Councilman Wincote returned to the meeting at this time.

The bid of Carroll and Foster, 2285 Newton Ave., San Diego 13, Calif., accompanied by bond written by Glens Falls Indemnity Company in the sum of ten percent of the amount bid, which bid was given Document No. 418739;

The bid of Cameron Bros., 4378 Lorca Drive, San Diego 15, California, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 418740;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., P.O. Box "F" Hillcrest Sta., Zone 3, San Diego, Calif., accompanied by bond written by Continental Casualty Company in the sum of 10% of the aggregate sum of the bid, which bid was given Document No. 418741;

The bid of W. V. Hutchison, 5237 La Jolla Blvd., La Jolla, California, accompanied by bond written by Pacific Employers Insurance Company in the sum of ten percent of the amount of the bid, which bid was given Document No. 418742;

The bid of Pace Construction Company, 1120 28th Street, San Diego, accompanied by bond written by New York Casualty Company in the sum of seven thousand nineteen dollars, which bid was given Document No. 418742.

On motion of Councilman Dail, seconded by Councilman Schneider, said bids were referred to the City Attorney and to the City Manager for recommendation and report.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the Bonita Pipe Line replacement, from 8th Street east of National City to 30th Street and Broadway in San Diego, the clerk reported that eleven bids had been received, for work more particularly set forth in detail in drawings and specifications contained in Document No. 417545 on file in the office of the City Clerk, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of American Pipe and Construction Co., P.O. Box 3428 Terminal Annex, Los Angeles 54, California, accompanied by bond written by Fidelity and Deposit Company of Maryland in the sum of twenty thousand dollars, which bid was given Document No. 418756;

The bid of Kemper Construction Co., 3701 Overland Ave., Los Angeles 34, California, accompanied by bond written by United States Fidelity and Guaranty Company in the sum of 10% of amount of bid, which bid was given Document No. 418757;

The bid of Charles J. Dorfman, 124 North La Brea Ave., Los Angeles, Cal., accompanied by bond written by General Casualty Company of America in the sum of ten per cent of the amount of the bid, which bid was given Document No. 418758;

The bid of United Concrete Pipe Corporation, Bx 425 Baldwin Park, Calif., accompanied by bond written by Maryland Casualty Company in the sum of eighteen thousand dollars, which bid was given Document No. 418759;

The bid of A.B.C. Construction Co., 14346 So. Lakewood Blvd., Paramount, accompanied by bond written by ~~bond-written-by~~ United Pacific Insurance Company in an amount of money equal to ten per cent of the amount of the bid, which bid was given Document No. 418760;

The bid of Cameron Bros., 4378 Lorca Drive, San Diego, accompanied by bond Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 418761;

The bid of Southern Pipe & Casing Co., P.O. Box C, Azusa, Calif., accompanied by bond written by American Casualty Company in the sum of twenty thousand dollars, which bid was given Document No. 418762;

The bid of Carroll & Foster, San Diego, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten per cent of the amount bid, which bid was given Document No. 418763;

The bid of American Pipe & Construction Co., P.O. Box 3428 Terminal Annex, Los Angeles 54, Calif., accompanied by bond written by Pacific Indemnity Company in the sum of twenty thousand dollars, which bid was given Document No. 418764;

The bid of N. P. VanValkenburgh Co., 8609 San Vicente Ave., South Gate, Calif., accompanied by bond written by United Pacific Insurance Company in the sum of nine thousand dollars, which bid was given Document No. 418765;

The bid of Walter H. Barber and H. R. Breeden, joint venturers, 7309 El Cajon Blvd., La Mesa, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 418766;

On motion of Councilman Schneider, seconded by Councilman Swan, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2, the Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, within the limits and as particularly described in Resolution of Intention No. 97343, the clerk reported that five bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of fourteen hundred dollars, which bid was given Document No. 418750;

The bid of Carroll and Foster, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand four hundred dollars, which bid was given Document No. 418749;

The bid of Cameron Brothers, accompanied by bond written by Glens Falls Indemnity Company in the sum of one thousand three hundred dollars, which bid was given Document No. 418748;

The bid of John B. Henry, accompanied by bond written by the Fidelity and Casualty Company of New York in the sum of one thousand three hundred dollars, which bid was given Document No. 418747;

The bid of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of one thousand three hundred dollars, which bid was given Document No. 418744.

On motion of Councilman Schneider, seconded by Councilman Swan, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in Resolution of Intention No. 97527, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of twelve thousand dollars, which bid was given Document No. 418753;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of \$9500.00, which bid was given Document No. 418752;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten thousand dollars, which bid was given Document No. 418751;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of nine thousand dollars, which bid was given Document No. 418745.

On motion of Councilman Schneider, seconded by Councilman Wincote, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, within the limits and as particularly described in Resolution of Intention

No. 97345, the clerk reported that three bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of six hundred dollars, which bid was given Document No. 418755;

Councilman Godfrey was excused from the meeting at this time.

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of five hundred dollars, which bid was given Document No. 418754;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of five hundred dollars, which bid was given Document No. 418746.

On motion of Councilman Swan, seconded by Councilman Schneider, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Crown Point Lighting District No. 1, for a period of one year from and including February 15, 1950, to and including February 14, 1951, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the amount of \$58.50, written by San Diego Trust and Savings Bank, which bid was given Document No. 418783.

On motion of Councilman Schneider, seconded by Councilman Swan, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, for a period of one year from and including January 30, 1950, to and including January 29, 1951, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the amount of \$27.00, written by San Diego Trust and savings Bank, which bid was given Document No. 418785.

On motion of Councilman Schneider, seconded by Councilman Wincote, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, for a period of one year from and including February 1, 1950, to and including January 31, 1951, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the amount of \$40.50, written by San Diego Trust and Savings Bank, which bid was given Document No. 418787.

On motion of Councilman Schneider, seconded by Councilman Wincote, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hearings for the improvement of the Alley in Block 136 University Heights, on Resolution of Preliminary Determination No. 97873; the Alley in Block 99 City Heights, on Resolution of Preliminary Determination No. 97958; Promontory Street, on Resolution of Preliminary Determination No. 97959, which had been continued until this time, were continued temporarily until the return of Councilman Godfrey to the meeting, inasmuch as the necessary number of vote were not present to adopt the "Resolutions of Feasibility".

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing appeals from the Street Superintendent's Assessment No. 1941, for the paving and otherwise improving of the Alley in Block 9 City Heights Annex No. 2, and the Alley in Block 1 Clifton Addition, the clerk reported that written appeals had been received from Edgar N. and Hazel L. Bernier and others, Charles Robert Hinman and Margaret Ann Hinman, Melville H. Taylor and Jeannette McBride Taylor, which appeals were presented to the Council and read.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

Meyer Berner spoke, saying that the job is "over estimated", stated that he is a contractor and knows that the concrete work is too high.

The City Engineer reported, verbally, that the job is 3.9% under the estimate. Belle Pauter spoke, saying that the price is too high, and that she cannot get in or out of her property through the alley.

Marie Jones said that the contractor "wrecked her lot", dumping thereon rock and adobe, including boxes and pipe. She said she had agreed to permit dumping for the purpose of planting and building, but that her property is ruined now.

Councilman Godfrey returned to the meeting at this time.

Richard Steck, representing the contractor, R. E. Hazard, spoke. He said that Mr. Hazard had just told him that he was unaware of the condition of which Mrs. Jones complained, and that he would be glad to clean up the premises.

Mrs. Jones said that she had talked by telephone to Bruce Hazard, who had assured her that the condition created on her lot would be corrected, but that it has not.

The City Engineer explained the assessment costs, based upon bids, and said that the incidental costs were only 15%, and told of the differences in the assessments on the Berner and Pauter assessments, due to different work being done.

Mr. Berner spoke again about having paid for the sewer laterals as well as being assessed for them. Mr. Taylor spoke, and said that the same thing applied to his property. It was indicated that both had taken out separate permits although the services were installed under the contract. The City Attorney suggested that the matter be referred to the City Manager to determine the facts.

RESOLUTION NO. 98226, recorded on Microfilm Roll No. 29, overruling and denying the appeals of Edgar N. and Hazel L. Bernier and others, Charles Robert Hinman and Margaret Ann Hinman, Melville H. Taylor and Jeannette McBride Taylor, from the Street Superintendent's Assessment No. 1941 made to cover the costs and expenses of the paving and otherwise improving of the Alley in Block 9 City Heights Annex No. 2, and the Alley in Block 1 Clifton Addition, and overruling and denying all other appeals thereon, confirming and approving the said Assessment, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law and to record the same in his office, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98227, recorded on Microfilm Roll No. 29, referring to the City Manager for report, in the matter of payments for sewer permits taken out by and paid for by Charles Robert Hinman and Melville H. Taylor on Lots 47 and 48 and on Lots 43 and 44 Block 9 City Heights Annex No. 2, and on any other properties which might be affected, where also installed under contract, to determine if there is any justification for refunds thereon, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing was continued on Resolution of Preliminary Determination No. 97873 for the paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98228, recorded on Microfilm Roll No. 29, determining that the proposed paving and otherwise improving of the Alley in Block 136 University Heights, within the limits and as particularly described in said Resolution, is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing was continued on Resolution of Preliminary Determination No. 97958 for the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98229, recorded on Microfilm Roll No. 29, determining that the proposed paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in said Resolution, is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing was continued on Resolution of Preliminary Determination No. 97959 for the paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98230, recorded on Microfilm Roll No. 29, determining that the proposed paving and otherwise improving of Promontory Street, within the limits and as particularly described in said Resolution, is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Corte F. Truax, 5031 Sandrock Grade, from the decision of the Zoning Committee in granting variance to the provisions of Ordinance No. 148 New Series and Ordinance 1947 New Series, to San Diego Transit-Mixed Concrete Co., Lessee, and Caudell and Johnson, owners, for construction and operation of a concrete mixing and batching plant with customary buildings and uses, including the incidental manufacture of concrete piers and similar building products, in Zones R-1 and R-1A on portion of Pueblo Lot 1173 Southeast-erly of Friars Road and on portion of Pueblo Lot 1108, the Vice Mayor asked if there were any interested affected property owners present who desired to be heard.

Mr. Truax spoke against the variance and against gravel pits in the area, saying that Mission Valley is being torn up by the gravel people. He contended that such operations are decreasing property values, but admitted that plants were in operation in the area before he purchased his property. He said that he had been assured that there would be no further business in the Valley, and as a result he sold his rabbitry.

The Zoning Engineer showed maps and photographs of the area in question.

Report of the Zoning Engineer, dated June 13, 1950, was presented and read.

Mr. Truax said that the Mission Valley Improvement Association "ran in a fast one", referring to the hurriedly-called meeting, on the people in the east end of the Valley. He said that he and others affected will fight variances to move sand and gravel plants up and down the Valley. He pointed out that there is a heavy traffic problem in the Valley at the present time, that there are sometimes 40 cars piled up behind a concrete truck. He asked that if a variance is granted, it not go into effect until the new road and access roads are completed.

Mrs. Walter Turner spoke, and asked about completion of the new highway.

The Vice Mayor said that the Council does not have the answer.

Mrs. Turner said that there is a great traffic hazard in the Valley.

Councilman Wincote pointed out that the proposed highway is a State highway, not under the City's jurisdiction.

The City Engineer said he could answer the question about the highway.

He said that bids are to be opened on July 13, and he believed that the highway would be completed in about one year.

Mr. Truax spoke again, saying that there is still much undeveloped property in Mission Valley, but development is being held up. He contended that large offers have been made for some of the land for commercial purposes, and that residential property sales are being held up, because owners do not know whether or not to build in view of possible commercial development.

The Vice Mayor asked if anyone wished to speak in favor of the variance, as granted by the Committee.

Mr. R. E. Hazard spoke, saying that he had no direct interest in the property under discussion. He, however, identified himself as owner and operator of a large plant in the Valley. He said he felt that there would be less traffic hazard if operation of the type being considered were all in one place.

Councilman Dail was excused from the meeting at this time.

Mr. Russell Grant spoke. He said that at the time of the application for the zone variance, a special meeting of the Mission Valley Improvement Association was held, and that the Association's meeting approved the variance. He spoke of the hearing held before the Zoning Committee, and summarized the variance resolution, item by item.

Councilman Dail returned to the meeting at this time.

Mr. Grant continued, saying that the project proposed is not a sand and gravel plant, or a hot plant. He said, referring to comments by other speakers about excavations in the hillsides, stating that there will be excavation for buildings only. He said that the Transit Mix Co. went into the Valley in 1941 under a zone variance, and that it is not a new plant in the Valley, stressing that it is a move of operations of a little more than a mile.

Councilman Schneider was excused from the meeting at this time.

Mr. Grant continued speaking, exhibiting detailed maps of locations of the existing plants in the Valley, and the residences. He spoke about 3 routes in and out of the Valley for trucks.

A petition was filed by Mr. Grant, in favor of the variance. He said it would be desirable to have the variance beyond the 1955 limit placed in the zone variance resolution.

It was pointed out by the Vice Mayor that it would be impossible to complete the hearing during this session, so he suggested an adjournment of the meeting until the hour of 2:00 o'clock P.M., at which time the hearing would be resumed.

On motion of Councilman Dail, seconded by Councilman Swan, the Council took a recess, at the hour of 11:56 o'clock A.M., until the hour of 2:00 o'clock P.M., this date.

Upon re-assembling, at the hour of 2:05 o'clock P.M., the roll call showed the following:

Present---Councilmen Wincote, Schneider, Kerrigan, Dail, Godfrey

Absent---Councilman Swan, Mayor Knox

Clerk-----Fred W. Sick

Vice Mayor Kerrigan continued as Chairman.

The hearing, in progress at the time the recess was taken, was resumed.

Russell Grant, who was speaking when the meeting was recessed, spoke again. He pointed out that the plant is to be on the north side of Mission Valley, one half mile from the nearest protestant.

Mr. Grant said that provisions have been made for planting to the property, and that there will be a new road between the properties of the protestants and the plant. He stated that he owns 32 acres in the immediate vicinity.

Councilman Swan entered the meeting at this time.

Mr. Grant continued, saying that the whole project is an improvement to the area. He said that for years the area has been the center for sand and gravel production. He said that there are no trees in the vicinity of the existing sand plant, which was not protested. (An unidentified woman arose at the back of the chambers - later it developed that she is Mrs. Peter Mallen - and said she disagreed with the statement about no trees; the trees are there, she could prove it).

Mr. Grant proceeded with his talk, saying that the plant would not damage any properties.

Mr. Truax spoke again, saying that increased production and expansion is opposed, and asked for minimum activities and eventual clearing out of all plants. He said that the Valley will be filled with objectionable enterprises. He said that the sand plant, heretofore referred to, had been relocated by direction of the City, County, and State, in connection with the Freeway. He said he will oppose renewal of its (the sand plant's) variance, at the expiration of the present variance. He said that the signers favoring the variance are owners of unimproved properties. He presented a petition, which was read by the Clerk, in protest. He contended that trees, as required in the Zoning Committee's Resolution of variance could not possibly screen the tall silos, because the materials in the Valley would be exhausted before the trees are grown. He said that reverting to R-1 Zone will increase property values and raise the City's tax income.

Walter Turner, a nearby property owner, spoke. He protested the plant, saying that he does not want to look at the plant. He said that it would depreciate his home. Mr. Turner identified himself as an accountant, and questioned statements which had been made about the increased cost on sand and gravel if hauled from a distance greater than the Valley.

Councilman Schneider moved to continue the matter, and refer it to Council Conference, with all members present. The motion was opposed, on the grounds, that it should be settled at this time; no second was made.

Mrs. Peter Mallen spoke in behalf of Tom Choy, who she said, owns the largest vegetable acreage and which adjoins the property in question. She said that the dust and grit ruins his crops. Mrs. Mallen said she owns a home in the Valley, also, and she was protesting in the own behalf.

Arthur Johnson (of Caudell and Johnson), owner of the property under hearing, spoke. He was questioned by members of the Council regarding the gravel deposits available. Mr. Johnson replied that there is a tremendous quantity still in existence, and enough to justify operations for a long period of time.

The Zoning Engineer said that it had been thought advisable by the Zoning Committee to limit the zone variance resolution to 5 years, to permit review of property and operations in the event of possible abandonment.

Mr. Johnson spoke again, saying that if the materials are not produced in the Valley, it would cost more to the citizens of San Diego to have it produced elsewhere and hauled greater distances.

RESOLUTION NO. 98231, recorded on Microfilm Roll No. 29, overruling and denying the appeal of Corte F. Truax from the decision of the Zoning Committee in granting variance to Ordinance No. 148 (New Series) and Ordinance No. 1947 (New Series), to San Diego Transit-Mixed Concrete Co., lessee, and Caudell and Johnson, owners, to construct and operate a concrete mixing and batching plant with customary buildings and uses, including the incidental manufacture of concrete piers and similar building products, in Zones R-1 and R-1A on portions of Pueblo Lot 173 and 1108 (contained in said Resolution No. 4700), sustaining the decision of said Committee in granting the same, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Dail, Godfrey. Nays---Councilman Kerrigan. Absent---Mayor Knox.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing on appeal of Leonard H. Storey from Zoning Committee's denial of setback variance to Paul Schiefer, owner, and Leonard Storay, purchaser, for residence at the southwest corner of Highview Drive and 33rd Street, had been continued, the communication from the Zoning Engineer stating that the Zoning Committee has now made a unanimous recommendation to the Council that the appeal be granted so that the appellant may built with a 6 ft. setback from Highview Drive on the filled and shallow lot, was presented.

RESOLUTION NO. 98232, recorded on Microfilm Roll No. 29, sustaining the appeal of Ernest Schiefer, 711 Armada Terrace, and Leonard H. Storay, 4335 Illinois Street, from the decision of the Zoning Committee in denying their request for variance under their application No. 8209 and the Committee's Resolution No. 4698, for variance to the provisions of Ordinance No. 12321 insofar as they pertain to Lots 4 and 5 Bancroft Terrace, on the southwest corner of Highview Drive and 33rd Street, in Zone R-1, to construct a single-family residence with a 6-foot setback, overruling said Committee decision, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of A. C. Metcalfe, P.O. Box 357, Lakeside, California, in behalf of Joseph H. and Irene A. Thomas, requesting the sale of City-owned property in Tract B Rancho El Cajon: consisting of 2 parcels of 8.75 and 8.46 acres, was presented, together with statement that his clients will make a starting bid of \$100.00 per acre, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was referred to the City Manager.

Communication from San Diego Neon Sign Company, 452 - 8th Avenue, San Diego 1, dated June 9, 1950, signed by A. W. Harper, requesting hearing at this meeting in connection with proposed sign on Piggly Wiggly store at 3780 Mission Boulevard, the height of which had been reduced by action of the Planning Commission, was presented.

Mr. Harper spoke, saying that the Planning Commission had granted the sign, but for only 3'8" (at various times in the presentation he said 3'8"; other times he said 4'), instead of the 7' roof clearance requested.

The Assistant Planning Director made a verbal report, stating that the sign in question is in an architectural control area, and that the Commission felt that the tall iron frame work on the roof of the building would be objectionable.

Mr. D. D. Williams, of the Piggly Wiggly Stores, spoke. He said that if the sign is not permitted to be of 7' height it would be of almost no value, that poles and wires would cut off the view of the sign, and stressed that he would not want to erect it if it would be objectionable to the neighbors or the appearance of the neighborhood.

Asked if he would put the sign on a tower, or fin, Mr. Williams replied that the matter had been taken up with the architect who felt that it would be impracticable inasmuch that a tower would be too heavy for the existing building which is being remodeled.

At this point the Assistant Planning Director questioned the Council's jurisdiction in the matter, pointing out that the Architectural Control Ordinance provides no Council appeal procedure.

The City Attorney was asked to rule on the matter, but he declined, stating that he preferred to have the opportunity to study the question and report thereon to the Council in writing.

On motion of Councilman Dail, seconded by Councilman Schneider, the matter was referred to the City Attorney for report at the Thursday Council meeting of this week.

Petition of Raymond F. Thielen, R2 Box 778-B, El Cajon, for permission to paint house numbers on curbs, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was referred to the City Manager.

The application of L. S. McDaniel and Margaret R. Graham for Class A Dine & Dance License at the Copper Kettle, 2161 Logan Avenue, was presented together with recommendations for approval from the Chief of Police, the Director of Social Welfare, Fire Marshal, Building Inspector, and City Manager.

RESOLUTION NO. 98233, recorded on Microfilm Roll No. 29, granting application of L. S. McDaniel and Mrs. Margaret H. Graham for a Class A 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 Schneider, seconded by Councilman Swan, adopted.

The application of Charles William Snodgrass, Jr., for certificate of public convenience and necessity to operate 3 taxicabs, under the name of Red Dot Cab Co., was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, said application was referred to the City Manager.

The claim of David Krause, father of Larry Krause, a minor, 1966 Burroughs Street, in the sum of \$4950.00, for personal injury in collision with City-owned truck, was presented.

RESOLUTION NO. 98234, recorded on Microfilm Roll No. 29, referring claim of David Krause, father of Larry Krause, a minor, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The claim of Casino Theatre, Inc., 643 Fifth Avenue, signed by William D. Russo, Treas. & Mgr., in the sum of \$17.06, for damage to Neon tubing by City rubbish crew, was presented.

RESOLUTION NO. 98235, recorded on Microfilm Roll No. 29, referring claim of Casino Theatre to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The claim of A. G. Stanton, 751 Cornish Drive, in the sum of \$12.91, in connection with "automobile Accident", nature of which was not stated in the claim, was presented.

RESOLUTION NO. 98236, recorded on Microfilm Roll No. 29, referring claim of A. G. Stanton to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Claim of Mrs. B. Simmons, 4266 Ethelda Place, in the sum of \$23.50, for personal injury due to fall on sidewalk on University Ave., was presented.

RESOLUTION NO. 98237, recorded on Microfilm Roll No. 29, referring claim of Mrs. B. Simmons to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing Flags for street decorations, was presented, with award recommended to Standard Awning Company of San Diego, the low bidder.

The Assistant City Manager explained the matter to the Council.

RESOLUTION NO. 98238, recorded on Microfilm Roll No. 29, accepting bid of Standard Awning Company for furnishing six hundred 4' x 6' tri-colored flags, and six hundred 16" x 10' Colonial-type pull-downs, awarding contract and authorizing the City Manager to execute the same, authorizing the City Clerk to return all bid checks submitted, with the exception of checks submitted by the low and second low bidder, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent reporting on bids for furnishing 11 items of Traffic Signal Equipment, recommending award to Econolite Corporation, the sole bidder, was presented.

Members of the Council questioned the Assistant City Manager as to the reason for only one bid, wondering if specifications had been written so that only one company could bid. The answer was not forthcoming, so the matter was continued temporarily, until a report be received.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for rental to the City of 5-yard Dump Trucks for the period of one year beginning July 1, 1950, recommending award to Daley Corporation, was presented.

RESOLUTION NO. 98239, recorded on Microfilm Roll No. 29, accepting bid of Daley Corporation for rental of 5-yard dump trucks for the period of one year beginning July 1, 1950, for a rate of \$3.82 per hour until July 10, 1950, and thereafter at a rate of \$3.92 per hour, awarding contract and authorizing the City Manager to execute the same, authorizing the City Clerk to return all bid checks submitted with the exception of checks submitted by the low and the second low bidder, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98240, recorded on Microfilm Roll No. 29, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for a penetration treatment of the shoulder areas on Gibbs Municipal Airport (Montgomery Field), authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, bearing the City Manager's and the Purchasing Agent's stamps of approval, reporting on bids for construction of the Alvarado Trunk Sewer from Fairmount Avenue, easterly, recommending award to P. & J. Artukovich, Inc., the low bidder, was presented.

RESOLUTION NO. 98241, recorded on Microfilm Roll No. 29, accepting the bid of P. & J. Artukovich, Inc. for construction of Alvarado Canyon Trunk Sewer, from Fairmount Avenue easterly, consisting of approximately 4.0 miles of eight-inch to twenty-four-inch trunk sewer mains, manholes and appurtenances, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on complaint of R. F. Miller, 4716 - 34th Street, against noise from juke box at the Elbo Club, 3373 Adams Avenue, stating that the matter has been handled satisfactorily, and recommending filing, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the matter was ordered filed.

Communication from the City Manager, reporting on petition for a midblock overhead light on Felton Street north of Palm Street, recommending denial on the basis that corner lights need to be installed before program of center-of-block lighting can be undertaken, was presented.

On motion of Councilman Swan, seconded by Councilman Schneider, the matter was ordered filed, and no light installation was directed to be made.

Communication from the City Manager recommending granting excess width driveways to Star and Crescent Oil Company on La Jolla Boulevard at Marine Street, stating that in connection with the installation that the City is acquiring a considerable portion of the lot in order to eliminate the hazardous job in La Jolla Boulevard, was presented.

RESOLUTION NO. 98242, recorded on Microfilm Roll No. 29, granting permission to Star and Crescent Oil Company, 656 Spreckels Bldg., to install two driveways, 35 feet and 40 feet in width on the easterly side of La Jolla Boulevard south of Marine Street at the location shown on plan attached to said Resolution, all adjacent to Lot 1 Block 2 F. T. Scripps Addition to La Jolla Park, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Superintendent of Streets, recommending granting petition for closing portions of Radio Station and Chollas Roads, in conjunction with a resubdivision of the area, new streets to be dedicated to adequately serve the area, which bears the City Manager's and the Director of Public Works' stamps of approval, was presented.

RESOLUTION NO. 98243, recorded on Microfilm Roll No. 29, granting petition for the closing of portions of Radio Station Road and Chollas Road, as recommended by the Superintendent of Streets, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Communication from the Zoning Engineer reporting on appeal of Robert E. and Lois Onley, 1744 - 29th Street, from the Zoning Committee's decision, in requiring in connection with variance granted to the provisions of Ordinance No. 117 New Series that an agreement be signed to the effect that the entire parcel described in Resolution No. 4641 be held in one ownership and that only one residence will be built on the entire parcel so described, stating that the Zoning Committee has reconsidered the matter and now recommends removal of that condition from the Zone Variance Resolution, was presented.

RESOLUTION NO. 98244, recorded on Microfilm Roll No. 29, sustaining appeal of Robert E. and Lois Onley, 1744 - 29th Street from the Zoning Committee's decision in requiring agreement from the owners to the effect that the entire parcel of Lot 12 Ex-Rancho Mission described in Zone Variance Resolution No. 4641 be held in one ownership and that one residence be built thereon, deleting said requirement from said Resolution No. 4641 of the Zoning Committee the condition to that effect, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending amendment to Resolution of the Council No. 96773 adopted February 7, 1950, in connection with certain street widths in connection with approval of the Tentative Map of Loma Lands Park, was presented.

RESOLUTION NO. 98245, recorded on Microfilm Roll No. 29, amending Resolution 96773 approving the Tentative Map of Loma Lands Park for subdivision of a portion of Lots 196 and 197 in the following particular: "Condition No. 1: That Orchard Avenue, Del Mar Avenue and Coronado Avenue be graded to 60 feet in width, to grades established by the City Engineer, and that the additional 10-foot area on each side of the grading be ramped from the established grade to the lot grade in all cases. That Chatsworth Boulevard be graded from the northerly property line to the existing pavement. If a grade change is made, the cost of the proceedings shall be paid for by the City, and the subdivider shall be required to bring the portion of Chatsworth Boulevard between curb lines to the new grades, but shall not be required to replace the existing pavement, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending granting petition for re-zoning of Lots 4, 5, 8, 9 Block 10 Roseville (Nichols) from the existing R-4 Zone to C Zone, located adjacent to the Mean High Tide Line, between Addison and Byron Streets, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

The Assistant City Manager requested, and was granted, unanimous consent to present the following matter, not listed on the agenda:

The Assistant City Manager reported regarding the Tentative Map of Hermosillo Manor, which matter had been referred to the City Council, particularly with request of B. D. Phelps, Civil Engineer, for reduced width of Jamacha Road, and recommended that the street be 40 feet in width between curbs.

Councilman Dail spoke regarding previous approval of the subdivision, on the 36-foot-width paving basis.

B. D. Phelps spoke, saying that the street in question is 1500 feet in length.

The Assistant Planning Director told of past actions and recommendations in the subdivision. He recommended 40-foot paving width on Jamacha Road.

Mr. Phelps spoke about the length of the time from the date of his letter - March 21, 1950, on which no action had been taken.

The City Engineer read to the Council the recommendation which he had made to the City Planning Commission, for the 40-foot road on Jamacha, curb-to-curb.

Councilman Schneider, speaking on the subject of narrow streets, referred to the narrowness of Ray Street and Euclid Avenue. He said that once the streets are established it is difficult to acquire extra width.

RESOLUTION NO. 98246, recorded on Microfilm Roll No. 29, suspending Sections 3E5, 3J6, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Hermosillo Manor, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The question then arose about payment by the City of the increased cost in the sewer line to 10" over the 8", with the Assistant City Manager recommending that the City contribute the difference.

RESOLUTION NO. 98247, recorded on Microfilm Roll No. 29, approving the Tentative Map of Hermosillo Manor, a subdivision of 16-acre portion of Lot 12 Ex Mission Rancho, into 92 lots, southwesterly of Lisbon Street and Jamacha Road, on conditions set forth in said Resolution, the City agreeing to contribute the difference in cost between the 8-inch sewer (which would amply serve the subdivision) and the 10-inch sewer required to be installed, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the Assistant Planning Director, reporting on petition of E. B. Broderick for rezoning from R-4 to C Zone Lot 63 Reynard Hills, located at 3025 Reynard Way, recommending denial thereof, was presented.

RESOLUTION NO. 98248, recorded on Microfilm Roll No. 29, denying petition to re-zone Lot 63 Reynard Hills from R-4 Zone to C Zone, as recommended by the City Planning Commission, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from Oceanside City Council, addressed to Harold Beck, Oceanside Director, San Diego County Water Authority, dated May 23, 1950, being a carbon copy and containing typewritten signatures of the Mayor and members of the Council, opposing applications for membership in San Diego County Water Authority and directing Mr. Beck to oppose new applications until such time as adequate capacity in the aqueduct is available for the proper distribution of Colorado River water, was presented.

RESOLUTION NO. 98249, recorded on Microfilm Roll No. 29, referring communication from Oceanside City Council, addressed to Harold Beck, its representative on the board of directors of the San Diego County Water Authority, to Council Conference, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from Beatrice F. Wilcoxon, 525 Spruce Street, protesting proposed Exposition in Balboa Park and restricted free use thereof by the public, was presented. On motion of Councilman Wincote, seconded by Councilman Godfrey, said communication was ordered filed.

Communication from Marian Walker, (the Sweet mart., 615 B Street), requesting matter of Exposition being held in Balboa Park be put up for election, was presented. On motion of Councilman Wincote, seconded by Councilman Godfrey, said communication was ordered filed.

RESOLUTION NO. 98250, recorded on Microfilm Roll No. 29, ratifying, confirming and approving proposed tidelands lease with Standard Oil Company of California, located at the foot of Schley Street, on Belt Street, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98251, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of Vallecitos, Camino del Oro, de la Ribera, Camino del Sol, approving Plat No. 2143 showing the exterior boundaries of the district to be included in the assessment therefor, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98252, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Vallecitos, Camino del Oro, de la Ribera, and Camino del Sol, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 98253, recorded on Microfilm Roll No. 29, for the closing of portion of Ash Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 98254, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Dwight Street, Lantana Drive, Euclid Avenue and Public Right of Way, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 98255, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley lying easterly of and contiguous to Block B South La Jolla, North Lane, Westbourne Street, and Public Rights of Way, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98256, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Ampudia, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98257, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98258, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of G Street and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 97765, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98259, recorded on Microfilm Roll No. 29, for the closing of portion of Radio Station Road, as more particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98260, recorded on Microfilm Roll No. 29, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the street lamps on bracket arms attached to the poles in Mission Beach Lighting District No. 1, together with the maintenance of bracket arms, wires and lamps, for a period of one year from and including May 15, 1950, to and including May 14, 1951, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98261, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of the Alley in Block 2 City Heights, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98262, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of Kendall Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98263, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of Reed Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98264, recorded on Microfilm Roll No. 29, granting petition for the paving and otherwise improving of Oliver Avenue, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed therefor, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98265, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in Resolution of Intention No. 96794, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending granting petition for paving and otherwise improving of Fenelon Street and Garrison Street, by private contract, was presented.

RESOLUTION NO. 98266, recorded on Microfilm Roll No. 29, granting property owners permission to grade and pave portion of Fenelon Street and Garrison Street by private contract, within the limits and on the conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98267, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to do all the work in connection with the installation of 8-inch and 6-inch Water pipe line from Country Club Reservoir in the La Jolla area to Hillside Drive, and along Hillside Drive northwesterly, including a portion of pipe to replace the existing 2-inch pipe, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98268, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to do all the work in connection with the renewal and/or lowering, as needed, of 115 existing water services in Del Monte Avenue, between Guizot Street and Santa Barbara Street; Orchard Avenue, between Santa Barbara Street and Catalina Boulevard; in Santa Barbara Street, between Cape May Avenue and Point Loma Avenue; Niagara

Street, between Santa Barbara Street and Venice Street; and Del Monte Avenue, between Santa Barbara Street and Catalina Boulevard, by appropriate City forces, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98269, recorded on Microfilm Roll No. 29, authorizing the City Manager to issue an Extra Work Order to Daley Corporation, for the relocation of a portion of the existing 21-inch vitrified clay trunk sewer under Wabash Boulevard - Federal Boulevard interchange, as shown on Engineering Department Drawings 1562-D, and the encasement in Portland cement concrete of two portions of the relocated line which the interchange crosses, at an estimated additional cost of \$19,000.00, all in accordance with the recommendation of the City Engineer, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The Assistant City Manager reported to the Council in the matter, as to its necessity.

RESOLUTION NO. 98270, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to enter into an agreement with the City of Coronado for the use of City radio equipment for a term of one year beginning July 1, 1950 and ending June 30, 1951, on the terms and under the conditions as set out in form of agreement filed with the City Clerk designated as Document No. 418834, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98271, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to enter into an agreement with the County of San Diego for the use of City radio equipment for a term of one year beginning July 1, 1950 and ending June 30, 1951, on the terms and under the conditions as set out in form of agreement filed with the City Clerk designated as Document No. 418837, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98272, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to enter into an agreement with the City of Chula Vista for the use of City radio equipment for a term of one year beginning July 1, 1950 and ending June 30, 1951, on the terms and under the conditions as set out in form of agreement filed with the City Clerk designated as Document No. 418840, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98273, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to enter into agreement with the City of El Cajon for the use of City radio equipment for a term of one year beginning July 1, 1950 and ending June 30, 1951, on the terms and under the conditions as set out in form of agreement filed with the City Clerk designated as Document No. 418841, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98274, recorded on Microfilm Roll No. 29, setting public hearings for Tuesday the 27th day of June, 1950 at 2:00 o'clock P.M., and for Thursday the 29th day of June, 1950 at the hour of 2:00 o'clock P.M., in the Council Chamber, Administration Building, Civic Center, for the purpose of affording the public opportunity to be present, and there express themselves, if they so desire, with reference to the Annual Appropriation Ordinance proposed to be adopted for the fiscal year 1950-1951, authorizing and directing the City Clerk to publish for a period of five days in the official newspaper, prior to said hearings, a notice of Public Hearings, which shall contain a statement that the proposed Ordinance will not be adopted until after said public hearings have been held, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98275, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute an agreement with Barrett W. Coates, Carl E. Herfurth and Arthur W. England, Consulting Actuaries, doing business under the name and style of Coates, Herfurth & England, wherein said parties agree to furnish to the Board of Trustees of the Police and Fire Retirement System of The City of San Diego such technical actuarial advice as may be requested by said Board, for which the City will pay \$600.00 in two installments of \$300.00, the first installment to be paid on the 30th day of September, 1950, and the second installment to be paid on the 30th day of June, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98276, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute for and on behalf of The City of San Diego a revocable lease with San Diego Veterans War Memorial Building, Inc., a non-profit corporation, for the use and occupancy of the Veterans War Memorial Building, located in Balboa Park in The City of San Diego, for use as a social, cultural, educational and recreational reception center for the benefit of all veterans and veteran patriotic associations of San Diego, in the form of lease filed in the office of the City Clerk under Document No. 418848, and that Resolution No. 97317 be rescinded, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98277, recorded on Microfilm Roll No. 29, allowing and approving the bill of San Diego City and County Convention Bureau, bearing date June 7, 1950, in the sum of \$1018.66, for expenses incurred, approved by the Advertising Control Committee, authorizing requisition to be drawn on the Advertising and Publicity Fund for the fiscal year 1949-1950 for said sum, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4435 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$12,000.00 from the Capital Outlay Fund for the purpose of providing funds for the completion of the Sewage Treatment Plant enlargement program, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 8th day of June, 1950, and on the 13th day of June, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4436 (New Series), recorded on Microfilm Roll No. 29, establishing the curb grade and positions of the curbs on Garrison Street between the southeasterly line of Rosecrans Street and a line parallel to and distant 200.00 feet southeasterly from the southeasterly line of Rosecrans Street; on Fenelon Street, between the southeasterly line of Rosecrans Street and the northwesterly line of Scott Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full. Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 8th day of June, 1950, and on the 13th day of June, 1950.

ORDINANCE NO. 4437 (New Series), recorded on Microfilm Roll No. 29, establishing the official curb grades and positions of curbs on Marlborough Avenue between the northerly line of Redwood Street and the northwesterly line of Poplar Street; Lexington Avenue between a line drawn southeasterly at right angles to the northwesterly line of Lexington Avenue from a point distant therealong 130.97 feet southwesterly from the intersection of the Westerly line of Marlborough Avenue with the northwesterly line of Lexington Avenue and a radial line drawn through a point on the northwesterly line of Lexington Avenue distant 8.25 feet northeasterly from the intersection of the easterly line of Marlborough Avenue with the northwesterly line of Lexington Avenue; and Manzanita Drive between a radial line drawn from the intersection of the southerly line of Manzanita Drive with the southeasterly line of Arbor Vitae Street and a radial line drawn through a point on the easterly line of Manzanita Drive distant 15.04 feet northeasterly from the most northerly corner of Lot 7, Block 5, Lexington Park, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 8th day of June, 1950, and on the 13th day of June, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4438 (New Series), recorded on Microfilm Roll No. 29, establishing the grade of Foster Street, between the southeasterly line of Imperial Avenue and the north prolongation of the east line of Pidgeon Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 8th day of June, 1950, and on the 13th day of June, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4439 (New Series), recorded on Microfilm Roll No. 29, establishing the grade of Pidgeon Street and the easterly prolongation of the north line of Foster Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Said Ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the 8th day of June, 1950, and on the 13th day of June, 1950.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4440 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$5,000.00 from the Unappropriated Balance Fund for the purpose of providing funds for the purchase of Flags for Street Decorations and the fabrication and installation of necessary attachments to light standards for the display of said decorations, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote,

Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.
The final reading of such Ordinance was in full.

ORDINANCE NO. 4441 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$175,000.00 from the Capital Outlay Fund for the purpose of providing funds for the construction of the Alvarado Canyon Trunk Sewer, from Fairmount Avenue easterly, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.
The final reading of such Ordinance was in full.

Proposed Ordinance appropriating the sum of \$1,000.00 for making repairs to the ornamental lighting system on the Causeway, was presented.

There was brief discussion in the matter, as to the reasons and necessity.

ORDINANCE NO. 4442 (New Series), appropriating the sum of \$1,000.00 from the Unappropriated Balance Fund for the purpose of providing funds for making necessary repairs to the ornamental lighting system on the Causeway, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

Proposed Ordinance incorporating portion of Block 22 of Bird Rock Addition and portion of Block A Bird Rock Villas, repealing Ordinance No. 3505 New Series insofar as it conflicts, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, a hearing was set for the hour of 10:00 o'clock A.M., of Tuesday, June 27, 1950.

The Assistant City Manager requested, and was granted, unanimous consent to present the following matter, not listed on the agenda:

The Assistant City Manager presented the matter of approval of the Tentative Map of Richmond Hills, which had been referred back to the City Manager on May 23, 1950, and explained the improvements therein. Also, the file included a new Resolution.

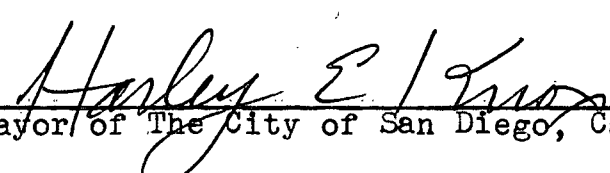
RESOLUTION NO. 98278, recorded on Microfilm Roll No. 29, approving the revised Tentative Map of Richmond Hills, a subdivision of a portion of Lot 11 Lemon Villa, into 42 parcels, bounded by Orange Avenue, Trojan Avenue and 54th Street, subject to 9 conditions, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The City Purchasing Agent's report, referred to earlier in these Minutes, was brought up again at this time.

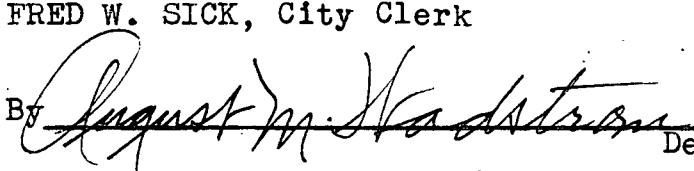
The Assistant City Manager made a verbal report on the bids for Traffic Signal Equipment, stating that the reason there was only one bid, was that the City had intentionally so written its specifications, since it is deemed ^{best} to standardize on equipment.

RESOLUTION NO. 98279, recorded on Microfilm Roll No. 29, accepting bid of Econolite Corporation for the furnishing of 11 items of Traffic Signal Equipment (electromechanical dispatchers, pressure detectors, signal heads and post top mountings), awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Schneider, seconded by Councilman Dail, at the hour of 3:50 o'clock P.M.


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,
Thursday, June 15, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:07 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent-----Councilmen None
Clerk-----Fred W. Sick

Petition of Stadium Racing Association, signed by Tom H. Haynes, dated May 23, 1950, being an application for permit to conduct public fireworks display in Balboa Stadium on July 4, 1950, was presented, together with recommendation for granting from the Chief of the Fire Department, the Chief of Police, and the City Manager.

RESOLUTION NO. 98281, recorded on Microfilm Roll No. 29, granting application of the Stadium Racing Association, 405 Date Street, for permission to conduct public display of fireworks at the Balboa Stadium on July 4, 1950, from 10:30 P.M. to 11:00 P.M., on condition that said Association shall comply with all laws of the State of California, ordinances of The City of San Diego, and rules and regulations adopted by the State Fire Marshal pertaining thereto, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing the Purchasing Agent to advertise for bids for furnishing approximately 20,000 board feet of Douglas Fir timbers for the Harbor Department, in accordance with specifications on file in the office of the City Clerk bearing Document No. 418828, was presented.

RESOLUTION NO. 98282, recorded on Microfilm Roll No. 29, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of approximately 20,000 board feet of Douglas Fir timbers, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending the establishment of 19th Street, between A and B Streets, as a one-way street for south-bound traffic only, was presented.

RESOLUTION NO. 98283, recorded on Microfilm Roll No. 29, declaring 19th Street to be a one-way street for south-bound traffic, between A and B Streets; authorizing and directing the installation of the necessary signs and markings, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending establishment of two-hour parking limit upon various streets, set forth in said communication, between the hours of 8 A.M. to 6 P.M., Sundays and holidays excepted, in connection with parking meter installation soon to be made, was presented.

RESOLUTION NO. 98284, recorded on Microfilm Roll No. 29, establishing two-hour parking zones, between the hours of 8:00 o'clock A.M. and 6:00 o'clock P.M., except Sundays and holidays, on the following streets:

Third Avenue between the north line of Cedar Street and the south line of Date Street;

Seventh Avenue between the south line of K Street and the north line of L Street

Eighth Avenue between the north line of Island Avenue and the south line of Market Street;

Twelfth Avenue between the south line of K Street and the north line of L Street;

A Street between the east line of Ninth Avenue and the West line of Tenth Avenue;

Broadway between the east line of 13th Street and the West line of 14th Street;

E Street between the east line of 14th Street and the west line of 15th Street;

Imperial Avenue between the east line of 14th Street and the west line of 15th Street;

Island Avenue between the west line of Eighth Avenue and the east line of Seventh Avenue;

Washington Street between the west line of Falcon Street and the east line of Hawk Street;

Goldfinch Street between the north line of University Avenue and the south line of Ft. Stockton Drive;

Falcon Street between the north line of Washington Street and the south line of Ft. Stockton Drive;

Park Boulevard between the north line of University Avenue and the south line of Lincoln Avenue;

Illinois Street between the north line of University Avenue and the south line of Lincoln Avenue;

Lincoln Avenue between the east line of Kansas Street and the west line of Illinois Street;
 University Avenue between the east line of Menlo Avenue and the west line of 48th Street;
 Euclid Avenue between the south line of University Avenue and the north line of Wightman Street;
 47th Street between the north line of Wightman Street and the south line of Polk Avenue;
 Menlo Avenue between the north line of University Avenue and the south line of Polk Avenue,
 authorizing and directing the installation of the necessary signs and markings, repealing all resolutions or parts of resolutions in conflict, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending installation of parking meters and establishing of parking meter zones between the hours of 8 A.M. and 6 P.M., Sundays and holidays excepted, upon various streets set forth in said communication, was presented.

RESOLUTION NO. 98285, recorded on Microfilm Roll No. 29, establishing and designating Parking Meter Zones in which the City Manager shall cause parking meters to be installed and shall cause parking meter spaces to be designated, on the following streets:

Third Avenue between the north line of Cedar Street and the south line of Date Street;
 Seventh Avenue between the south line of K Street and the north line of L Street;
 Eighth Avenue between the north line of Island Avenue and the south line of Market Street;
 Twelfth Avenue between the south line of K Street and the north line of L Street;
 A Street between the east line of Ninth Avenue and the west line of Tenth Avenue;
 B Street between the east line of Union Street and the west line of Front Street;
 Broadway between the east line of 13th Street and the west line of 14th Street;
 E Street between the east line of 14th Street and the west line of 15th Street;
 G Street between the east line of Ninth Avenue and the west line of Eleventh Avenue;
 Harbor Drive between the north line of Ash Street and the south line of Date Street;
 Imperial Avenue between the east line of 14th Street and the west line of 15th Street;
 Island Avenue between the west line of Eighth Avenue and the east line of Seventh Avenue;
 Washington Street between the west line of Falcon Street and the east line of Hawk Street;
 Goldfinch Street between the north line of University Avenue and the south line of Ft. Stockton Drive;
 Falcon Street between the north line of Washington Street and the south line of Ft. Stockton Drive;
 Park Boulevard between the north line of University Avenue and the south line of Lincoln Avenue;
 Illinois Street between the north line of University Avenue and the south line of Lincoln Avenue;
 Lincoln Avenue between the east line of Kansas Street and the west line of Illinois Street;
 University Avenue between the east line of Menlo Avenue and the west line of 48th Street;
 Euclid Avenue between the south line of University Avenue and the north line of Wightman Street;
 47th Street between the north line of Wightman Street and the south line of Polk Avenue;
 Menlo Avenue between the north line of University Avenue and the south line of Polk Avenue,
 repealing all resolutions or parts of resolutions in conflict, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending granting petition of Paul J. Hartley for an excess-width driveway on Grim Avenue, was presented.

RESOLUTION NO. 98286, recorded on Microfilm Roll No. 29, granting permission to Paul J. Hartley, 3829 30th Street, to increase the width of the driveway on the west side of Grim Avenue south of the alley south of University Avenue, to an over-all width of 26 feet, adjacent to Lots 25 and 26 Block 1 Hartley's North Park, in connection with conversion of the above-described property into a parking lot, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Superintendent of Street, bearing the signature of approval of the Director of Public Works and the City Manager's stamp of approval, for the granting of the petition of Electric Supplies Distributing Co., Laurence Humphries and James W. Humphries, for the closing of 2nd Avenue, south of J Street (being a modified petition from their original request), was presented.

RESOLUTION NO. 98287, recorded on Microfilm Roll No. 29, granting petition for the closing of a portion of Second Avenue, south of J Street, as recommended by the Superintendent of Streets, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the City Attorney, being an opinion on the procedure to be followed for decontrol of rents, in response to Council Resolution No. 98180 directing the same, in connection with request submitted by the Apartment Association, Inc., was presented.

There was little discussion, it being pointed out that the opinion was to have been submitted to the Council in Conference.

RESOLUTION NO. 98288, recorded on Microfilm Roll No. 29, referring communication from the City Attorney submitting an opinion on procedure to be followed on request of Apartment Association of San Diego, Inc., for rent decontrol, to Council Conference, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Assistant Planning Director, recommending granting suspension of portions of the Subdivision Ordinance in connection with the Tentative Map of Hubner Park Subdivision, was presented.

RESOLUTION NO. 98289, recorded on Microfilm Roll No. 29, suspending Sections 3F1, 3E5 and 3J6, 3I1, 4A8 and 6, of the Subdivision Ordinance, insofar as they relate to the Tentative Map of Hubner Park, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Assistant Planning Director, recommending approval of Tentative Map of Hubner Park, for subdivision of the N 1/2 of the NE 1/4 of Sec 34 Twp 16 South, Range 2 West, S.B.B.M., located easterly of 54th Street and northerly of Chollas Heights on Streamview Drive, on seven conditions, was presented.

RESOLUTION NO. 98290, recorded on Microfilm Roll No. 29, approving Tentative Map of Hubner Park, on conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Engineer, bearing the Purchasing Agent's and the City Manager's stamps of approval, reporting on bids received for the construction of a Storm Drain in North Park (Wightman Street), stating that the low bid is 11.9% below the estimate, recommending award to Carroll and Foster, the low bidder, was presented.

RESOLUTION NO. 98291, recorded on Microfilm Roll No. 29, accepting the bid of Carroll & Foster for the construction of a Storm Drain in North Park (Wightman Street), rejecting all other bids thereon, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from Altes Brewing Company, 2209 - 2395 Main Street, San Diego 12, referring to penalty of \$91.06 on water bill of \$1001.58, stating that bill for period between April 4 to May 3, 1950 had not been received, requesting change in address to P.O. Box 1270, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, said communication was referred to the City Manager.

Communication from Great American Indemnity Company, dated June 12, 1950, signed by Max H. Seeger, representative, requesting denial of claim of Lucille Murphy, 1915 Fourth Avenue, arising out of personal injury occurring February 27, 1950, in the sum of \$40,000.00, was presented.

RESOLUTION NO. 98292, recorded on Microfilm Roll No. 29, denying claim of Lucille Murphy, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Hubner Knolls Annex, subject to the posting of an adequate bond to assure installation of the required improvements, was presented.

RESOLUTION NO. 98293, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Hubner Building Company, a corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Hubner Knolls Annex, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98294, recorded on Microfilm Roll No. 29, adopting Map of Hubner Knolls Annex, being subdivision of portion of the Northwest Quarter of Section 34 Township 16 South Range 2 West S.B.M., in the Rancho Mission of San Diego, accepting public streets, portions of public streets and unnamed easements therein and rejecting the dedication of a public street of the land shown thereon as "Reserved for Street Purposes", naming said streets Ace Street, Winlow Street, Michael Street, 55th Street, Streamview Drive, portion of Dwight Street, portion of 54th Street, declaring said streets, portions of streets and unnamed easements to be public streets and easements and dedicated to the public use, authorizing the Clerk of the City of San Diego to endorse upon said map as and for the act of the Council, that said streets and easements are accepted on behalf of the public, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the City Planning Director, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending acceptance of the proposal of Mr. Neil Richards and Associates to design the Sunset Cliffs Boulevard Bridge, also pointing out that the entire engineering field had not been canvassed for competitive bids but that representatives of the Army Engineers and engineers for the bridge design section of the State Highway had been consulted, resulting in three bids, was presented. The communication states that proposals to design the Morena Boulevard bridge will be called for soon.

RESOLUTION NO. 98295, recorded on Microfilm Roll No. 29, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Neil Richards & Associates, Engineers, for professional engineering services in connection with the design and construction of the Sunset Cliffs Boulevard Bridge over the San Diego River Flood Control Channel, for which services The City of San Diego will agree to pay the sum of \$16,500.00, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Councilman Swan asked if the bridge is to be a permanent one, and the City Manager replied that it is.

Communication from the Director, Water Department, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending execution of an agreement with Dr. Carl Wilson, consulting technologist on water purification, for the fiscal year 1950-51, similar to the agreement entered into for the fiscal year 1949-50, was presented.

RESOLUTION NO. 98296, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement with Dr. Carl Wilson, Los Angeles, Consulting Technologist on Water Purification, for services for one year beginning July 1, 1950, at a monthly compensation of \$100.00, in connection with the purification of the City's water supply, introduction of chemicals, operation of filter plants, control of algae growth in reservoirs, etc., in accordance with the terms and conditions outlined in said agreement, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Park and Recreation Director, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending renewal of contract with Unifitied School District for use of Balboa Stadium, was presented.

RESOLUTION NO. 98297, recorded on Microfilm Roll No. 29, authorizing the City Manager to enter into a lease agreement of Balboa Stadium to San Diego Unified School District for the school year 1950-51, in accordance with the terms of the present lease, executed the 17th day of May, 1949, and filed in the City Clerk's Office May 23, 1949, as Document No. 402401, was adopted.

Asked about details thereof, the Mayor and the Park and Recreation Director stated that terms were on a one-year basis, in accordance with details which had been worked out for a period of long occupancy some years ago.

Communication from the Park and Recreation Director, addressed to the City Manager, and forwarded to the Council with the City Manager's stamp of approval, recommending granting request of F. E. Young Construction Company for an extension of 100 calendar days on its contract time for completion of the San Diego Veterans War Memorial Building, which would call for completion on June 30, 1950, was presented.

RESOLUTION NO. 98298, recorded on Microfilm Roll No. 29, granting request of F. E. Young Construction Company for an extension of time for a period to and including the 30th day of June, 1950, in which to complete the construction of the San Diego Veterans War Memorial Building, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

A proposed Resolution, authorizing the City Manager to enter into an agreement, for and on behalf of The City of San Diego, for the modification of the contract heretofore entered into between The City of San Diego and the San Diego Transit System for the abandonment of street railway lines Nos. 2, 7 and 11, to provide therein other items, was presented.

Members of the Council having asked a number of questions, the proposed Resolution was read.

The City Manager explained the proposed changes to the Council, all of which appeared not to meet with the Council's approval. The City Manager said he would be glad to go into the matter further with the Council in conference.

RESOLUTION NO. 98299, recorded on Microfilm Roll No. 29, referring the proposed Resolution authorizing agreement for modification of contract with San Diego Transit Company for improving Fern Street and other streets (re abandonment of street railway lines Nos. 2, 7 and 11), to Council Conference, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98300, recorded on Microfilm Roll No. 29, authorizing the City Manager to execute a lease with Ralph S. Roberts for the leasing of property at 4516 Ingraham Street, Pacific Beach, to be used as a branch public library, for a term of one year beginning July 1, 1950, at a monthly rental of \$75.00, in accordance with the form of lease therefor on file in the office of the City Clerk under Document No. 418905, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Councilman Swan asked if property is not being acquired in the Pacific Beach area for branch library purposes, and the City Manager replied that it is, that a branch is to be constructed and operated there, but that said lease is to cover the period until the proposed branch operation can commence.

RESOLUTION NO. 98301, recorded on Microfilm Roll No. 29, directing the Supervisor of Properties to file a petition with the Board of Supervisors of the County of San Diego, requesting that all taxes against various parcels of land in Horkey's Addition, Pueblo Lot 1109, S.D. Land & Town Co.'s So Chollas Addition, Ex. Mission Lands of San Diego, Haffenden and High's Addition to Sunnydale, Broderick and West Addition, San Diego Home-stead Union, Silver Terrace Subdivision, as more particularly described in said Resolution, together with all penalties and other expenses in connection therewith, be cancelled; that all deeds to the State for delinquent taxes for said property be cancelled; authorizing and directing said Supervisor of Properties to take whatever steps he may deem necessary otherwise to secure the cancellation of said taxes and deeds, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98302, recorded on Microfilm Roll No. 29, authorizing and directing the City Auditor and Comptroller to transfer \$1,275.00 from Recreation Division, Park and Recreation Department Fund, to Inspection Department Fund; \$1,850.00 from City Manager's Fund to Budget Office Fund; \$175.00 from Recreation Division, Park and Recreation Department Fund, to Mayor's Fund; \$9,250.00 from Sewer Division, Department of Public Works Fund, to Public Buildings Division, Department of Public Works Fund; \$9,250.00 from Refuse Division, Department of Public Works Fund, to Public Buildings Division, Department of Public Works Fund; \$125.00 from City Attorney's Fund, to Inspection Department Fund; \$200.00 from City Attorney's Fund, to Budget Office Fund; \$100.00 from City Attorney's Fund, to Mayor's Fund; \$100.00 from City Attorney's Fund, to Planning Department Fund; \$1,725.00 from Maintenance and Support, to Salaries and Wages, Civic Center Administration Fund; \$600.00 from Auto Shops Division, Parking Meter Section, to Street Division, Department of Public Works Fund; \$4,000.00 from Engineering Department, to Park and Recreation Fund, Division; \$1,121.00 from Outlay, to Salaries and Wages, Fire Department Fund; \$5,500.00 from Outlay, Public Buildings Division, to Maintenance and Support, Public Buildings Division, Department of Public Works Fund; \$5,000.00 from Outlay, Public Buildings Division, to Maintenance and Support, Sewer Treatment Plant, Department of Public Works Fund; \$10,000.00 from Outlay, Auto Shops Division, to Maintenance and Support, Auto Shops Division, Department of Public Works Fund; \$10.00 from Outlay, to Maintenance and Support, Social Welfare Department Fund, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98303, recorded on Microfilm Roll No. 29, accepting deed of W. B. Wright and Octavia Wright, bearing date May 26, 1950, conveying Lot 10 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a public street, naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98304, recorded on Microfilm Roll No. 29, accepting deed of Graciano Cruz and Victoria Cruz, bearing date May 15, 1950, conveying a portion of Lot 4 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to submit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98305, recorded on Microfilm Roll No. 29, accepting deed of Clifton McDonald and Euzalia McDonald, bearing date May 29, 1950, conveying a portion of Lot 12 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing directing the City Clerk to submit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98306, recorded on Microfilm Roll No. 29, accepting deed of Booker W. Nash and Charlene Nash, bearing date May 23, 1950, conveying a portion of Lot 3 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98307, recorded on Microfilm Roll No. 29, accepting deed of Graciano Cruz and Victoria Cruz, bearing date May 15, 1950, conveying a portion of Lot 4 Block 33 Wetmore and Sanborn's Addition, authorizing and directing the City Clerk to submit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98308, recorded on Microfilm Roll No. 29, accepting quitclaim deed of Herbert C. Kelly and Helen G. Kelly, bearing date June 5, 1950, quitclaiming Lots 8 and 9 Block 1 Electric Line Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4443 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$54,000.00 from the Capital Outlay Fund for the purpose of providing funds for the construction of a storm drain in North Park (Wightman Street), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None. Thereupon, on motion of Councilman Kerrigan, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Unanimous consent was requested by the City Manager, and granted, to present the following matter, not listed on the agenda:

He said it has to do with the holding of the 1950 American Power Boat Association Regatta, June 17-18.

Mr. Douglas Hunt, President of the Power Boat Association, spoke. He said that there will be considerable expense connected with the Regatta, to be held in Mission Bay. He asked permission to sell food and drinks, as well as programs in the Mission Bay area, to help defray those expenses.

The Park and Recreation Director spoke regarding concession held by Nate Barnet, whereby Mr. Barnet has the right to concessions under his contract. The Director said that it would not be objectionable so far as the City is concerned, but that it might not meet with Mr. Barnet's approval. He said that clubs have a tremendous problem in sponsoring such sports events, where there is large attendance but no method of revenue. He pointed out that beer should not be sold on Gleeson Point and on Tierra del Fuego, it being the City's policy not to permit their sale or consumption. He told of assistance which can be given by the Department.

RESOLUTION NO. 98309, recorded on Microfilm Roll No. 29, authorizing the City Manager to allow the verbal request of Douglas Hunt, President of the Power Boat Association, to sell food and drinks, as well as programs in the Mission Bay area, in connection with the 1950 American Power Boat Association Regatta, to be held on June 17, 18, 1950, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

The Mayor asked Mr. Hunt if portable toilets are to be provided. Mr. Hunt replied that they will be, and that the Association is paying that expense, and all other expenses.

The Mayor pointed out, also, that it is an event of considerable importance on a nation-wide basis, and that the Association is not calling upon the City for financial contribution.

The Park and Recreation Director said that there will be between \$400. and \$500. net revenue, from the proposed operation from said sale. He said, also, that the City could appropriate funds, in lieu of profit to Mr. Barnet under his concession agreement.

At this time the roll was called on said Resolution No. 98309 shown above.

Louis Karp, Deputy City Attorney, requested and was granted unanimous consent to present the next item not listed on the Council's agenda, but which had been asked for by the Council on June 13, 1950, in connection with letter from San Diego Neon Sign Company.

Communication from the City Attorney dated June 14, 1950, reporting on request of San Diego Neon Sign Company for a hearing regarding the sign for the Piggly Wiggly store at 3780 Mission Boulevard, which had been asked for at 7 feet above the parapet of the building, but which had been granted at 4 feet. Said communication expressed the opinion that the San Diego Neon Sign Company requesting hearing constituted an appeal from action of the Zoning Committee, and may be treated as such by the Council and that the procedure outlined by Section 15 of Ordinance 8924 as amended should be followed and the question resolved by the Council, and stating that the Zoning Committee's decisions pertaining to architectural control matters are subject to appeal to the City Council by the people affected by said decision.

(Heretofore it has been held that the Council had no right to conduct hearings upon appeal from architectural control decisions made by the Planning Commission, the Zoning Committee, or the Planning Department).

The matter was set down for hearing, before the Council, at the hour of 10:00 o'clock A.M., Thursday, June 29, 1950, with notices to be mailed as required.

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

Undertaking for street lighting, with San Diego Gas & Electric Company -
Eighth Avenue Lighting District No. 1;
Undertaking for street lighting, with San Diego Gas & Electric Company -
Seventh Avenue Lighting District No. 1.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the Council's agenda:

Communication from the City Manager reporting on bids for furnishing Ambulance Service as required by the Police Department, reporting that two bids had been received, and recommending award to Lincoln Ambulance Service for the period of one year and for the renewal for an additional year provided such renewal is approved by both parties, to the contract, was presented.

Questions were asked about the number of ambulances available. The City Manager said that Leo A. Burns, representing the Lincoln Ambulance Service, was in the audience and he could speak for the Service. Mr. Burns reported, verbally, that the Service has 9 ambulances available.

RESOLUTION NO. 98310, recorded on Microfilm Roll No. 29, accepting bid of Lincoln Ambulance Service for furnishing ambulance service for The City of San Diego, in accordance with the specifications therefor on file in the office of the Purchasing Agent; on terms and at rates set forth in said Resolution, authorizing and directing the City Manager to enter into a contract with said Lincoln Ambulance Service for furnishing said service for the period of one year, and for the renewal of the contract for an additional year, provided such renewal is approved by both parties to the contract, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98311, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to execute for and on behalf of The City of San Diego, a lease with the State of California for the use and occupancy of a portion of Pueblo Lot 1203 of the Pueblo Lands of San Diego, said premises being more particularly described in said lease, for use as a National Guard Armory, said lease to be in the form of lease filed in the office of the City Clerk under Document No. 418906, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

At the hour of 11:05 o'clock A.M., on motion of Councilman Schneider, seconded by Councilman Godfrey, the Council took a recess until the hour of 11:30 o'clock A.M. to meet in the Mayor's Office in Conference.

Upon reconvening, at the hour of 11:55 o'clock A.M., the roll call showed the following:

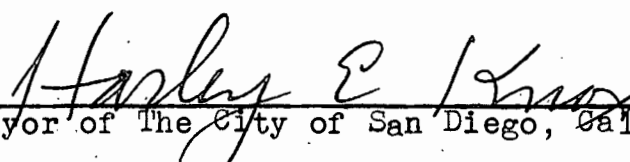
Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor Knox.
Absent----Councilman Dail
Clerk-----Fred W. Sick

RESOLUTION NO. 98312, recorded on Microfilm Roll No. 29, urging Senators Downey and Knowland to support H.R. 6000, which would extend OASI coverage to thousands of public employees, and which would permit members of State or local retirement systems by referendum to determine whether integration of local or State OASI coverages is desirable, also notifying Senator Walter F. George, Chairman of the Conference Committee, Senate Office Building, Washington, D.C. that the City Council urges support of the House version of said bill, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

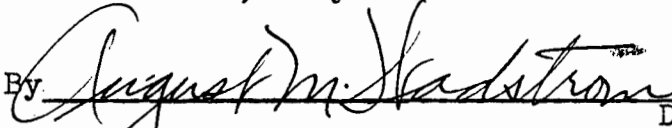
RESOLUTION NO. 98280, recorded on Microfilm Roll No. 29, (although adopted at this time, the Resolution was given an earlier number so that copies might be served), requesting the representatives of The City of San Diego now forming a part of the Board of Directors of the San Diego County Water Authority to oppose any application by new public agencies for membership in said Authority until such time as the water shortage in San Diego County is terminated, authorizing and directing the City Clerk to serve or cause to be served a certified copy of said Resolution upon each and every member representing The City of San Diego upon the Board of Directors of said Authority on or before the meeting of said Board to be held in the evening of this date (June 15, 1950), was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

(Arrangements were made for services of certified copies of said Resolution upon the City's representatives on the San Diego County Water Authority, to-wit: Fred W. Simpson, Fred A. Heilbron, Arthur H. Marston, Walter N. Whitcomb, Ray M. Wansley, J. W. Fisher).

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Schneider, seconded by Councilman Wincote, at the hour of 12:00 o'clock Noon.


Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By 
Deputy

SPECIAL MEETING
Council Chamber, June 19, 1950, in The City of San Diego,
Monday

A Special Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 2:05 o'clock P.M.

Knox Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor
Absent---Councilman Dail
Clerk----Fred W. Sick

"NOTICE OF SPECIAL MEETING OF THE COUNCIL
To Councilmen Swan, Wincote, Schneider, Kerrigan, Dail and Godfrey 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 in the Administration Building, Civic Center, San Diego, California, on Monday, the 19th day of June, 1950, at the hour of 2:00 o'clock P.M.
Said meeting will be held for the purpose of considering provisions of the Housing Act of 1950 re creation of a local public Housing Agency.
Dated June 19, 1950.

(SIGNED) HARLEY E. KNOX,
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 in the Administration Building, Civic Center in the City of San Diego, State of California, on Monday the 19th day of June, 1950, at the hour of 2:00 o'clock P.M., and hereby consent to such special meeting.

(SIGNED) HARLEY E. KNOX
(SIGNED) CHARLES B. WINCOTE
(SIGNED) VINCENT T. GODFREY
(SIGNED) CHESTER E. SCHNEIDER
(SIGNED) GEORGE KERRIGAN
(SIGNED) FRANKLIN F. SWAN
(SIGNED) CHAS. C. DAIL"

The Mayor asked the City Manager to tell the Council of the reason for the Special Meeting.

The City Manager told of new provisions of the Housing Act recently adopted, regarding publicly owned and operated permanent housing, particularly regarding the turning over of the same to the City where there is an established Housing Authority, or where the City gives notice of intention to establish such an Authority. He said that in the absence of a Housing Authority, the City cannot take advantage of certain facilities. The City Manager said that Linda Vista permanent housing is "pertinent", and that some would have to be taken over by Housing Authority.

The Mayor, in reviewing the Linda Vista project, said that there are 678 units in 145 buildings, with an area of 76.4 acres, consisting of 1, 2, 3 bedroom housing (permanent).

The City Manager said that in absence of Council action, the Government will have to proceed. He said that the only matter before the City is only the creation of a Housing Authority for low-cost permanent housing occupancy.

Louis Karp, Deputy City Attorney, said that sale of 6-unit houses to individuals is prohibited. He said that if the Housing Authority is established, it becomes permanent.

The City Manager said that if no action is taken today, the City cannot participate in Housing Authority "privilege". He said, further, that a "notice of intent" to establish such an Authority would not be binding. He stressed the point that it is a question of whether or not the community should subsidize low-income people (for housing). (Councilman Swan said that if the City subsidizes housing for low-income people, perhaps subsidizing their feeding would be in order, also). The City Manager continued by saying that the City cannot take over unless it forms an authority.

The Mayor said that 6 veterans can acquire 6-unit buildings, but that the City cannot accept permanent or demountable houses. He said that the Administrator can determine if they are "temporary" or "permanent".

RESOLUTION NO. 98313, recorded on Microfilm Roll No. 29, resolving that the Council does not intend to create a local Public Housing agency to act under Section 606 (a) of the Housing Act of 1950, nor create such an authority to request the taking over of any permanent units of war-built housing for "low rent housing", and requesting the City Manager to notify the Administrator of the U.S. Public Housing Authority to that effect, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Schneider, seconded by Councilman Godfrey, at the hour of 2:32 o'clock P.M.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By August M. Skadstrom

Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, June 20, 1950

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

Mayor Knox Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None
Clerk-----Fred W. Sick

The Mayor inquired if there were any interested affected owners present who desired to be heard in connection with street improvements set down for hearing at this meeting. There was some response, to which the Mayor asked if they would meet with the City Engineer in the room adjoining the Council Chambers. Walter Olson, of the City Engineer's Office, went with a group to that room to make explanations and answer questions.

The Minutes of the Regular Meeting of Tuesday, June 13, 1950, the Regular Meeting of Thursday, June 15, 1950, the Special Meeting of Monday, June 19, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Kerrigan, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the construction of the Linda Vista Branch Library, on Linda Vista Road north of Ulric Street, the clerk reported that bids had been received from seven bidders, in accordance with drawings and specifications contained in Document No. 417925 on file in the office of the City Clerk, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of O. O. Maurer and R. E. Maurer, a copartnership, 4712 Niagara Street, San Diego 7, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 419161;

The bid of Nielsen Construction Company, 3127 Jefferson Street, P.O. Box 1577, San Diego 10, accompanied by bond written by United States Fidelity and Guaranty Company in the sum of ten per cent of the amount bid, which bid was given Document No. 419162;

The bid of A. & B. Trottier Company, 7411 Broadway, Lemon Grove, accompanied by bond written by the Pacific Employers Company in the sum of ten percent of the amount of the bid (but not to exceed five thousand five hundred dollars), which bid was given Document No. 419163;

The bid of L. C. Anderson Co., 3040 Hancock St., San Diego, accompanied by bond written by Continental Casualty Company in the sum of 10% of amount of bid, which bid was given Document No. 419164;

Councilman Godfrey was excused from the meeting at this time.

The bid of F. E. Young Construction Co., 2141 Main Street, San Diego, accompanied by bond written by Hartford Accident and Indemnity Company in the sum of ten percentum of the amount of the accompanying bid, which bid was given Document No. 419165;

The bid of H. W. Grizzle, 3531 West Camino del Rio, San Diego (no bond was found accompanying the bid), which bid was given Document No. 419166;

The bid of G. R. Handy, 440 Fir Street, accompanied by bond written by Manufacturers Casualty Insurance Company in the sum of ten percent of bid, which bid was given Document No. 419167.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in Resolution of Intention No. 97344, the clerk reported that five bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of six hundred dollars, which bid was given Document No. 419168;

The bid of Cameron Brothers, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten percent of the amount bid, or six hundred dollars, which bid was given Document No. 419169;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of five hundred dollars, which bid was given Document No. 419170;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, in the sum of five hundred dollars, which bid was given Document No. 419171;

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident and Indemnity Company in the sum of five hundred sixty dollars, which bid was given Document No. 419172.

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

Councilman Godfrey returned to the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of 48th Street, within the limits and as particularly described in Resolution of Intention No. 97597, the clerk reported that three bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of thirteen hundred dollars, which bid was given Document No. 419173;

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of twelve hundred fifty dollars, which bid was given Document No. 419174;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of one thousand two hundred dollars, which bid was given Document No. 419175.

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

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in Resolution of Intention No. 97461, the clerk reported that six bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of one thousand dollars, which bid was given Document No. 419176;

The bid of Cameron Brothers, accompanied by bond written by Glens Falls Indemnity Company in the sum of ten percent of the amount bid or one thousand three hundred dollars, which bid was given Document No. 419177;

The bid of John B. Henry, accompanied by bond written by The Fidelity and Casualty Company of New York in the sum of one thousand dollars, which bid was given Document No. 419178;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of one thousand dollars, which bid was given Document No. 419179;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of one thousand dollars, which bid was given Document No. 419180;

The bid of F. E. Young Construction Co., accompanied by bond written by Hartford Accident and Indemnity Company in the sum of one thousand two hundred fifty dollars, which bid was given Document No. 419181.

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

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1942, made to cover the costs and expenses of the work and improvement upon the installation of sewer mains, connections, fittings and appurtenances in Euclid Avenue, Naranja Street, Groveland Drive, Castana Street, Imperial Avenue, Santa Margarita Street, Churchward Street, San Jacinto Drive, 53rd Street, the Alleys in Blocks 13, 15, and 16 Las Alturas No. 4, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 94302, the clerk

reported that written appeals had been received from C. Victor Lindsay, True and Rosalie Butler, E. L. Bartlett, Mrs. Inez R. O'Leary, H. L. Smart, H. L. and Edith A. Smart, Joyce D. and T. R. Wilson, Mrs. Olga J. Taylor, S. N. Updegraff and Mrs. Peggy Updegraff, which appeals were presented.

The City Engineer, asked about the appeals stated that they represented 17.6% of the district affected.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Mr. (first name or initials not given) O'Leary spoke. He said that he had already paid for sewer in Groveland Drive, which had been on a cash job basis, at a much less figure (for the same size lot) than this assessment. He said that this assessment is too high. The Mayor pointed out to Mr. O'Leary that property owners on Groveland Drive had been most fortunate, in that it was an emergency for which the property owners paid only for the pipe while the City did the installation on an emergency basis at no cost to them.

The City Engineer said that this job is naturally somewhat higher than the Groveland Drive project, and the Mayor added that a considerable sum of money had been saved for the property owners on the Groveland Drive installation.

Mr. O'Leary thanked the Mayor for the explanation, and said that he now understands the situation.

H. L. Smart spoke, and said that while Mr. O'Leary appeared to understand the matter, he did not, insisting that the cost was too high, and he took the Council and other City officials to task in a harsh manner.

The City Engineer said that laterals are included in assessment on paved streets, but not here, where the streets are unpaved. He gave a detailed breakdown on the costs of the project and the spread of the assessment.

The Mayor pointed out that the property owners had petitioned for the sewer; the City had not initiated the proceedings.

The City Engineer reported that the final assessment is 11% under his original estimate.

Mrs. T. R. Wilson spoke next, saying that the assessment on her property is too high. She felt that the assessment was especially high on Santa Margarita Street, her street. Looking at the plat and the assessment, the City Engineer showed her that there is no discrimination, and that all are assessed on the same basis.

The Mayor said that the contract was let on the lowest bid, and that the assessments were made upon an equitable basis.

Asked if she would have had the sewer install, if she had known what the would have been (no Engineer's report on estimated cost was prepared or mailed to the property owners, inasmuch as they had not requested it), Mrs. Wilson replied that she would not have wanted the improvement.

Various members of the Council said that inasmuch as the work had been in a proper manner and that the assessment had been spread equitably by the City Engineer, there was no action to be taken by the Council other than to confirm the assessment as made.

RESOLUTION NO. 98314, recorded on Microfilm Roll No. 29, overruling and denying the appeals of Dr. C. V. Lindsay, True Butler and Rosalie Butler, E. L. Bartlett, Mrs. Inez R. O'Leary, H. L. Smart, Reagan Ratliff and others, Mrs. Olga J. Taylor, S. N. Updegraff and Mrs. Peggy Updegraff, from the Street Superintendent's Assessment No. 1942 made to cover the costs of the installation of sewer mains, connections, fittings and appurtenances in Euclid Avenue, Naranja Street, Groveland Drive, Castana Street, Imperial Avenue, Santa Margarita Street, Churchward Street, San Jacinto Drive, 53rd Street, the Alleys in Blocks 13, 15, 16 Las Alturas No. 4, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 94302, overruling and denying all other appeals thereon, confirming and approving the said Assessment No. 1942, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, and authorizing and directing said Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the Street Superintendent's Assessment No. 1943, made to cover the costs and expenses of paving and otherwise improving of Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 95610, the clerk reported that no written appeals had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written appeals were presented.

RESOLUTION NO. 98315, recorded on Microfilm Roll No. 29, confirming the Street Superintendent's Assessment No. 1943 made to cover the costs and expenses of the paving and otherwise improving of Kalmia Street, within the limits and as particularly described in Resolution of Intention No. 95610, authorizing and directing the Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law, and authorizing and directing said Street Superintendent to record said warrant, diagram and assessment in his office, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98037 of Preliminary Determination for the paving and otherwise improving of Dwight Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were presented who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98316, recorded on Microfilm Roll No. 29, determining that the proposed improvement of Dwight Street, within the limits and as particularly described in Resolution No. 98037 of Preliminary Determination, is feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, and finding and

determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98036 of Preliminary Determination for the paving and otherwise improving of Avenida Comercial, the clerk reported that a written protest had been received from B. S. Compere and others, which protest was presented to the Council.

The City Engineer reported that the protest represented 46.4% of the property in the district which would be affected by assessment for said improvement.

In view of the probable protest beyond the protest presented at this time, it was felt by members of the Council that the project would be ultimately abandoned, so that it would be well to abandon the proceedings before any further moneys are spent thereon by the City.

RESOLUTION NO. 98317, recorded on Microfilm Roll No. 29, abandoning proceedings for the paving and otherwise improving of Avenida Comercial, within the limits and as particularly described in Resolution No. 98036 of Preliminary Determination, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

After adoption of said Resolution of abandonment, a man asked about the percentage it would take to initiate new proceedings. He was informed that 51% would do it, but that the Council's action had been taken for the reasons shown above.

Another man and a woman spoke in opposition to the work, stating that there is a wall so constructed that it separates the street from their properties, on the back, and although they would be assessed for the paving they would have no access to the street. The man said that he could obtain other signers of protest, which would increase the percentage of protestants. He said there is no objection to the work, but stated that those unable to use the street would protest paying therefor.

Members of the Council suggested that it might be well to attempt to have the work done at private contract, when the man in favor asked if the paving could be done and the cost assessed to those who want the work and whose properties are being damaged by dust.

No record was made of the names of the three speakers, inasmuch as the proceedings had already been abandoned and there was no longer any proceeding in effect upon which to speak. Neither did the Mayor ask the speakers to identify themselves or state what property they owned.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98038 of Preliminary Determination for the paving and otherwise improving of 33rd Street and Beech Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

J. W. Southwick, 3277 Date Street, spoke. He said that the improvement of Date Street had been asked for on the petition, but had not been included in the proceedings by the City Engineer. He requested the Council to include said street with the others named. Mr. Southwick wondered if such inclusion could not be made without abandoning the proceedings, as he was informed would be necessary, so that the work would not be held up unduly. The City Attorney stated that the hearing was held upon the proceedings now under way and in accordance with plans presented, advising the Council that the present proceedings should be abandoned and the matter referred back to the City Engineer for inclusion of Date Street.

RESOLUTION NO. 98318, recorded on Microfilm Roll No. 29, sustaining the verbal protest of J. W. Southwick against the proposed paving and otherwise improving of 33rd Street and Beech Street, within the limits and as particularly described in Resolution of Preliminary Determination, sustaining all other protests, and abandoning proceedings heretofore taken therefor, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98319, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of 33rd Street between the north line of Date Street and the north line of Ash Street, Beech Street between the east line of Bancroft Street and the west line of 33rd Street, Date Street between Bancroft Street and 33rd Street, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance for annexation of the northeast Quarter of Lot 53 Ex-Mission Lands, known as "Johnson Tract", being uninhabited area westerly of Euclid Avenue and also being westerly of portion of Las Alturas Villa Sites, the clerk reported that no written protests had been received.

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

No one appeared to be heard, verbally, and no communications or petitions were presented in connection with the hearing.

ORDINANCE NO. 4444 (New Series), recorded on Microfilm Roll No. 29, approving the annexation to The City of San Diego of a portion of the northeast quarter of Lot 53 Ex-Mission Lands of San Diego, designated as "Johnson Tract", was on motion of Councilman Schneider, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

Thereupon, on motion of Councilman Dail, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating portion of Lot 17 Partition of Rancho Mission of San Diego into "RC" Zone and repealing Ordinance No. 3252 (New Series) insofar as it conflicts, covering a 2-1/2 acre parcel easterly of Euclid Avenue northerly and southerly of Fir Street (being a change from the existing R-1 Zone), the clerk reported that no written protests had been received.

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

No one appeared to be heard, verbally, and no written communications or petitions were presented in connection therewith.

ORDINANCE NO. 4445 (New Series), recorded on Microfilm Roll No. 29, incorporating a portion of Lot 17 Partition of Rancho Mission of San Diego into a "RC" Zone, as defined by Ordinance No. 8924 of the Ordinances of said City and amendments thereto; repealing Ordinance No. 3252 (New Series) adopted August 27, 1946, was on motion of Councilman Wincote, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The petition of P. F. and E. F. Pidgeon for a Class B Dine and Dance License at North Pole Cafe, 1352 India Street, was presented, together with recommendations for approval from the Chief of Police, the Director of Social Welfare, the Fire Marshal, the Building Inspector, and the City Manager.

RESOLUTION NO. 98320, recorded on Microfilm Roll No. 29, granting application of P. F. Pidgeon and E. F. Pidgeon for a Class "B" license to conduct public dance at North Pole Cafe, 1352 India Street on premises where intoxicating liquor is sold, subject to compliance with existing ordinances and regulations, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from San Diego County and Municipal Employees Local 127 requesting conference with the Council regarding the salary ordinance for the fiscal year 1950-51, was presented.

Mr. Hahn spoke, saying that (although members of the Council said that the salary ordinance has already been adopted) there were further matter in connection with that ordinance which he wished to discuss further. He said that the Council apparently does not know of some situations which have shown up in the final ordinance as adopted, and that he disagrees with some of the classifications.

RESOLUTION NO. 98321, recorded on Microfilm Roll No. 29, referring the communication from San Diego County and Municipal Employees Local Number 127, requesting conference with the Council on salaries, to Council Conference this date at the hour of 3:00 o'clock P.M., was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Petition of Paul H. Odell and Armistead B. Carter requesting permission to cut down the Alley in Block 498 H. H. Dougherty Subdivision, at their own expense, and use the excess dirt therefrom for the filling of their properties, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the petition was referred to the City Manager.

Petition of Wm. P. Odom and Ruth C. Odom for annexation to the City of San Diego of a portion of Parcel "00" of Lot 19 Rancho Ex-Mission, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the petition was referred to the City Manager.

Claim of T. E. Gathright, 3306 Bagley Drive, San Diego, in the sum of \$30.50, for damage to his car by a City-owned truck, was presented.

RESOLUTION NO. 98322, recorded on Microfilm Roll No. 29, referring claim of T. E. Gathright to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of Mrs. A. Southern, 2025 - 32nd Street, San Diego, in an unstated amount, for damage done to her fence by a City-owned trash Truck, was presented.

RESOLUTION NO. 98323, recorded on Microfilm Roll No. 29, referring claim of Mrs. A. Southern to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of John K. Kirkman, (San Diego "U Drive" Truck Rental Co.), 4555 University Avenue, San Diego 5, in the sum of \$264.40 for damage to truck on newly oiled road upon which no warning signs were posted, was presented.

RESOLUTION NO. 98324, recorded on Microfilm Roll No. 29, referring claim of John K. Kirkman (San Diego "U Drive" Truck Rental Co.) to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of Maud A. Keddy, 4936 Hawley Boulevard, San Diego, in the sum of \$125.00, for personal injury on sidewalk in vicinity of 1832 Fourth Avenue, was presented. RESOLUTION NO. 98325, recorded on Microfilm Roll No. 29, referring claim of Maud A. Keddy to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Claim of James H. Hamilton and Feida Hamilton, 3410 Isla Vista Drive, in the sum of \$763.44, for damage to their automobile by a City-owned automobile, and for loss of use of said car for a time, was presented.

RESOLUTION NO. 98326, recorded on Microfilm Roll No. 29, referring claim of James H. Hamilton and Feida Hamilton to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Harbor Department, signed by the Port Director, recommending the doing of work in connection with installation of Pier and Float at Commercial Basin, Point Loma, by City forces, inasmuch as it is believed that the work can be accomplished by City forces to the best advantage of the City of San Diego, was presented.

RESOLUTION NO. 98327, recorded on Microfilm Roll No. 29, authorizing and empowering the Port Director to do all the work in connection with the installation of a loading pier and float in the Commercial Basin, Point Loma, at the Sound School area adjacent to Harbor Boat Works, by appropriate City forces, in accordance with his recommendation, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98328, recorded on Microfilm Roll No. 29, ratifying, confirming and approving in all respects the proposed Tidelands Lease with the State Department of Agriculture, of the State of California, for space in the Broadway Pier Building and parking stalls adjacent thereto, as set forth in form thereof on file in the office of the City Clerk under Document No. 419083, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

The next item was taken out of order, inasmuch as the writer thereof was present, and asked for consideration at this time so that he would not have to wait.

Communication from Cape Cottage Homes, Inc., dated 19 June 1950, signed by M. O. Medina, President, protesting "arbitrary closing of Plaza Street located in College Park area, stating that portion has been fenced off, was presented.

The City Manager made a verbal report, stating that the Public Works Director has ordered removal of the fence referred to, and recommended filing of the matter, inasmuch as the objection has been overcome.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from the Purchasing Agent reporting on bids for lights at the Pan-American Plaza and adjacent area (Palisades area), Balboa Park, and recommending award to Ets-Hokin and Galvan, the low bidder, was presented.

Councilman Schneider wondered if the lights proposed to be installed would be in the area to be occupied by the 1953 Exposition. While the answer to Mr. Schneider's question about possible removal thereof for the exposition occupancy was not available, the City Manager felt that the lighting which is intended for the parking areas would not be removed inasmuch as those have recently been installed and improved.

Other members of the Council felt that if Mr. Schneider wanted a definite answer to his question (although he said he was satisfied with the City Manager's statement), and the matter was on motion of Councilman Godfrey, seconded by Councilman Wincote, continued until the meeting of Thursday, June 22, 1950.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing requirements of roof coating for a period of six months, recommending award to Craig Materials Company, the low bidder meeting specifications, was presented.

RESOLUTION NO. 98329, recorded on Microfilm Roll No. 29, accepting bid of Craig Materials Company for furnishing the City's requirements of roof coating for a period of six months beginning July 1, 1950, awarding contract therefor and authorizing the City Manager to execute the same, directing the City Clerk to return all bid checks submitted with the exception of the checks submitted by the low and second low bidder, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Cold Water Disc Meters, was presented.

RESOLUTION NO. 98330, recorded on Microfilm Roll No. 29, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Cold Water Disc Meters for a period of six months or as an alternate for a period of twelve months, beginning July 15, 1950, in accordance with Specifications on file in the office of the City Clerk under Document No. 419129, was on motion of Councilman Swan, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager reporting on communications received from The Friday Club of National City, The Burlingame Club, Mrs. Thor Nielsen, Mary E. Burke, Ocean Beach Woman's Club, protesting various phases of the proposed Exposition as to its effect upon Balboa Park, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's report and the various communications to which it refers, were ordered filed.

Communication from the City Manager reporting on petition for installation of traffic signals at Broadway and Kettner Boulevard, stating that the City plans to make such an installation during the next fiscal year, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's report and the communication to which it refers, were ordered filed.

Communication from the City Manager reporting on complaint of Mr. and Mrs. Z. T. Peranski regarding operations of the Rose Automotive Service at 3741 Park Boulevard, stating that the Police Department has investigated the matters against which protest was made, and advising the Council that all possible legal steps have been taken to alleviate the condition, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the City Manager's report and the communication to which it refers, were ordered filed.

Communication from the City Manager reporting on complaint of Mrs. R. E. Barnhart and others regarding conditions in Old Town Plaza, and transmitting copy of his reply to Mrs. Barnhart which states that the Park and Recreation Director advises that the caretaker has been instructed to clean the area every day, and that the Police Chief has assigned a patrol car to the area concerning the wine drinkers, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the City Manager's report and the communication to which it refers, were ordered filed.

Communication from the City Manager announcing appointment of Dr. Francis E. West and Mr. Hance H. Cleland to the Public Health Commission to fill vacancies created by resignations of Dr. A. E. Moore and Mr. F. E. Young, was presented.

On motion of Councilman Dail, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from the Director, Water Department, bearing the City Manager's stamp of approval, recommending acceptance of the bid of Carroll & Foster for installation of welded steel pipe and special fittings under Schedule II-A; and the bid of Southern Pipe and Casing Company for furnishing and delivering of welded steel pipe and special fittings under Schedule II, for the Bonita Pipe Line Replacement from 8th Street east of National City to 30th and Broadway in San Diego, was presented.

RESOLUTION NO. 98331, recorded on Microfilm Roll No. 29, accepting bid of Carroll & Foster, for the installation of welded steel pipe and special fittings for the Bonita Pipe Line Replacement, under Schedule II-A, from 8th Street east of National City to 30th and Broadway in San Diego, awarding contract therefor and authorizing and empowering the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98332, recorded on Microfilm Roll No. 29, accepting bid of Southern Pipe and Casing Company for the furnishing and delivering trenchside of about 11,900 linear feet of 29-1/2 inch or 30-inch welded steel pipe with rubber gasket joints, mortar lined, and mortar coated with enamel undercoat, and fittings, for the Bonita Pipe Line Replacement, under Schedule II, from 8th Street east of National City to 30th and Broadway in San Diego, awarding contract therefor and authorizing and empowering the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Engineer, bearing the City Manager's stamp of approval, recommending that the proceedings be amended, under Resolution No. 92020 for installation of sewers in portions of Lots 29, 30 and 41, Ex-Mission Lands of San Diego and portions of Beverly and Las Alturas No. 5, by the inclusion of portion of Lot 16 Ex-Mission Lands of San Diego and a portion of Lot 17 Partition of Rancho Mission of San Diego, was presented.

RESOLUTION NO. 98333, recorded on Microfilm Roll No. 29, adopting the recommendation of the City Engineer for amendment to proceedings under Resolution No. 92020 for installation of sewers, by the inclusion of portion of Lot 16 Ex-Mission Lands of San Diego and portion of Lot 17 Partition of Rancho Mission of San Diego, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the Zoning Engineer reporting on appeal of Earl P. Collins, referred back to the Zoning Committee by the Council, in connection with Zone Variance Resolution denying variance for duplex at rear of residence at 3728 Pershing Drive in Zone R-2, again recommending that the Council uphold the Committee's decision, and reporting that Mr. Collins had been advised that he might attempt to have the area re-zoned to R-4 if property owners affected so desire, was presented.

RESOLUTION NO. 98334, recorded on Microfilm Roll No. 29, overruling and denying the appeal of Earl P. Collins from the Zoning Committee's decision in denying his application for variance to construct a duplex above a 4-car garage at 3728 Pershing Avenue, in an R-2 Zone, which would make 3 living units on the property, sustaining said decision, was

on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Zoning Engineer recommending granting to Nick Piscopo an extension of his Zone Variance to operate a Plant Nursery at 3344 Nile Street, in Zone R-2, on conditions set forth in said recommendation, was presented.

RESOLUTION NO. 98335, recorded on Microfilm Roll No. 29, granting to Nick Piscopo permission to continue operation of a Plant Nursery at 3344 Nile Street, in Zone R-4, under Council Resolution No. 89917, under the following conditions:

1. That only the retail sale of bedding and plant stock be permitted;
2. That any signs and buildings be approved by the Zoning Committee;
3. That said permit shall be for a period of two years, only - to June 30, 1952.

The request for permission to sell packaged seeds, fertilizer, insecticides, and leaf mold in small amounts, was denied, was on motion of Councilman Godfrey, adopted.

Communication from the Planning Director submitting, in behalf of the Planning Commission, a report and plans for a Major Street and Highway Plan to amend the Major Street Plan originally adopted in 1931 under Ordinance No. 1316 as subsequently amended, was presented.

RESOLUTION NO. 98336, recorded on Microfilm Roll No. 29, referring the proposed Major Street and Highway Plan, submitted by the Planning Commission under Document No. 419106, to the City Attorney for preparation and presentation of the necessary Ordinance, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from Parke Ewing submitting resignation as member of the Planning Commission, effective as of June 15, 1950, was presented.

RESOLUTION NO. 98337, recorded on Microfilm Roll No. 29, accepting resignation of Parke Ewing as member of the City Planning Commission, and requesting the Vice Mayor to prepare a Resolution thanking Mr. Ewing for his services to the City of San Diego on said Commission, was on motion of Councilman Dail, seconded by Councilman Godfrey, adopted.

Communication from San Diego County Ministerial Association, dated June 15, 1950, signed by John J. Lewis, Secretary, requesting "that something be done about Potter's Field, the field in unkept, and they bury men like dogs", was presented.

On motion of Councilman Dail, seconded by Councilman Godfrey, the communication was referred to the City Manager.

Communication from Mortician's Service Bureau, dated June 15, 1950, signed by S. V. Wiemer, Mgr., protesting (on behalf of The Funeral Director's of San Diego County) ~~protesting~~ proposed establishment of a one dollar charge for issuing burial and/or removal permits, and requesting that before any such final action is taken that an opportunity be given by the Council to be heard, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from McKinley Civic Association, signed by Robert J. McPherson, dated June 12, 1950, recommending that the Wabash Street Canyon Freeway be named "Cooper Freeway" in honor of a former City Manager, was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Mr. and W. J. Kraseski, 5468 Chollas Station Road, expressing approval of the proposed California World Progress Exposition in Balboa Park, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from San Diego County Federation of Women's Clubs, 1949-51, going on record as unanimously being in favor of rent de-control, which communication was signed by Mrs. John C. Wesp, Corresponding Secretary, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Percy H. Goodwin Company, dated June 15, 1950, signed by F. W. Beachler, Loss Service Dept., reporting payment of claim of Mike J. Weibel, in the sum of \$9.04, for which release in full payment has been received, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

RESOLUTION NO. 98338, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications and Plat No. 2205 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98339, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications and Plat No. 2183 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alley in Block 53 Ocean Beach, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98340, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications and Plat No. 2196 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98341, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications and Plat No. 2178 showing the exterior boundaries of the district to be included in the assessment for the paving and otherwise improving of the Alleys in Blocks 52 and 71 University Heights, directing the City Clerk upon passage of the resolution of intention to file said plat in the office of the City Engineer, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 98342, recorded on Microfilm Roll No. 29, accepting bid of Griffith Company and awarding contract for the paving and otherwise improving of Santa Barbara Street, Bermuda Avenue, Niagara Avenue, Del Monte Avenue, Orchard Avenue and Venice Street, within the limits and as particularly described in Resolution of Intention No. 97527, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted. The City Engineer notified the Council, in his recommendation for award, that the low bid of Griffith Company was 21.0% below the estimate.

RESOLUTION OF AWARD NO. 98343, recorded on Microfilm Roll No. 29, accepting bid of John B. Henry and awarding contract for the paving and otherwise improving of the Alley in Block 33 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 97345, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted. The City Engineer notified the Council, in his recommendation for award, that the bid of Griffith Company was 5.4% below the estimate.

RESOLUTION OF AWARD NO. 98344, recorded on Microfilm Roll No. 29, accepting bid of Cameron Bros. and awarding contract for the paving and otherwise improving of the Alley in Block 6 City Heights Annex No. 2 and the Alley in Block 2 City Heights Annex No. 2 and Block 11 City Heights Annex No. 1, within the limits and as particularly described in Resolution of Intention No. 97343, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted. The City Engineer notified the Council, in his recommendation for award, that the bid of Cameron Bros. was 17.3% below the estimate.

RESOLUTION OF AWARD NO. 98345, recorded on Microfilm Roll No. 29, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Crown Point Lighting District No. 1, for a period of one year from and including February 15, 1950, to and including February 14, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF AWARD NO. 98346, recorded on Microfilm Roll No. 29, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Presidio Hills Lighting District No. 1, for a period of one year from and including February 1, 1950, to and including January 31, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF AWARD NO. 98347, recorded on Microfilm Roll No. 29, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Garnet Street Lighting District No. 1, for a period of one year from and including January 30, 1950, to and including January 29, 1951, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98348, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alleys in Blocks 52 and 71 University Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98349, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98350, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 53 Ocean Beach, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98351, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION CHANGING GRADE NO. 98352, recorded on Microfilm Roll No. 29, to change the grade of portion of Chatsworth Boulevard, within the limits and as particularly set forth in said Resolution, and as shown on map thereof signed by the City Engineer and filed in the office of the City Clerk April 10, 1950, under Document No. 415902, authorizing publication thereof, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98353, recorded on Microfilm Roll No. 29, authorizing and directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Florida Court, within the limits and as particularly described in Resolution of Intention No. 96930, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98354, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Draper Avenue, within the limits and as particularly described in Resolution of Intention No. 96929, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98355, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in Resolution of Intention No. 96859, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98356, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of the East and West Alley in Block 109 University Heights, and Kansas Street, within the limits and as particularly described in Resolution of Intention No. 96928, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98357, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Tenth Avenue, within the limits and as particularly described in Resolution of Intention No. 96860, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98358, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Oliver Avenue and Ingraham Street, within the limits and as particularly described in Resolution of Intention No. 96298, directing the Clerk of the City of San Diego to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98359, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of College Avenue, College Way, Carol Street, Bradford Street and Estelle Street, within the limits and as particularly described in Resolution of Intention No. 96427, directing the City Clerk at the same time of said approval to certify the fact and date thereof and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98360, recorded on Microfilm Roll No. 29, ascertaining and declaring the wage scale for the Alley in Block 99 City Heights, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98361, recorded on Microfilm Roll No. 29, ascertaining and declaring the wage scale for paving and otherwise improving of Promontory Street, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98362, recorded on Microfilm Roll No. 29, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 136 University Heights, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98363, recorded on Microfilm Roll No. 29, granting petition for the installation of sewers to serve Orange Crest and portions of Lot 13 Lemon Villa, directing the City Engineer to furnish a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of installing sewers, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98364, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to do all the work in connection with the hi-lining of existing water services in the Alley in Block 2 City Heights, and the renewal and lowering of 64 water services in the Alleys in Blocks 6 and 2 City Heights, and the salvaging or abandonment of 600 feet of two-inch W. I. water main, by appropriate City forces, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Belleview Heights Unit No. 5, subject to the posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 98365, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager, for and on behalf of The City of San Diego, to execute a contract with San Diego Associates, Inc., for the installation and completion of the unfinished improvements for Belleview Heights Unit No. 5, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98366, recorded on Microfilm Roll No. 29, adopting Map of Belleview Heights Unit No. 5 and accepting public streets and unnamed easements therein, accepting on behalf of the public West Overlook Drive, East Overlook Drive and Corinth Street and easements, declaring said streets and easements to be public streets and easements and dedicated to the public use, directing the Clerk to endorse upon said map, as and for the act of the Council, that said streets and easements are accepted on behalf of the public and to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Petition of R. B. How, 1648 So. 40th Street, San Diego, for permission to install a 4 inch cast iron sewer line within 4 feet of the rear and west property line parallel to west line of Lot 16 Block G Arling Subdivision, was presented, together with recommendation for approval from the Department of Public Health.

RESOLUTION NO. 98367, recorded on Microfilm Roll No. 29, granting permission to R. B. How to install a four inch cast iron sewer line within four feet of the rear and west property line and run in a southerly direction parallel to the west line of Lot 16 Block G Arlington Subdivision, to point of intersection with public sewer, to sewer property at 1648 and 1654 South 40th Street, on conditions set forth in said Resolution, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Unanimous consent was requested by, and granted to the City Manager, to present the next item not listed on the agenda:

The matter of the proposed Tidelands Lease with Star & Crescent Boat Co., as lessee, and settling claims, was withdrawn from Council Conference, and brought for consideration.

RESOLUTION NO. 98368, recorded on Microfilm Roll No. 29, ratifying, confirming and approving Tidelands Lease between the City acting by and through the Harbor Commission, as lessor, and Star & Crescent Boat Co., as lessee, ratifying, confirming and approving settlement of any and all claims against the Crescent Cafes, Star & Crescent Boat Co., and the San Diego Marine Company as described in Harbor Commission Resolution No. 680 New

Series, said lease to be in accordance with form thereof on file in the office of the City Clerk under Document No. 419230, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Unanimous consent was requested by, and granted to the City Manager, to present the next item not listed on the agenda:

The matter of the proposed Resolution authorizing agreement for modification of contract with San Diego Transit System for abandonment of railway lines, was withdrawn from Council Conference, and brought up for consideration.

RESOLUTION NO. 98369, recorded on Microfilm Roll No. 29, authorizing the City Manager to enter into an agreement, for and on behalf of The City of San Diego, for the modification of the contract heretofore entered into between The City of San Diego and the San Diego Transit System for abandonment of street railway lines Nos. 2, 7 and 11, to provide for the inclusion therein of four items more particularly set out in said Resolution relating to improvement of Fern Street, releasing the System from removal and filling of flangeways and resurfacing of portions of Adams Avenue, and the payment of cash being difference between the City's share of Fern Street improvement and cost of resurfacing tracks on Adams Avenue, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Unanimous consent was requested by, and granted to the City Manager, to present the next items not listed on the agenda:

Petition for the improvement of the Alley in Block 8 La Jolla Park by private contract, was presented, together with recommendation of approval thereon from the City Engineer and bearing the City Manager's stamp of approval.

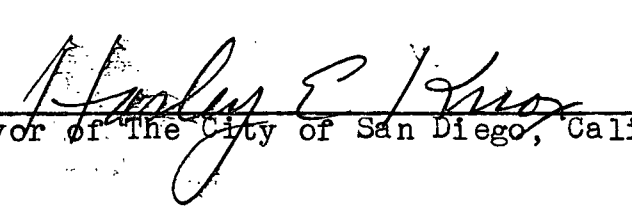
RESOLUTION NO. 98370, recorded on Microfilm Roll No. 29, granting property owner permission to grade and otherwise improve a portion of the Alley in Block 8 La Jolla Park, by private contract, in accordance with plans and specifications therefor furnished by the City Engineer and filed in the office of the City Clerk under Document No. 417500, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98371, recorded on Microfilm Roll No. 29, authorizing G. E. Arnold, Director of the Water Department, to attend a conference of the President's Water Resources Policy Commission, to be held in Berkeley, California, June 23 and 24, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The City Manager explained the matter to the Council, stating that Mr. Arnold is to make the State of California's presentation to the Commission conference, at the request of the Governor. (The Resolution was not before the Council at the time the City Manager presented the matter, but was drawn later).

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Wincote, seconded by Councilman Kerrigan, ~~adjourned~~ at the hour of 11:55 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk


Mayor of The City of San Diego, California

By 
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, June 22, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 11:05 o'clock A.M.

Mayor Knox Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Absent----Councilmen None
Clerk-----Fred W. Sick

Claim of Horace Herbert Lewis, 1320 West Washington Place, San Diego, in the sum of \$20,000.00, for personal injury on street in the crosswalk at Lark Street and Washington Place, was presented.

RESOLUTION NO. 98372, recorded on Microfilm Roll No. 29, referring claim of Horace Herbert Lewis to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for lights at Pan-American Plaza and adjacent areas, Balboa Park, which had been continued to this meeting from the Council meeting of June 20, 1950, recommending award to Ets-Hokin and Galvan, the low bidder, was again presented.

The Mayor and members questioned the City Manager again about the proposal for lighting installation, wondering if it means putting in the lighting system with its possible removal or shifting about for the proposed Exposition. The City Manager said that plans are so indefinite for the Exposition that at the present time nobody knows just what the situation will be. The Mayor expressed the belief that the lights contained in the recommendation for award could not be same as the ones shown by the City Manager in conference, feeling that it was a much more costly project (around \$90,000.00, he believed) than the system in question which was proposed to be awarded for \$16,340.00.

It was thought well to have all the information before making the award, and the City Manager was asked if he would have the Park and Recreation Director at the conference to follow this meeting, to make a full explanation. While all members of the Council were in agreement with the suggestion, it was felt by Councilmen Wincote and Kerrigan that it is unfair to the bidder to have him submit his bid, thereby revealing "his hand", then not take the action to make the award although the bids had been called for under specific plans and specifications.

RESOLUTION NO. 98373, recorded on Microfilm Roll No. 29, referring to Council Conference the recommendation of the Purchasing Agent for award of contract to Ets-Hokin and Galvan for installation of a lighting system in the Pan-American Plaza and adjacent areas, Balboa Park, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for furnishing the City's requirement of Liquid Chlorine for a period of one year commencing July 1, 1950, and recommending award to Great Western Division, Dow Chemical Company, was presented.

RESOLUTION NO. 98374, recorded on Microfilm Roll No. 29, accepting bid of Great Western Division, Dow Chemical Company for the furnishing of the City's requirements of Liquid Chlorine for a period of one year commencing July 1, 1950, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager, recommending granting excess width driveways to the General Petroleum Corporation at the southwesterly corner of La Jolla Boulevard and Midway Street, was presented.

RESOLUTION NO. 98375, recorded on Microfilm Roll No. 29, granting General Petroleum Corporation, 2619 East 37th Street, Los Angeles 58, permission to install two driveways on the westerly side of La Jolla Boulevard, between points 6 feet and 36 feet and between points 69.5 feet and 99.5 feet south of the south line of Midway Street, as measured along the new property line, in connection with service station construction at the southwesterly corner of La Jolla Boulevard and Midway Street, adjacent to Lots A, B and a portion of Lot C Block A Bird Rock Villas, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager, recommending granting excess width driveway to John N. Gross on Harbor Drive-Main Street Cutoff, was presented.

RESOLUTION NO. 98376, recorded on Microfilm Roll No. 29, granting permission to John N. Gross, 2635 Main Street, San Diego, to increase the width of his driveway from the present 18 feet to 38 feet, on the southerly side of the cutoff from Harbor Drive

to Main Street, (Main Street between 26th Street and 27th Street), adjacent to Lots 16 and 17 Block 21 Reed and Hubbell's Division, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

Communication from the City Manager, recommending granting excess width driveway to General Petroleum Corporation on the southeasterly corner of Newport Avenue and Cable Street, was presented.

RESOLUTION NO. 98377, recorded on Microfilm Roll No. 29, granting permission to General Petroleum Corporation, 2619 East 37th Street, Los Angeles 58, to install two driveways on the easterly side of Cable Street, between points 3 feet and 35 feet and between points 53 feet and 83 feet south of the south line of Newport Avenue, in connection with service station construction at the southeasterly corner of Newport Avenue and Cable Street, adjacent to the northerly 100 feet of Lots 46, 47 and 48 Block 52 Ocean Beach, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting petition of Mayme G. Shaver for permission to construct a sidewalk, three feet in width, in front of her property at 1639 - 28th Street, on an ungraded street, at her own risk without obligation of the City to replace at such time as the street is improved to its proper grade, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the matter was referred to the City Attorney for preparation and presentation of the necessary resolution.

Communication from the City Manager recommending granting petition of R. E. Hazard Contracting Co. for permission to construct a 12" concrete pipe storm drain and two catch basins on Gage Drive, to carry the waste water from the golf course across the street to Boy Canyon, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the matter was referred to the City Attorney for preparation and presentation of the necessary resolution.

Communication from the City Manager reporting on communication protesting delinquent water bill charge, was presented, together with copy of letter addressed by him to the Altes Brewing Company in reply.

At request of members of the Council, the City Manager's reply was read.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the matter was ordered filed.

The City Manager spoke briefly about the matter of percentage charged on water bills where they become delinquent, as a penalty, particularly where the bills are large ones as in the case of the Altes Brewing Company. He thought the Council might wish to give consideration to the matter. No action was taken.

Communication from J. L. Haugh, dated June 16, 1950, reporting upon legislation in the United States Congress toward authority for survey for the Great Southwest Tunnel through the Laguna Mountains, and H.R. 6339 in connection therewith, transmitting copy of proposal for economic and engineering studies project by the U.S. Army Engineers, and making reference to S.B. 3333, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the communication, which was read to the Council, was ordered filed together with the copy of the proposal.

RESOLUTION NO. 98378, recorded on Microfilm Roll No. 29, granting appeal of Dr. and Mrs. H. C. Smith from Zoning Committee decision denying application for variance to permit 84% coverage on Lot 8 Block 11 La Jolla Shores No. 1 in Zone R-C, for construction of a residence and doctor's office, (with approximately 69%, as subsequently recommended by the Committee), repealing Resolution No. 98006 adopted May 23, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98379, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to execute an agreement with the United States of America, wherein The City of San Diego will agree to carry out and perform all of the terms and conditions attached to offer made by the U.S.A. through the Housing and Home Finance Agency, Community Facilities, dated May 15, 1950, which provides for an advance to said City of a sum not to exceed \$28,500.00 to aid the City in financing the cost of plan preparation for new highway bridge construction designated as "Sunset Cliffs Boulevard Bridge", and for "Morena Boulevard Bridge", as more particularly set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98380, recorded on Microfilm Roll No. 29, authorizing the City Manager to issue an Extra Work order to Griffith Company for the additional work necessary for the widening on the southwesterly side of La Jolla Boulevard to Midway Street, at an estimated cost of \$4,901.81, to provide for elimination of a dangerous jog in the curb line at the southerly limit at Midway Street and La Jolla Boulevard, was on motion of

Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98381, recorded on Microfilm Roll No. 29, authorizing the Mayor and City Clerk to execute, for and on behalf of the City, a Relinquishment of Access Rights, releasing and relinquishing to the State of California, any and all abutter's rights, including access rights, appurtenant to that portion of Lot 36 Block 140 University Heights, according to Map thereof No. 558, included within the parcel of land described in deed to The City of San Diego recorded in Book 237 Page 390 of Official Records of the County of San Diego in and to the adjacent State highway, a freeway, and also to execute, for and on behalf of the City right-of-way contract in the matter of said freeway, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98382, recorded on Microfilm Roll No. 29, authorizing the Vice Mayor to incur an indebtedness in the amount of \$65.00 for the purpose of paying the cost of entertainment of official guests of The City of San Diego, and charge the same against Account No. 217 in the City Council budget, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98383, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by Home Federal Savings and Loan Association of San Diego, beneficiary, and Union Title Insurance and Trust Company, trustee, bearing date June 8, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 21, 22, 23, 24 Block 253 University Heights, and the westerly 5.00 feet of portion of Myrtle Avenue closed by Resolution No. 22979 dated August 1, 1917 of the Common Council, to the right of way and easement for alley purposes heretofore conveyed, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98384, recorded on Microfilm Roll No. 29, accepting deed of Ruth K. Faust, bearing date June 9, 1950, conveying a portion of Lot 6 Block 87 San Diego Homestead Union, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98385, recorded on Microfilm Roll No. 29, accepting deed of Star & Crescent Oil Company, bearing date June 9, 1950, conveying a portion of Lot 1 Block 2 F. T. Scripps Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same La Jolla Boulevard, authorizing and directing the City Clerk to transmit the said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98386, recorded on Microfilm Roll No. 29, accepting deed of Herman Carlson and Lilly Carlson, bearing date May 4, 1950, conveying an easement and right of way for alley purposes in portion of Lots 15 and 16 Block 253 University Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98387, recorded on Microfilm Roll No. 29, accepting deed of R. W. Acheson and Virginia B. Acheson, bearing date June 7, 1950, conveying an easement and right of way for alley purposes in portion of Lots 21, 22, 23, 24 Block 253 University Heights, and the westerly 5.00 feet of portion of Myrtle Avenue closed by Resolution No. 22979 dated August 1, 1917, of the Common Council, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98388, recorded on Microfilm Roll No. 29, accepting deed of A. Carmi Brown and Wilma H. Brown, bearing date May 3, 1950, conveying an easement and right of way for alley purposes in portion of Lots 1, 2, 3, 4 Block 253 University Heights, and portion (the easterly 10.0 feet) of Myrtle Avenue closed by Resolution No. 22979 dated August 1, 1917, of the Common Council, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98389, recorded on Microfilm Roll No. 29, accepting deed of Walter R. Scott and Hazel M. Scott, bearing date May 2, 1950, conveying an easement and right of way for alley purposes in portion of Lots 5, 6, 7, 8 Block 253 University Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98390, recorded on Microfilm Roll No. 29, accepting deed of Anna J. Masse and Moses Masse, bearing date May 2, 1950, conveying an easement and right of way for alley purposes in portion of Lots 9, 10, 11, 12 Block 253 University Heights, and the easterly 10.0 feet of portion of Upas Street closed by Resolution No. 22857 dated June 25, 1917, of the Common Council, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98391, recorded on Microfilm Roll No. 29, accepting deed of Mary J. Cookson and George A. Cookson, bearing date May 2, 1950, conveying an easement and right of way for alley purposes in portion of Lots 17, 18, 19, 20 Block 253 University Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98392, recorded on Microfilm Roll No. 29, accepting deed of Ruth K. Faust, bearing date June 9, 1950, conveying Lots 1, 2, 4, 12 Block 87 San Diego Homestead Union, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98393, recorded on Microfilm Roll No. 29, accepting deed of Ruth K. Faust, bearing date June 9, 1950, conveying Lots 1, 2, 3, 4 Block 85 San Diego Homestead Union, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98394, recorded on Microfilm Roll No. 29, accepting deed of Florinda Espitia and Bernabe Espitia, bearing date May 23, 1950, conveying portion of Lots 42 and 43 Block 5 San Diego Land and Town Company's South Chollas Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98395, recorded on Microfilm Roll No. 29, accepting deed of Andrew Ondo and Ann Reagan Ondo, bearing date May 19, 1950, conveying a portion of Lots 44 and 43 Block 5 South Chollas Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98396, recorded on Microfilm Roll No. 29, accepting deed of Daniel A. Noble and Edith M. Noble, bearing date June 9, 1950, conveying portions of Lot 1 Block 91 San Diego Homestead Union, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98397, recorded on Microfilm Roll No. 29, accepting deed of Daniel A. Noble and Edith M. Noble, bearing date June 9, 1950, conveying a portion of Lot 1 Block 90 San Diego Homestead Union, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98398, recorded on Microfilm Roll No. 29, accepting deed of The San Diego Baptist City Mission Society, bearing date June 9, 1950, conveying an easement and right of way for sewer purposes in a portion of Lot 28 Block 178, Pueblo Lot 1157 Mannasse and Schiller Addition, authorizing and directing the City Clerk to file said deed of record in the Office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98399, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by W. E. Starke, Solon S. Kipp, and K. L. Mark, beneficiaries, and Cecilia G. Starke, Della A. Kipp, and Sylvia N. Mark, Trustees, bearing date June 8, 1950, wherein said parties subordinate all right, title and interest in and to a portion of Lot 7 Block F Southlook, to the right of way and easement for storm drain purposes heretofore conveyed to The City of San Diego in said property, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98400, recorded on Microfilm Roll No. 29, accepting deed of Isaac Jackson, Jr. and Hazel Ruth Jackson, bearing date May 10, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 7 Block F Southlook, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98401, recorded on Microfilm Roll No. 29, accepting deed of Joel Elbert Bowdan and Gweneth Lowe Bowdan, bearing date May 9, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot 6 Block F Southlook, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, adopted.

RESOLUTION NO. 98402, recorded on Microfilm Roll No. 29, accepting deed of Ruth K. Faust, bearing date June 9, 1950, conveying Lot 2 Block 91 San Diego Homestead Union, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4446 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$10,930.00 from the Parking Meter Fund for the purpose of providing funds for the purchase of 200 meters installed, 100 slab installations and 100 sidewalk installations, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The Mayor requested, and was granted, unanimous consent, to present the following matter not listed on the agenda:

Communication from Harley E. Knox, Mayor of San Diego, submitting the names of Mr. Fred A. Heilbron and Mr. Walter B. Whitcomb for reappointment, as representatives of the City of San Diego, to serve as members of the County Water Authority, and requesting approval of said appointments, was presented.

RESOLUTION NO. 98409, recorded on Microfilm Roll No. 29, confirming the appointment by Mayor Knox of Fred A. Heilbron and Walter B. Whitcomb to succeed themselves, as representatives of the City of San Diego, to serve as members of the San Diego County Water Authority, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The City Manager requested, and was granted, unanimous consent, to present the following matters not listed on the agenda:

RESOLUTION NO. 98403, recorded on Microfilm Roll No. 29, accepting deed of Ernesto Palma and Maclovio G. Palma, bearing date June 14, 1950, conveying a portion of Lots 14 and 15 Block D El Nido, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with,

was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98404, recorded on Microfilm Roll No. 29, accepting deed of Jessie Enriquez, bearing date June 9, 1950, conveying a portion of Lots 15 and 16 Block "D" El Nido, setting aside and dedicating the same to the public use as and for a public street and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department, for recording when escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98405, recorded on Microfilm Roll No. 29, accepting deed of James S. Ford and Clara Elsie Ford, bearing date June 9, 1950, conveying Lots 47 and 48 Block 3 Hunter's Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98406, recorded on Microfilm Roll No. 29, accepting deed of San Diego College for Women, bearing date June 17, 1950, conveying an easement and right of way for water pipeline purposes and public utilities through a portion of Pueblo Lots 1177, 293, 294, 295, 296, 297, 286, 287, 288 and 289 of the Pueblo Lands of San Diego, and a portion of Block A Silver Terrace, authorizing and directing the City Clerk to file said Deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98407, recorded on Microfilm Roll No. 29, accepting deed of San Diego University, bearing date June 19, 1950, conveying an easement and right of way for water pipeline purposes and public utilities through a portion of Pueblo Lot 1177 of the Pueblo Lands of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98408, recorded on Microfilm Roll No. 29, authorizing and directing the City Auditor and Comptroller to issue a warrant in favor of H. H. Peterson for any moneys still due under the terms of contract bearing Document No. 413032 on file in the office of the City Clerk, for construction of a storm drain in the Alleys in Blocks 126 and 147 University Heights, waiving any penalties or liquidated damages due under said contract on account of not having been completed within the time prescribed, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

The City Manager explained the matter, verbally, to the Council, and submitted a carbon copy of communication addressed to the City Auditor and Comptroller by the Assistant City Attorney on the subject.

RESOLUTION NO. 98409 (on page 414)

The Mayor announced that the Council would meet in his office immediately upon adjournment of this meeting, in Conference.

There being no further business to come before the Council, the meeting was on motion of Councilman Godfrey, seconded by Councilman Dail, adjourned at the hour of 11:20 o'clock A.M.


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, June 23, 1950

A Special Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 9:15 o'clock A.M.

Present---Councilmen Wincote, Schneider, Kerrigan, Godfrey
Absent---Councilmen Swan, Dail, Mayor Knox

"NOTICE OF SPECIAL MEETING OF THE COUNCIL

To Councilmen Swan, Wincote, Schneider, Kerrigan, Dail and Godfrey, 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 in the Administration Building, Civic Center, San Diego, California, on Friday, the 23rd day of June, 1950, at the hour of 9:00 o'clock A.M.

Said meeting will be held for the purpose of considering Budget matters for the fiscal year 1950-1951, and any other matters that may come before the meeting.

Dated June 23, 1950.

(SIGNED) HARLEY E. KNOX,
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 in the Administration Building, Civic Center in the City of San Diego, State of California, on Friday the 23rd day of June, 1950, at the hour of 9:00 o'clock A.M., and hereby consent to such special meeting.

(SIGNED) HARLEY E. KNOX
(SIGNED) CHARLES B. WINCOTE
(SIGNED) VINCENTE T. GODFREY
(SIGNED) CHESTER E. SCHNEIDER
(SIGNED) GEORGE KERRIGAN
(SIGNED) FRANKLIN F. SWAN
(SIGNED) CHAS. C. DAIL"

On motion of Councilman Godfrey, seconded by Councilman Wincote, the Council took a recess, immediately upon calling the roll, until the hour of 11:00 o'clock A.M.

The Vice Mayor announced that the Council would go into Conference, at once, in the Mayor's office, for work on the Budget.

Upon reconvening, at the hour of 2:55 o'clock P.M., the roll call showed the following:
Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.

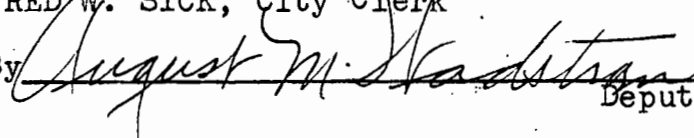
Absent----Councilmen None
Clerk-----Fred W. Sick

RESOLUTION NO. 98410, recorded on Microfilm Roll No. 29, declaring that the holding of "California World Progress Exposition" in Balboa Park during the year 1953 will improve said park, will call the attention of many people to San Diego and its environs as well as to the beauty and natural advantages of San Diego for future development of trade and commerce and as a place to live, directing the City Attorney to prepare and present to the Council all necessary legal documents to permit said Exposition to immediately use and occupy certain buildings in Balboa Park and to permit the use and occupancy of the park during the year 1953 for the purpose of holding said Exposition, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Schneider, seconded by Councilman Kerrigan, immediately upon adoption of Resolution No. 98410.


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, June 27,
1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:06 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox
Absent---Councilman Godfrey
Clerk----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, June 20, 1950, the Regular Meeting of Thursday, June 22, 1950, the Special Meeting of Friday, June 23, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Swan, were approved without reading, after which they were signed by the Mayor.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 2, for a period of one year from and including March 5, 1950, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$64.80, written by San Diego Trust and Savings Bank, which bid was given Document No. 419477;

On motion of Councilman Kerrigan, seconded by Councilman Swan, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in Talmadge Park Lighting District No. 4, for a period of one year from and including April 1, 1950, to and including March 31, 1951, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$89.76, written by San Diego Trust and Savings Bank, which bid was given Document No. 419478;

On motion of Councilman Kerrigan, seconded by Councilman Schneider, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

Councilman Godfrey entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 2, for a period of one year from and including March 16, 1950, to and including March 15, 1951, the clerk reported that one bid had been received, which bid was presented to the Council and on motion duly made and seconded, was opened and publicly declared.

Said bid was as follows:

The bid of San Diego Gas & Electric Company, accompanied by certified check in the sum of \$194.58, written by San Diego Trust and Savings Bank, which bid was given Document No. 419479;

On motion of Councilman Wincote, seconded by Councilman Kerrigan, said bid was referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on various street proceedings for improvements, the Mayor inquired if any interested persons were present who desired to be heard. Several persons indicated that they wished to be heard, so the Mayor invited them to accompany the City Engineer to Room 360 adjoining the Council Chambers in an effort to have their questions answered.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the furnishing of electric current for the lighting of Kensington Manor Lighting District No. 1, for a period of one year from and including May 1, 1950, to and including April 30, 1951, the clerk reported that no written protests had been received. Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98411, recorded on Microfilm Roll No. 29, confirming the Engineer's Report and Assessment for Kensington Manor Lighting District No. 1 filed in the office of the City Clerk May 19, 1950, adopting said report as a whole, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating portion of Block 22 Bird Rock Addition and portion of Block A Bird Rock Villas into "R" Zone (being a change from the existing R-4 Zone, a portion of which had been petitioned for by property owners, and some property added by the Planning Commission to provide a uniform zone pattern, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

ORDINANCE NO. 4447 (New Series), recorded on Microfilm Roll No. 29, incorporating Lots 4 and 5 Block 22 Bird Rock Addition, Lots D and E Block A Bird Rock Villas into "RC" Zone as defined by Ordinance No. 8924 and amendments thereto; repealing Ordinance No. 3503 (New Series) adopted August 19, 1947, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Petition of Clyde A. Wright Post #433 American Legion, signed by Raymon C. Perine, Post Commander, 5049 Newport Ave., San Diego 7, California, for permission to erect a memorial on City-owned property at foot of Newport Avenue, "to the men and women of this area who have served their country in the Armed Forces", was presented.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Claim of Sam Blake, 3414 Dells Drive, in the sum of \$3.50, for window broken by ball "by an unknown party on Dells Playground", on June 13, was presented.

RESOLUTION NO. 98412, recorded on Microfilm Roll No. 29, referring claim of Sam Blake to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Claim of George K. Thackeray, 1231 - 4th Avenue, in an unstated amount, for personal injuries and damage to his car at the intersection of Midway and West Point Loma Boulevard, under construction, was presented.

RESOLUTION NO. 98413, recorded on Microfilm Roll No. 29, referring claim of George K. Thackeray to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing to the Harbor Department reinforced concrete pipe, was presented.

RESOLUTION NO. 98414, recorded on Microfilm Roll No. 29, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing 20 8 ft. lengths of 12" and 25 8 ft. lengths of 36" reinforced concrete pipe, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of Library books for the City of San Diego Library and other departments for the period of one year beginning July 1, 1950, recommending award to The Los Angeles News Company, Division of The American News Company, the low bid of two bidders, was presented.

RESOLUTION NO. 98415, recorded on Microfilm Roll No. 29, accepting bid of The Los Angeles News Company, Division of The American News Company, for the furnishing of books for the City Library and other departments, for a period of twelve months commencing July 1, 1950, authorizing and directing the City Manager to enter into and execute the contract was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Communication from the City Manager recommending installation of two overhead street lights, was presented.

RESOLUTION NO. 98416, recorded on Microfilm Roll No. 29, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead Street light at each of the following locations:

Santa Ysabel Drive at Bonita Avenue;

Estrella Avenue, 1/2 block north of El Cajon Boulevard, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending granting suspension to 5 sections of the Subdivision Ordinance regarding Tentative Map of Logan Vista Unit No. 2, heretofore suspended by Resolution No. 91970, was presented.

RESOLUTION NO. 98417, recorded on Microfilm Roll No. 29, re-approving suspension of Sections 3J2 & 6 and 4A8 & 6, 3E5 of the Subdivision Ordinance, previously suspended by Resolution No. 91970, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending re-approval of the Tentative Map of Logan Vista No. 2, heretofore approved by Resolution No. 90263 on July 20, 1948, being a subdivision consisting of 34 lots on the south side of National Avenue between 39th and 40th Streets, on 9 conditions, was presented.

RESOLUTION NO. 98418, recorded on Microfilm Roll No. 29, approving the Tentative Map of Logan Vista Unit No. 2, a subdivision of 34 lots on the south side of National Avenue between 39th and 40th Streets, as previously approved by Resolution No. 90263 on July 20, 1949, subject to conditions set forth in said Resolution, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending granting suspension to 8 sections of the Subdivision Ordinance regarding Tentative Map of Units 1 through 4 of Clairemont, was presented.

RESOLUTION NO. 98419, recorded on Microfilm Roll No. 29, suspending Sections 3C, 3D5, 3I2, 3I1, 3I3, and 3J8, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Units 1 through 4 of Clairemont, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Clairemont No. 1, on 9 conditions, was presented.

RESOLUTION NO. 98420, recorded on Microfilm Roll No. 29, approving the Tentative Map of Clairemont, a subdivision of a portion of Morena and portions of Pueblo Lots 1191 and 1195 (comprising 588 lots and subdivided into four units) located easterly of Morena and Bay Park Village, Unit No. 1, subject to conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Clairemont Unit No. 2, a subdivision of property along Arnott and Fairfield Streets and with the intersecting streets of Huxley and Jellet, on 9 conditions, was presented.

RESOLUTION NO. 98421, recorded on Microfilm Roll No. 29, approving the Tentative Map of Clairemont Unit No. 2, on conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Clairemont Unit No. 3, a subdivision of property easterly of Unit No. 1 along the summit of the ridge, on 9 conditions, was presented.

RESOLUTION NO. 98422, recorded on Microfilm Roll No. 29, approving the Tentative Map of Clairemont Unit No. 3, upon conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Clairemont Unit No. 4, westerly of Unit No. 2 on the extension of Huxley Street and Jellet Street, on 9 conditions, was presented.

RESOLUTION NO. 98423, recorded on Microfilm Roll No. 29, approving the Tentative Map of Clairemont Unit No. 4, subject to conditions set forth in said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

Communication from the Planning Commission recommending suspension of 9 sections of the Subdivision Ordinance in connection with the Tentative Maps of Clairemont Heights Units Nos. 1 and 2, was presented.

RESOLUTION NO. 98424, recorded on Microfilm Roll No. 29, suspending Sections 3G1 and 2, 3C, 3E5, 3J6, 4A8 and 6, 3I1 and 3J8 of the Subdivision Ordinance insofar as they affect the Tentative Maps of Clairemont Heights, Units Nos. 1 and 2, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Clairemont Heights Unit No. 1, being a subdivision of portions of Morena and Pueblo Lot 1191, southerly of Clairemont and easterly of Bay Park Village, on 9 conditions, was presented.

RESOLUTION NO. 98425, recorded on Microfilm Roll No. 29, approving the Tentative Map of Clairemont Heights Unit No. 1, subject to conditions set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Clairemont Heights Unit No. 2, on 9 conditions, was presented.

RESOLUTION NO. 98426, recorded on Microfilm Roll No. 29, approving the Tentative Map of Clairemont Heights Unit No. 2, subject to conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the Planning Director, calling the Council's attention to a vacancy existing on the City Planning Commission and recommending appointment of an architect to the Commission, was presented.

On motion of Councilman Dail, seconded by Councilman Godfrey, the communication was ordered filed.

Before the roll was called on the motion, there was considerable discussion. Councilman Kerrigan called the Council's attention to the fact that the recommendation came from the Planning Commission itself, based upon action taken in meeting; not merely upon the Director's personal recommendation.

An effort was made to reconsider the action, and refer the matter to Conference, but the filing stood.

During the discussion, the City Attorney was asked if an architect would be prevented from accepting work upon any City's building construction. The City Attorney replied that an architect who was a member of the City Planning Commission could not do work for the City, inasmuch as he would be involved in a prohibitory section of the Charter, because said Commission passes upon public buildings. While it is true, he said, that members of some commissions may do business with the City, members of the Planning Commission (particularly if one were an architect) would be precluded.

Communication from the Superintendent of Street, approved by the Director of Public Works, and bearing the City Manager's stamp of approval, recommending granting petition of the San Diego Unified School District for the closing of Westbourne Street from 200' east of the east line of Draper Avenue to the westerly line of Fay Avenue, was presented.

The City Planning Director was asked if the situation was a controversial one, as in the proposed closing of portion of Elm Street between the Washington School and the playgrounds across said street from the School. He replied that no controversy exists in the matter, and that the Board of Education would be saved a considerable sum in the construction of its needed utilities by the closing.

RESOLUTION NO. 98427, recorded on Microfilm Roll No. 29, granting petition for the closing of Westbourne Street, from 200' east of the east line of Draper Avenue to the westerly line of Fay Avenue, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Certificate from the County Clerk and ex officio Registrar of Voters certifying to the vote on the Mission Bay Recreation Facilities Bond Proposition, on the Special Municipal Bond Election held June 6, 1950, and consolidated with the State Primary Election held on said date, showing the following:

	YES	NO	TOTAL
Total Votes in City	55,503	23,267	78,770
Absentee Votes	534	354	888
Total Votes Including Absentee Votes	56,037	23,621	79,658

showing that more than two-thirds of the votes cast at said election were in favor of the adoption of said proposition and said proposition has carried, was presented.

RESOLUTION NO. 98428, recorded on Microfilm Roll No. 29, stating the result of the canvass of the returns of the Special Municipal Bond Election held June 6, 1950, pursuant to Ordinance No. 4376 (New Series) and consolidated with the State Primary Election held the same date and authorized by the Board of Supervisors of the County of San Diego, the returns having been canvassed by the County Clerk and ex-officio Registrar of Voters of the County of San Diego, for the incurring of a bonded indebtedness in the principal sum of \$2,000,000.00 for the acquisition and construction by the City of San Diego of a certain municipal improvement, to wit: the acquisition and construction of additional recreational facilities in and near Mission Bay, including the dredging of said bay and entrances thereof, the filling of land, the acquisition and construction in or at Mission Bay of bulkheads, jetties, wharves, boat landings, boathouses, bath houses, anchorages, and the acquisition and construction at and near Mission Bay of landscaping, buildings, parks, playground equipment facilities, all for the development of Mission Bay and lands adjacent thereto as a yacht and small boat harbor and parking and recreation center, including acquisition of lands and the acquisition and construction of streets, highways, bridges, parking lots, utilities, lighting facilities, sewers, drainage structures, and other improvements necessary therefor, and the acquisition of lands and rights of way necessary or convenient in the relocation and flood control of the San Diego River for the protection of Mission Bay, as shown in certificate of County Clerk and ex-officio Registrar of Voters showing that more than two-thirds of the votes cast at said election were in favor of the adoption of said proposition and that said proposition has carried, ordering the Clerk of The City of San Diego to enter on the minutes a statement showing the measure voted upon, the whole number of votes cast, the number of votes given for and against said measure, and a statement that the number of votes given in each precinct for and against said measure are recorded in the elections returns book, directing publication of copy of said Resolution, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

Certificate from the County Clerk and ex officio Registrar of Voters certifying to the vote on the ratification of Ordinance No. 4367 (New Series) authorizing sale or lease of surplus property described in said Ordinance as Block 107 Horton's Addition, formerly known as Rose Park Playground which Ordinance was adopted April 20, 1950, and consolidated with the State Primary Election held on June 6, 1950, showing the following:

	YES	NO	TOTAL
Total Votes in City	52,987	17,749	70,736
Absentee Votes	626	186	812
Total Votes Including Absentee Votes	53,613	17,935	71,528

showing that more than two-thirds of the votes cast at said election were in favor of the adoption of said proposition and said proposition has carried, was presented.

RESOLUTION NO. 98429, recorded on Microfilm Roll No. 29, stating that the result of the canvass of the returns of the Special Municipal Bond Election held June 6, 1950, pursuant to Ordinance No. 4376 (New Series) and consolidated with the State Primary Election held the same date and authorized by the Board of Supervisors of the County of San Diego, the returns having been canvassed by the County Clerk and ex-officio Registrar of Voters of the County of San Diego, on the ratification of Ordinance No. 4367 (New Series) entitled "An Ordinance authorizing sale or lease of surplus property described as Block 107 Horton's Addition in The City of San Diego, which property is ~~is~~ in an M-2 or heavy manufacturing zone, formerly known as Rose Park Playground and for many years abandoned as such playground", adopted April 20, 1950, as shown in certificate of County Clerk and ex-officio Registrar of Voters showing that more than two-thirds of the votes cast were in favor of the ratification of said Ordinance and that said proposition has carried, ordering the Clerk of The City of San Diego to enter on the minutes a statement showing the measure voted upon, the whole number of votes cast, the number of votes given for and against said measure, and a statement that the number of votes given in each precinct for and against said measure are recorded in the elections returns book, directing publication of copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from Allan O. Kelly, P.O. Box 542, Carlsbad, California, opposing the 1953 Exposition in Balboa Park, was presented, saying among other things "The Honky Tonky and Billy Rose stuff has no place in a beautiful spot like Balboa Park".

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

Communication from San Diego Audubon Society, 3844 Belmont Avenue, San Diego 16, signed by Peter H. Snyder, President, protesting the granting of permission to hold a world exposition in Balboa Park, was presented, stating in park that the park should be kept for park purposes in strict accordance with the city charter and with a healthy respect for the money it brings to the city on a year-round basis.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Mrs. Elizabeth L. Lauter, 919 - 4th Avenue, opposing the proposed Exposition to be held in Balboa Park, thus eliminating its free use to tourists and citizens, saying in part "It is your solemn duty as representatives of the people of San Diego to put this on the ballot for voting", was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

Communication from La Jolla Woman's Club, 715 Silverado Street, Box 666 La Jolla, signed by Annie Zenos, President, Nesta Thompson, 2nd Vice-President, submitting copy of its Resolution petition that no action be taken in planning the Exposition in Balboa Park to deprive full enjoyment of the Park facilities, or which "might be harmful to our youth", was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

After action had been taken upon filing the Exposition protests, Councilman Godfrey referred particularly to the La Jolla Woman's Club letter, feeling that it should not be filed without being answered. He expressed the belief that all should be, and Councilman Dail said that they would be automatically, but that "special" communications ought to have individual attention of the Council.

Following further discussion, Councilman Godfrey moved that the exposition opposition letters be sent to the Council Secretary for reply through the Vice Mayor, which motion was seconded by Councilman Dail, and carried.

Communication from Great American Indemnity Company, dated June 21, 1950, signed by Max H. Seeger, Representative, recommending denial of claim of William W. Vollmer, Box 377 La Jolla, in the sum of \$8.18, for water pipe damage, was presented.

RESOLUTION NO. 98430, recorded on Microfilm Roll No. 29, denying claim of William S. Vollmer, in the sum of \$8.18, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Great American Indemnity Company, signed by Max H. Seeger, Representative, dated June 22, 1950, recommending denial of claim of F. W. Woolworth Co., 953 Fifth Avenue, San Diego, arising out of a property damage resulting from a water main break, in the sum of \$798.95, was presented.

RESOLUTION NO. 98431, recorded on Microfilm Roll No. 29, denying claim of F. W. Woolworth Co., in the sum of \$798.95, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Percy H. Goodwin Company, signed by F. W. Beachler, dated June 22, 1950, announcing payment of C. W. Hawley claim, in the sum of \$16.85 and acceptance of release in full settlement, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the communication was ordered filed.

RESOLUTION NO. 98432, recorded on Microfilm Roll No. 29, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of Hayes Avenue, the Alley in Block 138 University Heights, and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 95609, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98433, recorded on Microfilm Roll No. 29, directing notice of filing of assessment and of the time and place of hearing thereof, for the installation of sewer mains, etc., in portions of Catalina Boulevard, Silvergate Avenue, Albion Street, Jennings Street, Wilcox Street, Charles Street, DuPont Street, the Alleys in Blocks 2 and 4 Loma View, Alley between Wilcox Street and Charles Street and between Catalina Boulevard and Silvergate Avenue, the Alleys in Blocks 1, 2, 3, 4 Warner Villa Tract, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 95608, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 98434, recorded on Microfilm Roll No. 29, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company, and awarding contract for the paving and otherwise improving of Upshur Street, within the limits and as particularly described in Resolution of Intention No. 97461, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 98435, recorded on Microfilm Roll No. 29, accepting bid of T. B. Penick & Sons, a co-partnership, and awarding contract for the paving and otherwise improving of the Alley in Block 132 Mannasse and Schiller's Subdivision of Pueblo Lot 1157, within the limits and as particularly described in Resolution of Intention No. 97344, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF AWARD NO. 98436, recorded on Microfilm Roll No. 29, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company, and awarding contract for the paving and otherwise improving of 48th Street, within the limits and as particularly described in Resolution of Intention No. 97597, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98437, recorded on Microfilm Roll No. 29, for the closing of Calle Amana, Via Rasa and Calle Frescota, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION ORDERING WORK NO. 98438, recorded on Microfilm Roll No. 29, for the closing of Torrey Pines Road, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98439, recorded on Microfilm Roll No. 29, approving plans, drawings, typical cross-sections, profiles and specifications for the grading, paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, Ivy Street, and Plat No. 2172 showing the exterior boundaries of the district to be included in the assessment therefor and directing the City Clerk upon the passage of the Resolution of Intention to file said plat in the office of the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98440, recorded on Microfilm Roll No. 29, for the furnishing of electric current for the lighting of the ornamental street lights located in San Diego Lighting District No. 1, for a period of one year from and including June 15, 1950, to and including June 14, 1951, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98441, recorded on Microfilm Roll No. 29, for the change of grade of Saranac Street, Mohawk Street, 71st Street, 72nd Street, 73rd Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98442, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 99 City Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF INTENTION NO. 98443, recorded on Microfilm Roll No. 29, for the paving of portion of Promontory Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98444, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of the Alley in Block 136 University Heights, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98445, recorded on Microfilm Roll No. 29, ascertaining and declaring the wage scale for the paving and otherwise improving of Dwight Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98446, recorded on Microfilm Roll No. 29, for the paving and otherwise improving of Westland Avenue, Commonwealth Avenue, Pentuckett Avenue, and Ivy Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98447, recorded on Microfilm Roll No. 29, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement by paving and otherwise improving of Thomas Avenue and Lamont Street, within the limits and as particularly described in Resolution of Intention No. 96931, was on motion of Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98448, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the Alley in Block 59 University Heights, within the limits and as particularly described in Resolution of Intention No. 95272, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98449, recorded on Microfilm Roll No. 29, approving diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the Alley in Block 35 City Heights, within the limits and as particularly described in Resolution of Intention No. 96684, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98450, recorded on Microfilm Roll No. 29, granting petition for the installation of sewers in certain blocks and lots in La Mesa Colony and portions of Alta Mesa Villas, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the installation of said sewers, and directing consolidation of the assessment district with the assessment district heretofore ordered by Resolution No. 96696 for the grading, paving and otherwise improving of 68th Street, Mohawk Street, Saranac Street, 69th Street and Manchester Road, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98451, recorded on Microfilm Roll No. 29, authorizing and directing the City Attorney to file a petition with the Board of Supervisors of the County of San Diego requesting that all taxes of record against property in Electric Line Addition, more particularly described in said Resolution, be cancelled, and that all deeds to the State for delinquent taxes on said property be cancelled, authorizing and directing said City Attorney to take whatever steps he may deem necessary otherwise to secure the cancellation of said taxes and deeds, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98452, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute Airport Permits granting to American Airlines, Pacific Southwest Airlines, Western Air Lines and United Air Lines, the right to use, for the period commencing on the 1st day of July, 1950, and ending on the 30th day of June, 1951, the U. S. Naval Auxiliary Air Station at Miramar, California, located in San Diego County, together with the facilities, equipment, improvements and services thereon, as an auxiliary air field, for which use each of said companies shall pay to the City the sum of \$3.00 for each landing craft operated by it on said premises, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98453, recorded on Microfilm Roll No. 29, declaring that the placing of one advertisement to secure the services of a competent children's librarian for the Linda Vista Branch Library in each of the Library Journal and the American Library Association Bulletin, publications of nationwide scope, will best serve the interests of the City, ratifying contract for said advertising heretofore entered into (it having been found impossible to fill vacancies from local applicants), was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Petition of Mrs. F. Montello, 3815 T Street, for permission to install a 4" cast iron sewer line outside the property line, to serve property at 3803 "T" Street, was presented, together with recommendation from the Department of Public Health for granting.

RESOLUTION NO. 98454, recorded on Microfilm Roll No. 29, granting permission to Mrs. F. Montello, 3815 T Street, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a southerly direction, parallel to the west line of Lot 48 Block 6 Imperial Heights, to point of intersection with public sewer, to serve property at 3803 "T" Street, on conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4448 (New Series), appropriating the sum of \$700.00 from the Unappropriated Balance Fund, and transferring the same to the Fire Insurance Account, General Appropriations, for the purpose of providing funds to cover the fire insurance premium for fire insurance on the Veterans' Memorial Building, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4449 (New Series), appropriating the sum of \$4,000.00 from the Unappropriated Balance Fund, for the purpose of providing funds for renovating and re-furnishing certain Civic Center offices, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4450 (New Series), appropriating the sum of \$1,500.00 from the Unappropriated Balance Fund of The City of San Diego, for the purpose of providing funds for exhibiting the Mission Bay Diorama at the International Industrial Fair at Agua Caliente (Baja California, Mexico), was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Councilman Schneider requested, and was granted, unanimous consent to present the following matter, not listed on the agenda:

RESOLUTION NO. 98455, recorded on Microfilm Roll No. 29, allowing and approving the bill of San Diego City and County Convention Bureau, bearing date June 23, 1950, in the sum of \$503.12 for expenses incurred, authorizing requisition to be drawn on the Advertising and Publicity Fund of the City of San Diego for the fiscal year 1949-1950 for said sum, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the agenda:

RESOLUTION NO. 98456, recorded on Microfilm Roll No. 29, authorizing and directing the City Auditor and Comptroller to transfer the sum of \$750.00 from Maintenance and Support (10-3, Litigation Expense), to Outlay, City Attorney's Fund, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the City Manager explained that the funds transfer was to provide for installation of an inter-office speaker system, which "would pay for itself in a year" due to telephone savings.

The City Attorney said that there are 11 telephone extensions in his department, and that the installation proposed would result in a saving.

Communication from the City Planning Director, addressed to the Mayor and City Council, was introduced by the City Manager, together with his signature of approval, relative to reimbursement, State Water Resources Board, Mission Bay.

RESOLUTION NO. 98457, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to make application to the Water Resources Board for reallocation to the City of San Diego of the sum of \$799,635.29 in construction by the United States Government on the San Diego River and Mission Bay Project from funds appropriated to the State Flood Control Fund of 1946, and authorizing him to submit claims therefor to the Water Resources Board for reimbursement of expenditures made by the City, for construction of the Midway Drive Bridge across the San Diego River Floodway, which is to be constructed by funds in the sum of \$1,094,437.85 to be expended by the City, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

Councilman Wincote requested, and was granted, unanimous consent, to present the next item not listed on the agenda:

Councilman Wincote spoke of the "Wheel Tax" imposed by the City of Escondido, and of the City's Sales & Use Tax. He thought that letters should be sent to nearby cities, in connection with the matter of taxes upon out of town dealers, who are levying such taxes.

RESOLUTION NO. 98458, recorded on Microfilm Roll No. 29, referring to Council Conference the matter of "Wheel Tax", as imposed by the City of Escondido, and the City's Sales & Use Tax, for consideration, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Mayor Knox brought up the matter of the traffic situation which exists on 6th Avenue, particularly as it relates to the pedestrian problem involving elderly people who use the Balboa Park Roque Courts.

A letter from the Traffic Engineer, addressed to the City Manager on the subject, was presented, and read. The letter recommended installation of traffic islands in certain locations, but not a full dividing strip, for pedestrian safety.

The Mayor questioned the elimination of Spruce Street as one of the locations. The Traffic Engineer appeared at the meeting, and said that Spruce Street had not been chosen for one of the islands because Redwood Street crosswalks have long been maintained at the intersection of 6th Avenue and Redwood Street. He said, however, that the matter could be given further study.

RESOLUTION NO. 98459, recorded on Microfilm Roll No. 29, referring to the Traffic Engineer, through the City Manager, for further study the matter of traffic islands on portion of 6th Avenue adjoining Balboa Park, and the matter of installation of "Stop for Pedestrians" markers, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

The City Manager mentioned to the Council that symphony seats were being held for members of the Council, and told of reservations to be made through their secretary of turned back.

No action was taken, inasmuch as the matter was apparently brought by the City Manager for the Councilmen's information.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 98039, for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 98040, for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 98041 for the paving and otherwise improving of Bayard Street, within the limits and as particularly described in said Resolution, the clerk reported had been received from Robert L. Rombotis, which protest was presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, and no additional protests were presented.

RESOLUTION NO. 98461, recorded on Microfilm Roll No. 29, overruling and denying the protest of Robert L. Rombotis against the proposed paving and otherwise improving of Bayard Street, within the limits and as particularly described in Resolution of Intention No. 98041, overruling and denying all other protests thereon, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

On motion of Councilman Wincote, seconded by Councilman Dail, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 98042 for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, within the limits and as particularly described in said Resolution, the clerk reported that written protests had been received from J. W. & Estelle L. McElvany, Ernest C. and Helen E. Fuller, Kenneth & Louise Gardner, Mrs. Betty E. and Marion O. Elwell, Michael J. and Maxine Mericantante, (all of whom sent individual protests to the Mayor and individual members of the Council), and a written protest signed by George W. Banks and others, which protests were presented to the Council.

Thereupon, the Mayor inquired if any interested affected property owners were present, who desired to be heard.

Winifred Wells, 1227 Hornblend Street, said that there was only one signer to the petition on her street (in her block).

The Mayor pointed out that the proceedings had not been initiated by the City, but that the project was on petition of the property owners.

Mr. Banks, 1060 Oliver Avenue, said he represented 11 property owners who have signed protest, and said that he cannot pay the high cost.

Dr. Mayse, 1005 Oliver Avenue, spoke against Dawes Street, saying that there is over 50% protest. He said that Dawes Street had been included with Hornblend Street, and asked to have Dawes Street "left out."

Mrs. George Ash, 4110 Haines Street, spoke for the paving. She said that she and other property owners do not want the whole job thorn out because of some who do not want the work on their own streets.

Upon being questioned, the City Engineer said that petitions had been combined, in order to effect a saving to the property owners, and pointed out that doing the job as one large project rather than on small individual portions would save the property owners a considerable amount, not only in the cost of "running the proceedings", but that a much more favorable bid price would be received on a job of such proportions.

Asked by the Mayor to check the files regarding petitions, John Thornton of the City Attorney's office, said that several petitions had been combined.

Mrs. Wilbur Smith, 4115 Haines Street, asked that the work not be thrown out, insisting that it is much needed, especially so in view of the heavy population growth necessitating many children to take to the streets where there are no sidewalks.

Mayor Knox said that Pacific Beach is the fastest growing of all our outlying residential areas, and that certainly all possible improvements are needed.

The City Engineer was asked about the percentage of protest. He replied that prior to opening of this hearing, the filed protest was 8%, that .3% percent had been added at this meeting.

R. J. Bragg, 4275 Cass Street, spoke, although his stand in the matter seemed to waiver. Mr. Bragg said that he has lived in Pacific Beach for 15 years. He contended that the present estimate is higher than in 1948, and is too high. (Members of the Council said that no estimate had been officially made or information thereon distributed; Councilman Dail said that anyone who would have given out information on such an estimate in 1948 "should have his head examined"). Mr. Bragg continued by saying that every street and alley in Pacific Beach should be paved, that he would pay his share, but still thanks that the variance between 1948 and present estimates are too great. He said that those who desire the improvement should have it; eliminate that which is not wanted.

The question was brought of no sidewalk being included on Dawes Street. The City Engineer said that no petition had been received therefor, and that where no sidewalk is installed there will of course be no charge therefor. One property owner asked about installation of sidewalks although not included in the plans, and was told that anyone who desired to do so might arrange privately with the contractor for such work.

Mrs. Hulda Woodworth Wooden, 1105 Missouri Street, spoke about "estimate differences", the point already having been emphasized and covered by other protestants and by Council answers.

The City Engineer checked the original petition, and said that a majority did sign for the improvement of Dawes Street.

Since there appeared to be considerable controversy about the Dawes Street inclusion, the Mayor asked protestants on the East side of Dawes Street to stand. Three persons arose.

Dr. Mayse spoke again, and insisted that a majority of the property owners on Dawes Street do not want the paving.

The Mayor declared the hearing closed, but several persons spoke again; but their comments (being the same individuals who had been heard previously) are not recorded in these Minutes, in view of the Mayor having declared the hearing closed.

RESOLUTION NO. 98460, recorded on Microfilm Roll No. 29, continuing the hearing on Resolution of Intention No. 98042 for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, the Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, until the hour of 10:00 o'clock A.M. on Wednesday July 5, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution of Intention No. 98043 for the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in said Resolution, the clerk reported that written protest had been received from Fred F. Shields, which protest was presented to the Council.

RESOLUTION NO. 98462, recorded on Microfilm Roll No. 29, overruling and denying the protest of Fred F. Shields against the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in Resolution of Intention No. 98043, overruling and denying said protest, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted. On motion of Councilman Wincote, seconded by Councilman Schneider, the proceedings were referred to the City Attorney for the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98120 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 187 City Heights, within the limits and as particularly described, the clerk reported that a written protest had been received from Mrs. Adeline McMahn and others, which protest was presented to the Council.

The Mayor asked the Engineer about the percentage of protest, and the reply was 55.3%. The Mayor said that there was nothing to do but abandon the proceedings, in that event.

However, before action was taken to abandon, R. W. Menzie arose and spoke. He said that he was the sponsor of the original petition, and that the work is needed.

H. L. Smart, circulator of the protest, spoke in opposition to the work.

Mrs. Hornberger, 3736 Nile Street, spoke. She said that the petition of protest had been misrepresented to her, and asked for withdrawal of her name therefrom. Miss Philips, sister of Mrs. Hornberger, joint owner of the property, made the same statement.

Mrs. J. H. McMahn, the first signer on the protest, asked to have her name withdrawn, stating that Mr. Smart had misrepresented the matter to her, indicating that it was represented that the protest was against the type of work rather than against the project.

Lillian Dennis and Gloria Eddy also asked to have their names withdrawn.

Mr. Menzie asked for a one-week's delay for an evaluation of the protests and those in favor of the work, rather than having the Council abandon the project at this time.

Mrs. W. C. Smits, 3750 Nile Street, spoke. She said, also, that the protest circulator had misrepresented the matter, and asked for the paving.

H. E. Ridout spoke for the work to be done.

Councilman Kerrigan moved to continue the hearing one week, which motion was seconded by Councilman Swan. After further discussion the motion and second were withdrawn, it being explained to those present that there is a further opportunity offered for protest at the hearing on the Resolution of Intention.

RESOLUTION NO. 98463, recorded on Microfilm Roll No. 29, overruling and denying protest, filed under Document No. 419408, against the proposed paving and otherwise improving of the Alley in Block 187 City Heights, within the limits and as more particularly described in Resolution of Preliminary Determination No. 98120, overruling and denying all other protests thereon, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98464, recorded on Microfilm Roll No. 29, determining that the proposed improvement of the Alley in Block 187 City Heights, within the limits and as more particularly described in Resolution of Preliminary Determination No. 98120 to be feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1911 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98121 of Preliminary Determination, for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98465, recorded on Microfilm Roll No. 29, determining that the proposed improvement of the Alley in Block 3 Ocean Beach Park, within the limits and as more particularly described in Resolution of Preliminary Determination No. 98121 to be feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1911 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98122 of Preliminary Determination for the paving and otherwise improving of Columbia Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98466, recorded on Microfilm Roll No. 29, determining that the proposed improvement of Columbia Street, within the limits and as particularly described in Resolution No. 98122 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98123 of Preliminary Determination for the paving and otherwise improving of Plum Street, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98467, recorded on Microfilm Roll No. 29, determining that the proposed improvement of Plum Street, within the limits and as particularly described in Resolution No. 98123 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the Council took a recess, at the hour of 12:15 o'clock Noon until the hour of 2:00 o'clock P.M., this date.

Upon reconvening, at the hour of 2:00 o'clock P.M., the roll call showed the following:

Knox. Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey, Mayor
Absent----Councilman Dail
Clerk-----Fred W. Sick

Mayor Knox announced that a hearing on the Annual Appropriation Ordinance, for the fiscal year 1950-1951 had been set for this time, and invited anyone present to be heard.

The City Manager presented a communication, dated June 27, 1950, showing additions to the preliminary budget as submitted on May 2, 1950: Salary adjustments, various departments, \$98,554; increase of salary budget of Treasurer's Department, \$402.00; increase of Park & Recreation Department for year around operations at specified school locations, \$23,078.00; increase of General Appropriations Section for professional services of T. B. Cosgrove, legal consultant, \$10,000.; increase of General Appropriations in the compensation insurance section to provide for additional cost resulting from salary ordinance and Park and Recreation program adjustments, \$1,968; Unappropriated Balance increase, \$15,000. by agreement; \$23,063 remaining from reserve for possible salary increases and other revisions during Council conferences, \$38,063.00.

The matter was presented for information, and no action was needed or taken.

The Budget Officer presented "Summary of Expenditures by Departments, Fiscal Year 1950-51; Revised 6/27/50". The City Manager made a verbal explanation of the appropriations and adjustments proposed.

Councilman Dail entered the meeting at this time - 2:15 o'clock P.M.

Various members of the Council asked questions about the proposed Budget, which were answered by the City Manager, the Budget Officer, and the Auditor & Comptroller.

On motion of Councilman Godfrey, seconded by Councilman Dail, the Council took a recess, at the hour of 2:20 o'clock P.M., until the hour of 3:30 o'clock P.M., this date.

Upon reconvening, at the hour of 4:25 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey.
Absent---Mayor Knox
Clerk-----Fred W. Sick

In the absence of the Mayor, Vice Mayor George Kerrigan acted as Chairman.

RESOLUTION NO. 98468, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute an agreement with Everts and Esenoff, Certified Public Accountants, for the employment of said firm for the purpose of providing the Council with a continuing monthly audit and accounting of the financial accounting system of The City of San Diego for the fiscal year beginning July 1, 1950, and ending June 30, 1951, at a compensation not to exceed the sum of \$3,500.00, based on hourly rates of compensation, as provided for in said agreement, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

There being no further business to come before the Council, meeting was adjourned immediately upon adoption of the last-mentioned Resolution, on motion of Councilman Dail, seconded by Councilman Schneider.

George Kerrigan
Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, June 29, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:02 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox. Absent---Councilmen None.
Clerk----Fred W. Sick

The first item on the agenda, being a scheduled hearing, was continued temporarily, awaiting the arrival of the Planning Director, who, the Mayor thought, should be present.

Petition of San Diego Model Yacht Club, signed by N. R. Keough, Commodore, and others, dated June 1, 1950, requesting that Commander E. Stuart Tucker, U.S.N., retired, one of the organizers and first Commodore of the Club, who had been buried in Fort Rosecrans Military Cemetery the previous day after more than 50 years in the U.S. Navy, be honored by naming of the model yacht pond on Tierra del Fuego Island "Tucker Pond", was presented. Also presented was endorsement of the suggestion from Joseph E. Jessop, and unanimous recommendation of the Mission Bay Advisory Committee from its meeting of June 26th that the pond be named Tucker Pond.

There was considerable discussion in the matter of naming various portions of the Mission Bay Recreation area, it being pointed out that all the names chosen were of historical importance with the exception of one point named for one of the original advocates for the area's development. It was felt that a general policy should be developed for naming in the Mission Bay area, and for the naming of roads, etc.

RESOLUTION NO. 98469, recorded on Microfilm Roll No. 29, referring to Council Conference the matter of the petition for naming of the model yacht pond, Mission Bay Recreation area "Tucker Pond", and the matter of selecting names for important roads and other developments, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from International Association of Machinists, Aeronautical Lodge No. 1125, dated June 21, 1950, signed by James D. Blatt, recording secretary, requesting that the Plaza be renovated, in the following manner:

- 1 The existing structures be removed
- 2 A bas relief map of San Diego County and with models of and highways to historical and recreation points be erected on this property
- 3 This map be bordered by Palm Trees and decorated with attractive lawns and walks;

was presented and read.

There were several motions, all of which were withdrawn, except the one leading to the following action:

RESOLUTION NO. 98470, recorded on Microfilm Roll No. 29, referring the communication from International Association of Machinists, Aeronautical Lodge No. 1125, relative to the Plaza, ^{to Conference} and referring the matter to the Vice Mayor, also, with the request that he answer the same, was on motion of Councilman Swan, seconded by Councilman Dail, adopted.

Claim of Eva S. Christensen (Mrs. L. W.), 3021 Fairmount Avenue, in the sum of \$10.25, for windshield broken from ball hit from the Alexander Hamilton School, was presented.

RESOLUTION NO. 98471, recorded on Microfilm Roll No. 29, referring claim of Eva S. Christensen to the Percy H. Goodwin Company, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

The Mayor asked that the hearing on the San Diego Neon Sign Co.'s appeal from the decision of the Planning Commission in denying be brought up at this time, inasmuch as Mr. Al Harper and Mr. D. D. Williams were present, but that the Planning Director had not appeared.

The Mayor recognized Mr. Harper and asked if he wished to be heard.

Mr. Harper told of the 15-ft high sign which had been denied by the Planning Commission for the Piggly Wiggly Store at 3780 Mission Boulevard, and showed a drawing of the sign.

Mr. D. D. Williams, of the Piggly Wiggly stores told of the location and explained to the Mayor who asked the questions (the Mayor having been absent when the matter was before the Council at the time this hearing was set) that the height applied for is needed in order that the sign may be seen.

No one appeared, in answer to the Mayor's invitation to be heard, in protest.

RESOLUTION NO. 98472, recorded on Microfilm Roll No. 29, sustaining the appeal of San Diego Neon Sign Company and D. D. Williams of the Piggly Wiggly Stores from the Planning Commission's decision in connection with application for a sign at 3780 Mission Boulevard, overruling said decision, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

At the conclusion of the hearing in the Piggly Wiggly Stores sign matter, the Planning Director appeared at the meeting, and the Mayor told him that the sign had been granted.

The Planning Director said he regretted being late for the hearing, but that he had been appearing in the City's behalf before the Board of Supervisors, in a matter of interest to the City.

RESOLUTION NO. 98473, recorded on Microfilm Roll No. 29, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the installation of concrete walks, drive, lawn, sprinkler system and the landscaping of the area adjacent to Montgomery Field (Gibbs Municipal Airport) office building, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending granting excess width driveways to Standard Oil Company on Midway Drive and Frontier Street, was presented.

RESOLUTION NO. 98474, recorded on Microfilm Roll No. 29, granting permission to Standard Oil Company of California (through F. E. Young Construction Co.) to install two 40-foot driveways on the northeasterly side of Midway Drive, southeasterly from Frontier Street, adjacent to Pueblo Lot 243, commencing at the intersection of Midway Drive and Frontier Street and extending 40 feet southeasterly on Midway Drive, and commencing 70 feet from the ~~east~~ end of said driveway and extending 40 feet southeasterly on Midway

Drive, or 110 feet from the intersection of Midway in connection with a new service station, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Communication from the City Manager recommending granting excess width driveway to George Lucas on Vista Del Mar, was presented.

RESOLUTION NO. 98475, recorded on Microfilm Roll No. 29, granting permission to George Lucas, 1048 Wilbur Street, to install a 49-foot driveway on the west side of Vista Del Mar Avenue, between Kolmar and Rosemont, (6612 Vista Del Mar Avenue), adjacent to Lots 3 and 4 Block 10 La Jolla Strand, La Jolla, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending granting excess width drive-ways to Safeway Stores on Garnet Street at Ingraham Street, was presented.

RESOLUTION NO. 98476, recorded on Microfilm Roll No. 29, granting permission to Safeway Stores, Inc., 3484 Adams Avenue, San Diego 16, to install three 28-foot driveways and two 29-foot driveways on the north side of Garnet Street, east of Ingraham Street, all adjacent to Lots 25 to 40 Block 202 Pacific Beach, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from San Diego Parlor No. 108, dated June 21, 1950, signed by L. J. Crouch, president, and James N. Willits, recording secretary, requesting funds in the Budget for maintenance of Historic Mission Hills Cemetery, was presented.

There was little discussion in the matter, some members indicating that the residents of the immediate neighborhood cared for the cemetery, and Mr. Wincote said that some have thought that it is not now a suitable location and should be moved. One of the members of the Council said that Albert Mayrhofer, a prominent San Diegan had been interred there within the last two years. Comment was made that if said cemetery were to be maintained by the City, that it would then become necessary to assume maintenance of the historic cemetery in Old San Diego.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the communication was ordered filed.

Communication from Capt. John O. Flautt, Carlsbad By-the-Sea, favoring the Exposition in Balboa Park and commending Billy Rose for his efforts in the past and for the future Exposition, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

Communication from Miss Leda Klauber, 312 Gravilla Street, submitting copy of her letter to the San Diego Union, protesting the exposition in Balboa Park, making reference to Billy Rose as consulting director, quoting one of the Union's editorials which said "We do not want 'just bigness'; we want a better city, a cleaner city, a city that is economically sound", was presented. On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

The two communications relative to the Exposition were sent by the City Clerk, in accordance with Council director, for reply by the Vice Mayor.

Communication from Great American Indemnity Company, dated June 27, 1950, signed by Max H. Seeger, Representative, requesting denial of claim of Mrs. Mary Ellen Rhodes, 1360 Hornblend Street, arising out of a personal injury resulting from a fall, in the sum of \$8500.00, was presented.

RESOLUTION NO. 98477, recorded on Microfilm Roll No. 29, denying claim of Mrs. Mary Ellen Rhodes, 1360 Hornblend Street, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98478, recorded on Microfilm Roll No. 29, granting permission to R. E. Hazard Contracting Company to install and maintain a 12-inch concrete storm drain and two catch-basins in Gage Drive, along the westerly side of said street adjacent to Lots 1 and 2 Fairlawn Subdivision, and across Dupont Street to a point about 200 feet north of the northerly line of Dupont Street, for the purpose of carrying waste water from a portion of the newly constructed park and golf course adjacent to said Lots 1 and 2, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98479, recorded on Microfilm Roll No. 29, authorizing the Acting Hydraulic Engineer to issue a Change Order to M. H. Golden Construction Company for deletion of certain lime slurry equipment, consisting of pumps, tanks, piping, valves and appurtenances, as said items are shown on Issue No. 1 of contract drawings G-4, M-2, M-8 and N-9, and described in Sections 93.01 and 111.06 of the specifications, in connection with the construction of the Alvarado Filtration Plant, at an estimated decreased cost in the contract price of \$1,264.35, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98480, recorded on Microfilm Roll No. 29, authorizing the Acting Hydraulic Engineer to issue an Extra Work Order to M. H. Golden Construction Company for the installation of additional water stops, more particularly set forth in said Resolution, in connection with the construction of the Alvarado Filtration Plant, at an estimated additional cost of \$4,214.38, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98481, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute an Extension Agreement with Cleveland National Forest, extending a Cooperative Agreement with the Cleveland National Forest entered into in 1945, and bearing Document Number 355824, as modified by Supplementary Agreement bearing Document Number 404660, providing for fire protection service in return for the payment by The City of San Diego of a total of \$3240.00 per year in six monthly payments of \$540.00, said Extension Agreement to commence on the 1st day of July, 1950, and end on the 30th day of June, 1951, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98482, recorded on Microfilm Roll No. 29, authorizing and directing the Mayor to execute and deliver, on behalf of The City of San Diego, an appropriate communication to the District Engineer, Los Angeles District, Corps of Engineers, granting to said Corps of Engineers formal permission for entry upon land in Drucker's Addition and City Gardens, more particularly set forth in said Resolution, comprising a portion of a permanent right of way for the flood control channel of San Diego River, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98483, recorded on Microfilm Roll No. 29, authorizing the City Manager to enter into an agreement on behalf of The City of San Diego with the La Mesa, Lemon Grove & Spring Valley Irrigation District, wherein said District is given permission to utilize the north half of Lot 24 Block 7 La Mesa Townsite, now belonging to the City, for the purpose of operating a water pumping station, in consideration that the City be given the right to use the Murray Discharge water pipe line belonging to the District, in the event that said City needs the use of said line for transmission of water in an emergency, subject to cancellation by either party upon six months' written notice, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98484, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute an agreement with the State of California, by and through the President of the San Diego State College, providing for the installation of a ten-inch lateral sewer line connecting the San Diego State College Sewage system with the Mission Valley trunk sewer line in Alvarado Canyon, for which installation the State of California will pay the City of San Diego the sum of \$24,887 upon completion of said project, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98485, recorded on Microfilm Roll No. 29, authorizing and directing the City Auditor to draw a warrant in the sum of three thousand eight hundred forty-six dollars, payable to T. H. Sexton, County Clerk, instructing the Auditor to deliver said warrant to the City Attorney, authorizing and directing the City Attorney to perform any and all acts necessary to effectuate compromise of suit entitled "City vs. C. S. Bond, et al.," No. 158792 in the Superior Court for acquisition of fee title to real property more particularly set forth in said Resolution, to be used for a public free (Mission Valley Freeway) and that he be authorized and directed to pay to said C. S. Bond, et al., on behalf of the City and pursuant to said compromise, the sum of twenty-five thousand four hundred forty-six dollars, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98486, recorded on Microfilm Roll No. 29, electing Ray S. Jones, 3951 Normal Avenue, as a member of the City Planning Commission, to succeed Parke Ewing, resigned, to serve for a term of two years, or until his successor is elected and appointed and qualified, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98487, recorded on Microfilm Roll No. 29, appointing Councilman Chester E. Schneider as a member of the Board of Plumbing Examiners of The City of San Diego, to succeed ~~Councilman~~ Councilman George Kerrigan, resigned, to serve for a period of one year from and after the date of the adoption of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98488, recorded on Microfilm Roll No. 29, appointing Councilman Charles B. Wincote as the Council representative on the San Diego Co-Ordinating Council, to succeed Councilman George Kerrigan, resigned, to serve for a period of one year from and after the date of the adoption of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98489, recorded on Microfilm Roll No. 29, appointing Councilman George Kerrigan as the Council representative on the San Diego City-County Camp Commission, created by Ordinance No. 2639 (New Series) of the ordinances of The City of San Diego, adopted March 26, 1943, as amended, to succeed Councilman Vincent T. Godfrey, resigned, to serve for a period of one year from and after the date of the adoption of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98490, recorded on Microfilm Roll No. 29, appointing Councilman Franklin F. Swan as a director of the San Diego-California Club, to succeed Councilman Vincent T. Godfrey, resigned, to serve for a period of one year from and after the date of the adoption of said Resolution, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98491, recorded on Microfilm Roll No. 29, authorizing G. E. Courser, Chief of the Fire Department, to attend the conferences of the Pacific Coast Inter-Mountain Association of Fire Chiefs and the National Association of Fire Chiefs, to be held in San Francisco, California, September 11 to 15, inclusive, 1950, authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98492, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by Ethel Lane, beneficiary, and The First National Trust and Savings Bank of San Diego, trustee, bearing date May 16, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 9 and 10 Block 21 Reed and Hubbell's Addition, and a portion of Alley closed in Block 21 Reed and Hubbell's Addition closed by Ordinance No. 3376 August 17, 1908, to the right of way and easement for sewer purposes, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98493, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by The First National Trust and Savings Bank of San Diego, beneficiary, and The First National Trust and Savings Bank of San Diego, trustee, bearing date May 19, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lots 9 and 10 Block 21 Reed and Hubbell's Addition, and portion of Alley closed in Block 21 Reed and Hubbell's Addition closed by Ordinance No. 3376 August 17, 1908, to the right of way and easement for sewer purposes heretofore conveyed to the City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of this resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98494, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by La Jolla Federal Savings and Loan Association, beneficiary, and Security Trust & Savings Bank of San Diego, trustee, bearing date June 14, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 1 F. T. Scripps' Addition, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98495, recorded on Microfilm Roll No. 29, accepting subordination agreement executed by Jerome C. Christie and Letitia Christie, beneficiaries, and Southern Title & Trust Company, trustee, bearing date June 9, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 1 F. T. Scripps' Addition, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98496, recorded on Microfilm Roll No. 29, accepting deed of Frank Cooke and Ada Annie Rose Cooke, bearing date June 7, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 1 F. T. Scripps' Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same La Jolla Boulevard, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98497, recorded on Microfilm Roll No. 29, accepting deed of Gwendolyn M. Parsons, bearing date June 14, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 1 F. T. Scripps Addition, setting aside and

dedicating the same to the public use, and naming the same La Jolla Boulevard, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98498, recorded on Microfilm Roll No. 29, accepting deed of Daniel A. Noble and Edith M. Noble, bearing date June 20, 1950, conveying portions of Lots 12, 13, 17, 18, 19, 20 Block 1 Marilou Park, setting aside and dedicating the same to the public use as and for a public street, and naming the same Federal Boulevard, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98499, recorded on Microfilm Roll No. 29, accepting deed of John H. Lovett and Lucille Lovett, bearing date July 27, 1948, conveying an easement and right of way for street purposes in portion of Lot 1 Marcellena Tract, setting aside and dedicating the same to the public use as and for a public street, and naming the same Collwood Boulevard, authorizing and directing the City Clerk to record said deed in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98500, recorded on Microfilm Roll No. 29, accepting deed of Lee Arvel Lane, bearing date May 11, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 9 and 10 Block 21 Reed and Hubbell's Addition, and a portion of Alley closed in Block 21 Reed and Hubbell's Addition by Ordinance No. 3376 adopted August 17, 1908, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98501, recorded on Microfilm Roll No. 29, accepting deed of Vernon R. Dennis and Linna B. Dennis, bearing date June 20, 1950, conveying an easement and right of way for sewer purposes in portion of Alley closed in Block 21 Reed and Hubbell's Addition closed by Ordinance No. 3376 on August 17, 1908, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98502, recorded on Microfilm Roll No. 29, accepting deed of John N. Gross and Beatrice M. Gross, bearing date May 12, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 11, 12 and 13 Block 21 Reed and Hubbell's Addition, and portion of Alley in Block 21 closed by Ordinance No. 3376 on August 17, 1908, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98503, recorded on Microfilm Roll No. 29, accepting deed of Maxine G. Frank, bearing date June 21, 1950, conveying an easement and right of way for sewer purposes in portion of Lots 48 and 49 Block 250 University Heights, and street adjoining said premises on the east as closed July 11, 1910 by Resolution 4186, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98504, recorded on Microfilm Roll No. 29, accepting deed of Hugh V. Knox and Jennie R. Knox, bearing date June 2, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 5 of Partition of Pueblo Lot 1783, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98505, recorded on Microfilm Roll No. 29, accepting deed of Lawrence E. Rickey and Enola Rickey, bearing June 9, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 10 Block 2 J. T. Corcoran's Resubdivision of portion of Block 2 J. G. Burnes' Addition to La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98506, recorded on Microfilm Roll No. 29, accepting deed of James Mazzara and Angeline Mazzara, bearing date June 22, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 3 of Partition of the East Half of

Pueblo Lot "G" and a strip of land adjoining Lot 3 of Partition of East Half of Pueblo Lot "G" designated on map as "Road" according to Map thereof No. 796 filed in the office of the County Recorder, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98507, recorded on Microfilm Roll No. 29, accepting deed of Herman Miller, Blanche A. Miller, M. Bert Fisher, Mae Fisher, Albert Steinbaum, Roberta Steinbaum, Morris Steinbaum, and Frieda Steinbaum, bearing date May 3, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 67 Rancho Mission of San Diego, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98508, recorded on Microfilm Roll No. 29, accepting subordination agreement, executed by Lillian Perry Edwards, beneficiary, bearing date April 22, 1950, wherein "said parties" subordinate all their right, title and interest in and to a portion of Lot 67 Rancho Mission of San Diego, to the right of way and easement for sewer purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

ORDINANCE NO. 4451 (New Series), recorded on Microfilm Roll No. 29, fixing the salary of the Hydraulic Engineer, in the Unclassified Service, for the fiscal year 1950-1951, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the agenda:

Petition of Kiwanis Club of Linda Vista, signed by Reginald C. Smith, dated June 28, 1950, requesting permission to erect temporary structures for Martin's United Shows from June 30 through July 9, 1950, in the parking lot adjacent to the Linda Vista Plaza, to raise money for the Boy Scout Area, was presented.

Also accompanying the petition was application to the City Treasurer for issuance of permit "No fee", with the notation: "Not approved for Free License Social Welfare Dept."

RESOLUTION NO. 98509, recorded on Microfilm Roll No. 29, authorizing Martin's United Shows of Los Angeles, sponsored by the Kiwanis Club of Linda Vista, to conduct a carnival in Linda Vista, at Comstock and Ulric Streets, for charity for the purpose of raising funds for the construction of Boy Scout Headquarters in Linda Vista, from June 30 to July 9, inclusive, 1950, subject to the payment of all regular fees, was on motion of Councilman Kerrigan, seconded by Councilman Dail, adopted.

ORDINANCE NO. 4452 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$1200.00 from the Unappropriated Balance Fund, for the purpose of providing funds for additional improvements at the Balboa Park Bowl, consisting of the acquisition of 252 permanent type seats, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Kerrigan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4453 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$724.71 from the Unappropriated Balance Fund, for the purpose of paying the claim of Buel-Town Co. for refund of portion of contrigution heretofore made by said company towards the construction of a storm drain at Hancock and Coutts Streets, was on motion of Councilman Wincote, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Prior to the adoption of Ordinance No. 4453, the City Manager explained the matter to the Council.

RESOLUTION NO. 98510, recorded on Microfilm Roll No. 29, accepting bid of S. F. Nielsen, doing business as Nielsen Construction Co. for construction of Linda Vista Branch Library, on Linda Vista Road north of Ulric Street as located on the Site Plan, at the lump sum price set forth in said bid with the deduction from Alternate No. 1, to-wit: \$38,798.00, authorizing and empowering the City Manager to execute a contract for said construction with said Nielsen Construction Co., was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98511, recorded on Microfilm Roll No. 29, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, a contract with San Diego Testing Laboratory for sub-surface explorations in connection with the construction of the Sunset Cliffs Boulevard Bridge over the San Diego River Flood Control Channel, for which services The City will agree to pay a sum not to exceed \$4,000.00, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Prior to adoption of said Resolution, the City Manager and the Planning Director explained the matter to the Council.

RESOLUTION NO. 98512, recorded on Microfilm Roll No. 29, authorizing the City Manager to issue an Extra Work Order to Johnson Western Gunite Company for the performance of extra work necessary in connection with the construction of drainage facilities at the Witherby Street underpass, the cost of which extra work is estimated to be \$3,740.26, granting an extension of 135 calendar days in which to complete the construction of said drainage facilities, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Prior to adoption of said Resolution, the City Manager explained that the extra work was required due to the contractor having encountered concrete and other material which had been dumped into a bog under the paving.

Some members of the Council wondered if the condition had been known it might have influenced some of the bids. The City Manager replied that there was no way of knowing of the condition.

ORDINANCE NO. 4454 (New Series), recorded on Microfilm Roll No. 29, appropriating the sum of \$5,000.00 from the Traffic Safety Fund, for the purpose of providing funds to defray the cost of extra work necessary in connection with the construction of drainage facilities at the Witherby Street underpass, was on motion of Councilman Wincote, seconded by Councilman Dail, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Dail, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Councilman Schneider requested, and was granted, unanimous consent to present the next matters, not listed on the agenda:

Communication from the Planning Director recommending adoption and approval of the final map of Hermosillo Manor, subject to posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 98513, recorded on Microfilm Roll No. 29, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Anderson Homes Incorporated, for the installation and completion of the unfinished improvements and the setting of the monuments required for Hermosillo Manor, authorizing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98514, recorded on Microfilm Roll No. 29, adopting Map of Hermosillo Manor, being subdivision of portion of Lot 12 of Rancho Mission of San Diego, more particularly described in said Resolution, accepting Pons Street, Cadman Street, Porter Street, Jamacha Road, Tibbett Street and a portion of Lisbon Street and unnamed easements shown thereon for public purposes, declaring said streets, portion of a street and unnamed easements to be public streets and easements and dedicated to the public use, authorizing and directing the Clerk of the City of San Diego to endorse upon said map as and for the act of the Council that said streets and easements are accepted on behalf of the public as hereinbefore stated, authorizing and directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

At this time a majority of the members of the Council executed the following contracts with San Diego Gas & Electric Company, for the furnishing of electric current for the lighting of the ornamental street lights located in: Garnet Street Lighting District No. 1, Sunset Cliffs Lighting District No. 1, Presidio Hills Lighting District No. 1, Crown Point Lighting District No. 1.

Councilman Dail requested, and was granted, unanimous consent to present for Council consideration, the next item, not listed on the agenda:

Councilman Dail brought up the matter of estimates made by the City Engineer on 1911 Public Improvement Proceedings, particularly the relationship between the Engineer's estimates and the actual bids, expressing the belief that the variance between the two is too great.

The City Manager spoke regarding the changed method now being used in making the estimates. He said that the Engineer estimates "slightly on the up-side".

Councilman Dail said that alarm is caused among property owners at the hearing on high estimates

Councilman Schneider was excused at this point.

Swan

Councilman/wondered if contractors believe the estimates are high "in order to make a showing".

Councilman Dail wanted the City Manager to get the relation between estimates and bids for the last year. (No motion was made, however).

Councilman Schneider returned to the meeting.

The City Manager made a verbal report on analysis which has been made by the City Engineer in the past. He said that the Engineer will correct the procedure.

Councilman Wincote wanted a report on savings made by the combining of petitions on 1911 Public Improvement Proceedings on various jobs "percentagewise". (No motion was made, but the City Manager said that he would give an estimate.

Councilman Swan asked for a reduction in the time for running a 1911 Act Proceeding. He expressed the belief that it is now much too long.

The City Attorney spoke, saying that there is more delay in the proceedings than just the legal steps. He said he has talked with City Attorneys from several California cities, who informed him that their cities employ outside legal steps and engineers. Also, he said that San Diego "does more in one week than most cities do in a year".

The City Manager informed the Council that there is a shortage of engineering help. He said that the heavy engineering work required in connection with the great numbers of subdivisions is also causing an additional piling up of work in the Engineering Department. The City Manager said that the subdivision engineering has to be done as rapidly as possible, and that such work pays for itself. He said, further, that he is going to ask the Council for extra work in the City Engineer's Department.

No action was taken in connection with the matter just discussed.

On motion of Councilman Schneider, seconded by Councilman Wincote, the Council took a recess, at the hour of 10:55 o'clock A.M., until the hour of 2:00 o'clock P.M., this date.

Upon reconvening, at the hour of 2:05 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Mayor Knox.

Absent----Councilman Godfrey.

The Mayor announced that the second of the two scheduled hearings on the Appropriation Ordinance for the fiscal year 1950-1951 had been set for this time, and he invited anyone in the audience to be heard.

Mrs. L. M. Richardson, 3453 Elliott Street, spoke. She said that taxes upon some of her unimproved lands had been increased 400%.

The Mayor explained to Mrs. Richardson that the City's rates will be about the same as last year, or less.

The Mayor said that the increase is not due to City expenditures, and he asked John F. Borchers, Manager & Assistant Secretary of San Diego Taxpayers' Association, who was present, to explain the matter to Mrs. Richardson.

Mr. Borchers said that the cost to the County of San Diego in transfer of relief matters from the State of California to the County of San Diego is largely responsible to the County's increased budget and tax levy.

Members of the Council pointed out that the City has only one third or less of the total taxes.

Councilman Godfrey entered the meeting at this time.

Leon Noel, representing San Diego Tax Payers' Association, spoke. He read a prepared statement, which he later filed. The communication complimented, rather than criticized the City on its forthcoming budget, which was called "economical".

The Mayor thanked Mr. Noel, and asked him to take back to the Board of Directors of San Diego Tax Payers' Association the City's thanks for the kind statements made.

Earl Carey, representing the American Tunaboat Association; George Heyneman, and J. M. Bourus, neither of whom identified an affiliation, endorsed the sentiments expressed by Mr. Noel.

The Mayor declared the hearing closed at this time, upon motion of Councilman Schneider, seconded by Councilman Godfrey.

On motion of Councilman Schneider, seconded by Councilman Dail, the meeting was adjourned, at the hour of 2:25 o'clock P.M.

ATTEST:
FRED W. SICK, City Clerk

George Kerrigan
Vice Mayor of The City of San Diego, California

By August M. Hadstrom
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Wednesday, July 5, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:04 o'clock A.M.

Present--Councilmen Wincote, Schneider, Kerrigan, Dail
Absent---Councilmen Swan, Godfrey, Mayor Knox
Clerk----Fred W. Sick

In the absence of Mayor Knox from the City, Vice Mayor George Kerrigan acted as Chairman.

The Vice Mayor invited those in attendance at the meeting to avail themselves of copies of the Council's agenda.

The Minutes of the Regular Meeting of Tuesday, June 27, 1950, and the Regular Meeting of Thursday, June 29, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Wincote, were approved without reading, after which they were signed by the Vice Mayor.

Councilman Swan entered the meeting at this time.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in Resolution of Intention No. 97693, the clerk reported that four bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of R. E. Hazard Contracting Co., accompanied by bond written by Pacific Indemnity Company in the sum of eighteen hundred dollars, which bid was given Document No. 419806;

The bid of V. R. Dennis, an individual doing business as V. R. Dennis

Construction Co., accompanied by bond written by Continental Casualty Company in the sum of eighteen hundred dollars, which bid was given Document No. 419807;

The bid of Griffith Company, accompanied by bond written by National Surety Corporation in the sum of eighteen hundred dollars, which bid was given Document No. 419808;

The bid of Daley Corporation, accompanied by bond written by Glens Falls Indemnity Company in the sum of two thousand dollars, which bid was given Document No. 419809.

On motion of Councilman Wincote, seconded by Councilman Dail, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, being the latest time set for the receiving of bids for the paving and otherwise improving of G Street and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 97765, the clerk reported that two bids had been received, which bids were presented to the Council and on motion duly made and seconded, were opened and publicly declared.

Said bids were as follows:

The bid of V. R. Dennis, an individual doing business as V. R. Dennis Construction Co., accompanied by bond written by Continental Casualty Company in the sum of twenty-three hundred dollars, which bid was given Document No. 419810;

The bid of William M. Penick and Lloyd T. Penick, copartners doing business under the firm name of T. B. Penick & Sons, accompanied by bond written by Massachusetts Bonding and Insurance Company in the sum of one thousand eight hundred dollars, which bid was given Document No. 419811.

On motion of Councilman Wincote, seconded by Councilman Schneider, said bids were referred to the City Manager and to the City Attorney for report and recommendation.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing had been continued from the meeting of June 27, 1950, for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, within the limits and as particularly described, the Vice Mayor inquired if any interested persons were present who desired to be heard in connection with further evidence. (in Resolution of Intention No. 98042)

George Banks, 1016 Oliver Street, said that he and Dr. Mayse had seen the property owners on Dawes Street who had protested at the original hearing. He said that they not only favored the improvement, but that there are now more property owners who desire the work than there were on the original petition. (Mr. Banks was a speaker at the first hearing, representing 11 property owners who signed a protest). He thanked the Council for its consideration, and said all appeared to be happy with the prospects of the work proposed.

RESOLUTION NO. 98515, recorded on Microfilm Roll No. 30, overruling and denying protests of Kenneth and Louise Gardner, Michael J. Mericantante and others, George W. Banks and others, against the proposed improvement of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street and Pacific Beach Drive, within the limits and as particularly described in Resolution of Intention No. 98042, overruling and denying all other protests thereon, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

After adoption of said Resolution No. 98515, Dr. Mayse spoke, saying that he concurred in the statements made by Mr. Banks, and that the protests on Dawes Street had been withdrawn.

On motion of Councilman Dail, seconded by Councilman Wincote, the proceedings were referred to the ~~City Manager and to the~~ City Attorney for preparation and presentation of the next step.

The hearings under Resolutions of Preliminary Determination for the paving and otherwise improving of the Alley in Block 52 Fairmount Addition and for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park and Alley in Block 94 Ocean Park were continued temporarily, inasmuch as there were not enough members present to adopt a Resolution of Feasibility thereon. (Hearing on the two proceedings will be shown later in these Minutes).

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of Roman Catholic Bishop, by Msgr. Laurence Forristal, from the Zoning Committee's decision in denying request for variance to Ordinance No. 12321, to permit the construction of addition to the existing church with a "zero setback" on the westerly corner of Evergreen and Addison Streets, in Zone R-4, a report from the Zoning Engineer thereon was read.

The report pointed out that the petition did not bear any signatures of surrounding property owners, that other structures in the area seem to have maintained reasonable setbacks from the streets.

Councilman Swan questioned Msgr. Forristal about the hearing. He replied that the Bishop had been represented by the architect who apparently was not aware of the necessity for presenting plans, etc. He said, further, that signatures had now been obtained on the otherside of the street. He stressed the fact that the church is over-crowded and that it will continue to be more crowded. Msgr. Forristal said that the area behind the church is used for playground purposes, and that if the church must build its addition at the back there would not be enough area for a playground and that the school operated in connection with the church might have to be abandoned. The addition proposed, he said, would be a lean-to, and not would not block the view of nearby property owners and residents. He pointed out, upon being questioned on the need for early action, that the work should be done while the school children are on vacation.

Councilman Schneider urged that the matter be referred back to the Zoning Committee for presentation of new evidence in connection with the new signatures and for the showing of the plans.

Msgr. Forristal said that the petition had been denied by the Zoning Committee before the Bishop's representative could arrive to be heard.

The Zoning Engineer, checking from the record of the hearing, said that the architect was not only present, but that he spoke for the variance. He told, also, about the requirements in connection with appeals.

The Msgr. said that the addition would be 10 feet from the sidewalk, and on the property line.

The Zoning Engineer questioned the location of the property line, saying that the Planning Office, and a representative from the City Engineer's Office had been out to check the property, and they disagreed with the measurements as given by Msgr. Forristal.

It was proposed to continue the matter until Tuesday of next week in order to have all parties bring in the necessary maps. However, it was felt that time might be saved for the church if the matter were brought up for further consideration at tomorrow's Council meeting, and all agreed to attempt to have the information available at that time.

On motion of Councilman Schneider, seconded by Councilman Dail, said hearing was continued until the hour of 10:00 o'clock, Thursday, July 6, 1950.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of F. H. Augustus from the Zoning Committee's decision in denying by its Resolution No. 4749 the application No. 8271 of Fred H. and Anna M. Augustus for variance to permit construction of two apartments over an existing residence and garage with 22 inch sideyard, the second floor addition to observe yard requirements, on Lot A Block 30 Mission Beach, at 709 Cohasset Court, in Zone R-4, a report from the Zoning Engineer was presented and read.

A protest from David Killman, owner of property located at 721 Cohasset Court, was presented and read.

The report stated that the Committee was not opposed to construction of the additional living unit above the existing building complying with yard requirements on the 2nd floor but had denied the request because the owner could not provide any additional off-street parking for the additional living units, there now being two garage spaces for two existing living units.

The appellant was not present to be heard in the matter.

Councilman Schneider offered objection to the Committee's denial on the grounds of not providing for additional parking, stating that there is no City ordinance requiring parking areas.

The City Attorney said that the Zoning Committee may impose reasonable conditions in connection with variances, inasmuch as variances are not a right but a privilege. He pointed that the requirements for the providing of sufficient parking facilities is are proper.

The Zoning Engineer made a verbal report, in response to questions from the Council, Mr. Schneider, in particular. He told of the requirements for setbacks on lots of various widths, in relation to the sideyards.

Councilman Swan spoke of the crowded conditions in Mission Beach, both as they relate to the housing and to the matter of parking.

Councilman Swan moved to deny the appeal and sustain the decision. There was further discussion before the motion was seconded by Councilman Schneider.

Before the second, the City Attorney informed the Council that it would take 5 votes to overrule the Zoning Committee's decision.

RESOLUTION NO. 98516, recorded on Microfilm Roll No. 30, denying the appeal of F. H. Augustus from the Zoning Committee's decision in denying by its Resolution No. 4749 application No. 8271 of Fred H. and Anna M. Augustus for variance to permit construction of two apartments over an existing residence and garage with 22 inch sideyard, the second floor addition to observe yard requirements, on Lot A Block 30 Mission Beach, at 709 Cohasset Court, in Zone R-4, and sustaining said decision, was on motion of Councilman of Councilman Swan, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4455 (New Series), recorded on Microfilm Roll No. 30, fixing, adopting and approving an Annual Fiscal Budget for the Fiscal Year 1950-1951, approving the amounts therein estimated for the needs of The City of San Diego and the various departments thereof, and appropriating out of the treasury the necessary moneys to carry on the City and the operation of the various departments for said Fiscal Year, was on motion of Councilman Schneider, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, ~~Mayor Knox~~. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Dail, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail. Nays---Councilmen None. Absent---Councilman Godfrey, Mayor Knox.

The final reading of such Ordinance was in full.

Claim of Elmer J. Dailey, by The Ohio Casualty Insurance Company, by R. William Clark, District Manager for San Diego County, 501-2 Orpheum Theater Bldg., San Diego, in the sum of \$144.72, for damage done to his automobile by a City-owned truck, was presented.

RESOLUTION NO. 98517, recorded on Microfilm Roll No. 30, referring claim of The Ohio Casualty Insurance Company, by R. William Clark, District Manager, for Elmer Jay Dailey, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98518, recorded on Microfilm Roll No. 30, ratifying, confirming and approving the tidelands lease with the State Department of Public Health, in B Street Pier, a copy of which is on file in the office of the City Clerk under Document No. 419736, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98519, recorded on Microfilm Roll No. 30, ratifying, confirming and approving the tidelands lease with E. H. Depew, being agreement for amendment to existing lease regarding area and rental, a copy of which is on file in the office of the City Clerk under Document No. 419734, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98520, recorded on Microfilm Roll No. 30, ratifying, confirming and approving the tidelands lease with James Ward, for restaurant in the Broadway Pier, a copy of which is on file in the office of the City Clerk under Document No. 419732, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for penetration treatment of shoulder areas Montgomery Field (Gibbs Municipal Airport), recommending award to R. E. Hazard Contracting Company, the low bidder, was presented.

RESOLUTION NO. 98521, recorded on Microfilm Roll No. 30, accepting bid of R. E. Hazard Contracting Company for penetration treatment of shoulder areas Montgomery Field (Gibbs Municipal Airport), awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, submitting Resolution authorizing bids for furnishing automotive equipment, for the Harbor Department, was presented.

RESOLUTION NO. 98522, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing one metal station wagon, two 1/2-ton pickup trucks, one 4-door sedan, for the Harbor Department, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98523, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to sell used pipe fittings and valves which are no longer desirable for use or retention by the City, belonging to the Sewage Treatment Plant Division, Department of Public Works, and temporarily stored at the Chollas Heights Yard, and the deduction of all expenses of advertisement and sale from the proceeds received from such sale, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on complaint from Mrs. Mona Williams, 3652 Columbia Street, regarding the existing traffic hazard at the intersection of Washington, India and Andrews Street, was presented. The report stated that a study is being made of the complex situation and that installation of traffic signals is not the solution of the problem, also that the change in street names as suggested would have to come from property owners on the affected streets, recommended filing.

On motion of Councilman Schneider, seconded by Councilman Wincote, the City Manager's communication, and the matter upon which it reported, were ordered filed.

Communication from the Superintendent of Streets, bearing the Director of Public Works' signature and the City Manager's stamp of approval, recommending granting petition for closing 30' of 39th Street adjacent to Lots 25 through 32 in Block 93 City Heights, but that sufficient land be excluded for a corner radius at the intersection of 39th Street and Myrtle Avenue, was presented.

RESOLUTION NO. 98524, recorded on Microfilm Roll No. 29, granting petition for the closing of 30' of 39th Street adjacent to Lots 25 through 32 in Block 93 City Heights, excluding therefrom land for a corner radius at the intersection of 39th Street and Myrtle Avenue, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Attorney, signed by Harry S. Clark, Deputy, dated July 3, 1950, recommending acceptance of new easements in Furlow Heights Unit No. 1, and execution of quitclaim deed to former easement to correct a situation necessitated by court order to move a sewer line, was presented.

RESOLUTION NO. 98525, recorded on Microfilm Roll No. 30, authorizing and directing the Mayor and City Clerk to execute a quitclaim deed for a right of way for a public sewer and appurtenances thereto in a portion of Lot 27 Block 4 Furlow Heights Unit No. 1 as later modified by Superior Court Case No. 149178, in exchange for another easement affecting the same property, authorizing and directing the City Clerk to transmit said quitclaim deed to Furlow & Associates, 5105 El Cajon Boulevard, San Diego 5, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98526, recorded on Microfilm Roll No. 30, accepting deed of easement and right of way for Furlow & Associates, bearing date the 26th day of June, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 27 Block 4 Furlow Heights Unit No. 1, lying within a strip of land 8.00 feet in width 4.00 feet on each side of the line particularly described in said deed, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Attorney, signed by Shelley J. Higgins, Assistant City Attorney, bearing date June 30, 1950, returning to the Council the petition of Mayme G. Shaver for permission to construct a sidewalk in front of her property at 1639 28th Street, 3 feet in width, and communication from the City Manager recommending granting, without the Resolution granting the same, because Ordinance No. 10508 as amended by Ordinance No. 3838 (New Series) forbids the construction of a sidewalk of less than 5 feet in width in any area of the City outside of the central business zone and provides that all of such sidewalks must be constructed to the official grade of the street, stating that the Council has no power to violate the provisions of said Ordinances, was presented and read.

On motion of Councilman Dail, seconded by Councilman Schneider, the matter was ordered filed.

(Mayme G. Shaver had asked for permission to construct the sidewalk at her own risk, referring to future establishment of the grade upon portion of ungraded 28th Street).

Communication from the City Attorney, signed by Harry S. Clark, Deputy, dated June 26, 1950, and approved by the City Attorney, reporting upon the Council's question if restrictions can now be placed upon the variance granted to C. Kelvin Savell and Audrey M. Savell for construction and operation of "custom-made furniture shop with some refinishing and repairing", which variance had been denied by the Zoning Committee, was presented. The opinion is expressed that the matter would have to be referred back to the Zoning Committee for its recommendation in the matter, in view of the fact that the City Council on the appeal by its Resolution No. 98007 was final.

On motion of Councilman Wincote, seconded by Councilman Dail, the matter was referred to the Zoning Committee.

Communication from the Planning Commission recommending approval of the Final Map of Dellcrest, subject to the posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 98527, recorded on Microfilm Roll No. 30, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Whitney Waterman, Jr. and Dell H. Waterman, for the installation and completion of the unfinished improvements for Dellcrest, directing the City Engineer to present an Ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98528, recorded on Microfilm Roll No. 30, adopting Map of Dellcrest, being a subdivision of portion of Pueblo Lot 1262, accepting Mar Avenue, Dellcrest Lane and portion of Rhoda Drive and unnamed easements shown thereon for public purposes, declaring said streets and unnamed easements to be public streets and easements and dedicated to the public use, authorizing and directing the Clerk of the City of San Diego to endorse upon said map as and for the act of the Council that said streets and easements are accepted on behalf of the public, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission recommending suspension of 5 sections of the Subdivision Ordinance relating to the Tentative Map of Collwood Terrace, was presented.

RESOLUTION NO. 98529, recorded on Microfilm Roll No. 30, suspending Sections 3I2, 3J8 and 3I3, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Collwood Terrace, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Collwood Terrace Unit No. 1, a unit of the 365-lot Collwood Terrace subdivision in portions of Lots 4, 5, 6, 11, 12, 13, 17 Marcellena Tract and portion of Lot 22 of Rancho Mission, located south of Montezuma Road and between 54th Street and College Avenue, subject to conditions set forth, was presented.

RESOLUTION NO. 98530, recorded on Microfilm Roll No. 30, approving the Tentative Map of Collwood Terrace Unit No. 1, subject to 9 conditions more particularly set forth in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission recommending approval of the Tentative Map of Collwood Terrace Unit No. 4, subject to conditions set forth, was presented.

RESOLUTION NO. 98531, recorded on Microfilm Roll No. 30, approving the Tentative Map of Collwood Terrace Unit No. 4, subject to 9 conditions more particularly set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from Percy H. Goodwin Company, signed by F. W. Brachler, Loss Service Dept., dated June 30, 1950, announcing payment of T. E. Gathright claim, in the amount of \$30.50, and acceptance of release, was presented.

On motion of Councilman Swan, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Great American Indemnity Company, signed by Max H. Seeger, Representative, dated June 28, 1950, requesting denial of Mrs. B. Simmons claim, in the amount of \$23.50 arising out of personal injury at 4144 University Avenue, was presented.

RESOLUTION NO. 98532, recorded on Microfilm Roll No. 30, denying claim of Mrs. B. Simmons, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Communication from F. L. McMechen, 2935 Nutmeg Street, San Diego 4, offering a six-foot easement to the City of San Diego for main sewer in his property located in Blocks 1 and 3 Park Addition, upon various conditions set forth therein, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, said communication was referred to the City Manager.

Communication addressed to "The Interested Parties", from Public Utilities Commission, State of California, regarding development of a program on a priority basis to effect grade separations between railroads and public highways in California from a public interest standpoint, attaching formulas employed by various other states, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from San Diego Chapter, The American Institute of Architects, signed by George C. Hatch, President, dated June 28, 1950, proposing Mr. Donald Campbell, 1250 Prospect Street, La Jolla, as a candidate for appointment to fill the existing vacancy in the City Planning Commission, for various reasons set forth in said communication, was presented.

The Vice Mayor indicated that the vacancy did not exist, as supposed, and that the resignation as alleged had never been filed.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

RESOLUTION OF AWARD NO. 98533, recorded on Microfilm Roll No. 30, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in University Avenue Lighting District No. 2, for a period of one year from and including March 16, 1950, to and including March 15, 1951, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION OF AWARD NO. 98534, recorded on Microfilm Roll No. 30, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in El Cajon Boulevard Lighting District No. 2, for a period of one year from and including March 5, 1950, to and including March 4, 1951, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION OF AWARD NO. 98535, recorded on Microfilm Roll No. 30, accepting bid of San Diego Gas & Electric Company for the furnishing of electric current for the lighting of the ornamental street lights located in Talmadge Park Lighting District No. 4, for a period of one year from and including April 1, 1950, to and including March 31, 1951, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 98536, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 51 Ocean Beach, within the limits and as particularly described in Resolution of Intention No. 98040, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 98537, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Tourmaline Street and Sapphire Street, within the limits and as particularly described in Resolution of Intention No. 98043, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 98538, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Bayard Street, within the limits and as particularly described in Resolution of Intention No. 98041, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

RESOLUTION ORDERING WORK NO. 98539, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 3 Carmel Heights, within the limits and as particularly described in Resolution of Intention No. 98039, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98540, recorded on Microfilm Roll No. 30, directing notice of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of Clinton Street and 38th Street, within the limits and as particularly described in Resolution of Intention No. 96362, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98541, recorded on Microfilm Roll No. 30, directing notice of filing of assessment and of the time and place of hearing thereof, for the paving and otherwise improving of Udall Street, within the limits and as particularly described in Resolution of Intention No. 96295, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98542, recorded on Microfilm Roll No. 30, ascertaining and declaring wage scale for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98543, recorded on Microfilm Roll No. 30, ascertaining and declaring wage scale for the paving and otherwise improving of Columbia Street, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98544, recorded on Microfilm Roll No. 30, ascertaining and declaring wage scale for the paving and otherwise improving of the Alley in Block 187 City Heights, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98545, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage scale for the paving and otherwise improving of Plum Street, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION OF INTENTION NO. 98546, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Tolman Street and the Alley Adjacent to Block 4 Sunrise Tract, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION ORDERING WORK NO. 98547, recorded on Microfilm Roll No. 30, for the closing of portions of Plum Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98548, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of the Alley in Block 175 University Heights, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98549, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of Savoy Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98550, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of Pyncheon Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98551, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of Jewell Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98552, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of the Alley in Block 13 Point Loma Heights, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98553, recorded on Microfilm Roll No. 30, granting petition for paving and otherwise improving of Columbine Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, directing the City Engineer to consolidate said assessment district with the assessment districts heretofore ordered by Resolutions numbered 93540 and 88535 for the improvement of portions of Quince Street, Pepper Drive and Snowdrop Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98554, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of Wightman Street and Shiloh Road, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98555, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of Teak Street, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98556, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of the Alley in Block 323 Reed and Daley's Addition, directing the City Engineer to furnish a description of the assessment district and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98557, recorded on Microfilm Roll No. 30, granting Property Owner permission to grade and pave, and install sewer laterals in the Alley in Highland Gardens, bounded by Dayton Street, Gilbert Drive, 55th Street and El Cajon Boulevard, by private contract, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98558, recorded on Microfilm Roll No. 30, determining, pursuant to the provisions of Section 2052 of the Streets and Highways Code, as amended by Collier-Burns Highway Act of 1947, streets to be Major City Streets: Adams Avenue, Wabash Boulevard, 40th Street, Ward Road, Wabash Avenue Branch, Nile Street Branch, Poplar Street Branch, Garnet Street, Balboa Avenue, Imperial Avenue, Sunset Cliffs Boulevard, Midway Drive, Ventura Boulevard, Mission Boulevard, Turquoise Street, La Jolla Boulevard, Pearl Street, Girard Avenue, Torrey Pines Road, Ardath Road, Montezuma Road, Camino del Rio, University Avenue, 30th Street, Fern Street, Lowell Street, Wabaska Drive, Washington Street, West Point Loma Boulevard, Midway Drive, B Street, C Street, Broadway, Euclid Avenue, 54th Street, Collwood Boulevard, all within the limits as more particularly shown in said Resolution, endorsing and recommending the proposed System of Major City Streets to the State Division of Highways for its approval, directing the City Clerk to file two certified copies thereof with the State Division of Highways, repealing Resolution No. 97469 adopted April 4, 1950, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Petition of John H. Devaney, 4764 Dawes Street, for permission to install sewer line between the property line and the sidewalk, to serve property at 1078-80 Missouri Street and 4758-60 Dawes Street, was presented, together with recommendation for approval from the San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98559, recorded on Microfilm Roll No. 30, granting permission to John H. Devaney, 4764 Dawes Street, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a northerly direction, parallel to the easterly line of Lots 21 and 22 Block 120 Pacific Beach Subdivision, to point of intersection with public sewer, to serve property at 1078-80 Missouri Street and at 4758-60 Dawes Street, on conditions set forth in said Resolution, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Petition of John B. Rogens, 1644 Reed Street, San Diego 9, for permission to install sewer line between the property line and the sidewalk was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan.

RESOLUTION NO. 98560, recorded on Microfilm Roll No. 30, granting permission to John B. Rogens, 1644 Reed Street, San Diego 9, to install a four-inch cast iron sewer line between the property line and the sidewalk, to be placed one foot outside the property line and run in a northerly direction parallel to the easterly line of Lot 21 Block 168 Pacific Beach Addition, to point of intersection with public sewer, to serve property at 2076 Emerald Street, on conditions set forth in said Resolution, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98561, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement between the City and the State of California, acting by and through its Director of Finance, with the consent and approval of the Director of Education, wherein and whereby the State grants to the City an easement for right of way and appurtenances for a public sewer in portion of Lot 67 Partition of Rancho Mission of San Diego, as more particularly described in said agreement and as shown on City Engineering Department Drawing 1418-D, attached to and by reference made a part of said agreement, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98562, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement between the City and the State of California, acting by and through its Director of Finance, with the consent and approval of the Director of Education, wherein and whereby the State grants to the City an easement for the purpose of a right of way for construction, operation and maintenance of a public sewer and appurtenances in portion of Lot 67 Partition of Rancho Mission of San Diego, according to description in said agreement and as shown on City Engineering Department Drawing 3909-B, attached to and by reference made a part of said agreement, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98563, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, an agreement between the City and Clay M. Summerville, for the operation of a concession to furnish food, beer and soft drinks at the Lower Otay Recreational area, for a period of one year commencing on the 1st day of July, 1950, and ending on the 30th day of June, 1951, for which concession the said Clay M. Summerville will pay to The City five percent of the gross receipts derived from the operation, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Councilman Godfrey entered the meeting at this time.

RESOLUTION NO. 98564, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, a contract for the employment of Royal A. Brown, as organist at the Spreckels Organ in Balboa Park, at a monthly compensation of \$227.00, payable on the 1st day of each and every month during the life of said contract, for a period no longer than the fiscal year beginning July 1, 1950 and ending June 30, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98565, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of The City of San Diego, a contract for the employment of Leonard L. Dowling as organ tuner at the Spreckels Organ in Balboa Park, at a monthly compensation of \$135.00, payable on the 1st day of each and every month during the life of said contract, for a period no longer than the fiscal year beginning July 1, 1950 and ending June 30, 1951, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98566, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager, for and on behalf of The City of San Diego, to execute a contract for the employment of John Davidson to do and perform all services required of him by the Director of Parks and Recreation in the maintenance and operation of the Serra Museum, etc., as more particularly set forth in said Resolution, and as prescribed by the Parks and Recreation Director or as recommended or suggested by the San Diego Historical Society, for the fiscal year commencing on the 1st day of July, 1950, and ending on the 30th day of June, 1951, at a monthly compensation of \$250.00, payable on the 1st day of each and every month during the life of said contract, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Prior to adoption of said Resolution, Councilmen Kerrigan and Schneider asked various questions in connection with the employment of Mr. Davidson, all of which were answered by the City Manager.

RESOLUTION NO. 98567, recorded on Microfilm Roll No. 30, authorizing the Director of the Water Department to send inspectors to the Los Angeles area for the purpose of inspecting, during its manufacture by the Southern Pipe and Casing Company, at Azusa, California, of pipe for the Bonita Pipe Line Replacement, beginning about July 10, 1950, and continuing for a period of approximately two months, and authorizing the incurring of the necessary expense therefor estimated at the sum of \$700.00, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, Councilman Swan asked about the need for such a trip. The City Manager reported that where material is made especially for The City of San Diego it is the custom to have it inspected at point of manufacture either by the City's own inspector or by one engaged for that purpose, and that where the inspection is done so close that it is to the City's advantage to use its own inspectors.

RESOLUTION NO. 98568, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute an agreement with the Guy F. Atkinson Company, in accordance with form thereof on file in the office of the City Clerk, for the removal of rock from lands jointly owned by the City of San Diego and the Ed Fletcher Company in conformity with blanket contract authorizing such removal and designated as Document No. 380215, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

Councilman Schneider questioned the "joint ownership". The City Manager explained the matter, saying that it is a good arrangement. He reported that the land had cost the City only about \$1,000.00, but that it had already sold \$10,000.00 worth of rock therefrom.

RESOLUTION NO. 98569, recorded on Microfilm Roll No. 30, authorizing F. A. Rhodes, Director of Public Works, to go to Sacramento, for the purpose of carrying on City business with the State Water Resources Board, during the month of July, 1950, and authorizing the incurring of all expenses necessary in connection with said trip, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98570, recorded on Microfilm Roll No. 30, accepting release of claim for damages executed by Henrietta S. Callender, also known as Henrietta S. Cecena, and William H. Callender, wife and husband, on the 26th day of June, 1950, releasing, remising and quitclaiming unto The City of San Diego all claims or causes of action whatsoever kind or nature for any injury or damage to them or Lots 5, 6, 7 Block 7 Haffenden & High's Addition to Sunnydale, in the County of San Diego, which in any way was or may be caused by the construction or maintenance of an access road to the Federal Boulevard Connection to the Wabash Freeway, to the extent only however that such road is constructed with respect to the above described real property, authorizing the City Clerk to file said release of claim, together with a certified copy of said Resolution, for record in the office of the Recorder of San Diego County, was on motion of Councilman Swan, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98571, recorded on Microfilm Roll No. 30, accepting grant deed of Edith Needham, bearing date June 29, 1950, conveying Lot 2 Block 19 Sellar's Addition, authorizing and directing the City Clerk to forward said deed to the Southern Title & Trust Company with directions that the same be filed for record in the office of the County Recorder of the County of San Diego, after all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98572, recorded on Microfilm Roll No. 30, accepting grant deed of Elizabeth Willits, bearing date June 20, 1950, conveying Lot 15 Block 5 Drucker's Subdivision of Pueblo Lot 218 and 244 of the Pueblo Lands of San Diego, excepting therefrom that portion, if any, heretofore or now lying below the Mean High Tide Line of Mission Bay, formerly False Bay, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder of the County of San Diego, after all escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Proposed Ordinance incorporating Lots 4, 5, 8, 9 Block 10 Roseville into "C" Zone, repealing Ordinance No. 32 (New Series) insofar as the same conflicts therewith, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, a hearing on said proposed Ordinance was set for the hour of 10:00 o'clock A.M., Tuesday, July 18, 1950.

The hearings which had been continued from the early part of this meeting were held at this time, on the following two street improvement proceedings:

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98192 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 52 Fairmount Addition to City Heights, and Polk Avenue, within the limits and as particularly described, the Clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98573, recorded on Microfilm Roll No. 30, determining that the proposed improvement of the Alley in Block 52 Fairmount Addition to City Heights, and Polk Avenue, within the limits and as particularly described in Resolution No. 98192 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98193 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98574, recorded on Microfilm Roll No. 30, determining that the proposed improvement of the Alley in Block 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, within the limits and as particularly described in Resolution No. 98193 of Preliminary Determination is feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and also finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The City Manager requested, and was granted, unanimous consent to present the following matters which were not listed on the agenda:

RESOLUTION NO. 98575, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to execute, for and on behalf of the City of San Diego, contracts for the employment of three full-time nurses for the operation of the Blood Bank for the next four months, at a compensation of \$250.00 per month for each of said nurses, was on motion of Councilman Schneider, seconded by Councilman Swan.

Prior to adoption of said Resolution the City Manager explained the matter to the Council.

Accompanying the Resolution was a communication from the Director of Public Health, addressed to the City Manager, recommending contracts for "Bleeding Nurses at the Blood Bank", for four months under amount of \$2,928.00 budgeted therefor.

The following matter was withdrawn from Council Conference, and brought up for consideration:

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, recommending acceptance of the bid of Ets-Hokin and Galvan, of San Diego, the low bidder, for installation of street lights at the Pan-American Plaza and adjacent area (Palisades area) in Balboa Park, and award of contract, was presented.

RESOLUTION NO. 98576, recorded on Microfilm Roll No. 30, accepting bid of Ets-Hokin and Galvan for the installation of street lights at the Pan-American Plaza and adjacent area (Palisades area) in Balboa Park, for the sum of \$16,340.00, and awarding contract, also authorizing and directing the City Manager to execute the same, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98577, recorded on Microfilm Roll No. 30, authorizing Dr. Joseph L. Wheeler to go to Cleveland, Ohio, during the American Library Association Convention, July 16 to 22, 1950, for the purpose of consulting with Miss Clara Breed, City Librarian, Mr. William Templeton Johnson, and Mr. Alfred Morton Githens on the preliminary plans for the new main Library Building, and authorizing the incurring of the necessary expenses for said trip payable out of the funds heretofore set aside and appropriated out of the Capital Outlay Fund for the construction of said new main Library Building, provided that the expenses shall not exceed the sum of \$100.00, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Prior to adoption of said Resolution, the City Manager explained the matter to the Council, expressing the belief that it would be to the City's advantage to carry out the arrangements authorized therein.

Also accompanying the Resolution was communication from Clara E. Breed, City Librarian, addressed to the City Manager, making such a recommendation on behalf of the Library Commission and herself.

There being no further business to come before the Council, the meeting was adjourned upon motion of Councilman Godfrey, seconded by Councilman Dail, at the hour of 11:00 o'clock A.M.

ATTEST: FRED W. SICK, City Clerk

By August M. Stadstrom

Deputy

George Kerrigan
Mayor of The City of San Diego, California

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Thursday, July 6, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail
Absent----Councilman Godfrey (Mr. Godfrey had been present in the Chambers, but had left to take a telephone call before the roll was called) and Mayor Knox
Clerk-----Fred W. Sick.

The Vice Mayor acted as Chairman, in the absence of Mayor Knox from the City.

The Vice Mayor presented a 5-year service award button to Councilman Charles C. Dail.

Councilman Godfrey entered the meeting at this time.

The continued hearing on the appeal of the Roman Catholic Bishop, by Msgr. Laurence Forristal, from the Zoning Committee decision in denying variance to permit construction of an addition to the existing Church with "zero setback" on the westerly corner of Evergreen and Addison Streets, in Zone R-4, was brought up at this time.

The Planning Director said that the matter is a "technicality", and recommended that the appeal be sustained and the Committee's decision be overruled.

RESOLUTION NO. 98578, recorded on Microfilm Roll No. 29, sustaining the appeal of The Roman Catholic Bishop, by Laurence Forristal, from the Zoning Committee's decision in denying application No. 8226 by its Resolution No. 4745 for variance to the provisions of Ordinance No. 12321 to permit construction of addition to the existing church with a "zero setback" on Lot 2 Block 4 Roseville and portion of Pueblo Lot 188, on the westerly corner of Evergreen and Addison Streets, in Zone R-4, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from Harbor Boat & Yacht Company, a corporation, signed by J. G. Driscoll, Jr., its attorney, dated July 3, 1950, notifying the City of San Diego that it has elected to exercise the option to extend the term of the lease granted to Peter Rask, Sr. and A. C. Busche, Jr., co-partners, doing business under the firm name and style of Harbor Boat & Yacht Company, for an additional period of five years commencing on the 1st day of December, 1950, referring to its tidelands lease contained in Document No. 355116 on file in the office of the City Clerk, was presented.

The City Attorney said the notice to exercise said option to extend the lease should have been filed with the Harbor Department. On motion of Councilman Wincote, seconded by Councilman Godfrey, the document was referred to the Harbor Department.

Communication from John B. Quinci, addressed to the City Manager, dated July 3, 1950, consenting and licensing the City to use a portion of his Pueblo Lot 245 lying between the present detour and Midway Drive as a temporary road on conditions set forth in said communication, for the period of six months from date set out therein, was presented.

A motion was made to accept the offer, but the Clerk called the Council's attention to the fact that the matter had not been before the City Manager, and that there was no report thereon.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was referred to the City Manager.

RESOLUTION NO. 98579, recorded on Microfilm Roll No. 30, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of a storm drain in Midway Street between La Jolla Boulevard and Sea Rose Place, bearing Document No. 419813, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98580, recorded on Microfilm Roll No. 30, accepting deed of Raymond B. Talbot, as County Tax Collector of the County of San Diego, State of California, executed on the 14th day of June, 1950, granting all of property mentioned in detail in said

Resolution, being in Pueblo Lot 1122, certain streets closed streets, and segregated interest in portion of Sec 34 Twp 16 S, Rge 2W, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98581, recorded on Microfilm Roll No. 30, accepting deeds of Raymond B. Talbot, as County Tax Collector of the County of San Diego, executed on the 14th day of June, 1950, granting all of the property mentioned in said Resolution, being in Block 22 Marilou Park, Block 10 Drucker's Sub., Block 10 Frary Heights, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98582, recorded on Microfilm Roll No. 30, accepting deed of Frances R. Bolata, bearing date June 15, 1950, conveying Lot 9 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the public use as and for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98583, recorded on Microfilm Roll No. 30, accepting deed of Claude R. Cary and Effie H. Cary and Mary J. Miller, bearing date June 26, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 44 Block E Boulevard Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98584, recorded on Microfilm Roll No. 30, accepting deed of Leo B. Long and Zula E. Long, bearing date June 29, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 22 Block 39 Ocean Beach Subdivision, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98585, recorded on Microfilm Roll No. 30, accepting deed of Glad Tidings Assembly of God, bearing date June 24, 1950, conveying an easement and right of way for storm drain purposes in portion of Lots 47 and 48 Block 65 City Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

ORDINANCE NO. 4456 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of San Bernardo Terrace, between the westerly line of San Jacinto Drive and the westerly boundary line of Valencia Park Unit No. 2, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4457 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of La Plaz Drive, between the southerly line of San Bernardo Terrace and the westerly boundary line of Valencia Park Unit No. 2, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4458 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of Cotton Street, between the north line of Hilltop Drive and the south line of "A" Street, was on motion of Councilman Wincote, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4459 (New Series), recorded on Microfilm Roll No. 30, establishing grade of "C" Street, between the west line of 47th Street and the east line of 46th Street, was on motion of Councilman Wincote, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4460 (New Series), recorded on Microfilm Roll No. 30, establishing grade of the Alley in Blocks 201 and 200 Mission Beach, to-wit: The Alley in Block 201, between the easterly line of Bayside Lane and the northerly prolongation of the easterly line of Lot E in said Block 201; The Alley in Block 200, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, was on motion of Councilman Schneider, seconded by Councilman Swan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4461 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alleys in Blocks 198 and 199 Mission Beach, to-wit: The Alley in Block 198, between the westerly line of Strand Way and the northerly prolongation of the westerly line of Lot E said Block; The Alley in Block 199 Mission, between the easterly line of Strand Way and the westerly line of Mission Boulevard, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4462 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alleys in Blocks 197 and 196 Mission Beach, to-wit: The Alley in Blocks 197 and 196 Mission Beach, to-wit: The Alley in Block 197 Mission Beach, between the westerly line of Strand Way and the northerly prolongation of the westerly line of Lot E said Block; The Alley in Block 196, between the easterly line of Strand Way and the westerly line of Mission Boulevard, was on motion of Councilman Swan, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4463 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alleys in Blocks 194 and 195 Mission Beach, to-wit: The Alley in Block 194, between the easterly line of Bayside Lane and the northerly prolongation of the easterly line of Lot E said Block; The Alley in Block 195 Mission Beach, between the easterly line of Mission Boulevard and the westerly line of Bayside Lane, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Swan, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4464 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alley in Block 188 Mission Beach, between the east line of Strand Way and the west line of Mission Boulevard, was on motion of Councilman Swan, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4465 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alley in Block 30 Fairmount Addition, between the north line of Polk Avenue and the south line of Orange Avenue, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Swan, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Councilmen None, Mayor Knox.

The final reading of such Ordinance was in full.

The City Manager requested, and was granted, unanimous consent to present the following matters, not listed on the agenda:

The City Manager presented a letter from the City Attorney, signed by Louis M. Karp, Deputy, and bearing the signature of approval of J. F. DuPaul, City Attorney, addressed to the Mayor and Council relative to the decontrol of rent, the last paragraph of which states "Rent controls can be terminated prior to December 31, 1950 by the Council adopting a resolution based upon a finding by this Council reached as a result of a public Hearing held after ten days notice, that there no longer exists such a shortage in rental housing accommodations as to require the continuance of rent control in San Diego, and sending such resolution to the Housing Expediter, who shall then declare this area decontrolled".

On motion of Councilman Dail, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing pumps, motors and contactors for Murray Reservoir Pumping Plant, was presented.

RESOLUTION NO. 98586, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing The City of San Diego with pumps, motors and contactors for Murray Reservoir Pumping Plant, in accordance with Notice to Bidders, Specifications, etc., on file in the office of the City Clerk bearing Document No. 419832.

The Vice Mayor, aware of the presence of a group of persons in the Chambers on a matter not on the Council's agenda, asked if anyone wished to be heard.

J. Russell Daley, 3805 Grim Avenue, spoke about a Planning Commission hearing, held the preceding day, having to do with a petition for rezoning property at the southeast corner of Grim Avenue and Wightman Street, to permit construction thereon of a post office. He referred to the petition having been denied, and asked for Council action to expedite matters to make it possible for the post office to be built.

Mrs. A. P. Anderson, 3750 Grim Avenue, said that she had opposed the zone change at the hearing, from the existing Zone R-4 to C, but that she would not protest the granting of a zone variance for the use of a post office only; the proposed zone change on that parcel and others adjoining it would open up the area to commercial usage which she would continue to oppose.

The Vice Mayor pointed out that the matter is not before the Council, inasmuch as the proceedings of the preceding day's hearing had not been transmitted by the Planning Commission, and that it was improbable that the resolutions and reports based on that hearing had been prepared.

Mrs. Anderson asked "how they know the lot would be acceptable to the Post Office Department". There was no answer.

The City Attorney said that the requested change of zone from R-4 to C had been denied by the Planning Commission on 16 lots petitioned for. He reported on conference held between the owners of the property in question and the Council earlier today, resulting in appearance before the Council at this time. He said that the Council cannot overrule the Commission today, the matter not being before the Council officially, and that report on the hearing had not yet been made by the Commission. He stated, in detail, reasons why the Council could not take action in the matter at this time. He pointed out, however, that the matter might be treated as a zone variance on the separate parcel - lifting it out of the zone change on the larger area - as "a lesser evil" than the zone change, for post office use only. He said that the land owners could upset such a variance in court since the necessary legal steps to accomplish such action have not been taken. He said that the Council might be able to treat the matter as an emergency measure for a variance, but reiterated that it can be upset within a reasonable time.

Councilman Wincote said that the property owners would have to guarantee that no protest would be made, or that the Council should not bring the matter up under "unanimous consent".

Mrs. Moreland (who did not give her first name or initials), 3783 Grim Avenue, whose property adjoins the proposed post office site, said that she opposed a commercial development, but would not object to a post office only.

Councilman Schneider spoke about the "dead-line" for offering the site as being at 12:00 o'clock Noon today. He said that those interested in the matter should appeal to the Post Office Department for extension of time to permit making application in the proper manner for the granting of a zone variance for post office purposes only.

The Planning Director said that a member of the Zoning Committee (whom he later identified as Admiral Allen) had stated that he opposes a variance at the location under discussion, since it is a single-family area only. The Director told, in detail, of conditions under C Zoning and under zone variance in connection with setback lines,

and lot coverage.

D. W. Farrell, 3636 - 33rd Street, responding to questions of the Council if the building could be erected on the property under discussion with only a zone variance. He said that variances to the setback line, the sideyard and lot coverage would be needed. He said, further, that the post office building could not be erected upon the lot without those variances and suspensions as the property would otherwise contain not enough area for the building and its necessary operations. In reply to a specific question, he said that no setback would be maintained, the building would be constructed out to the front property line (which would be well beyond the setback line observed by the residences in the block.

Councilman Wincote said that an appeal should be made by Mr. Farrell.

The Planning Director said that the planning act does not provide for an appeal from the Planning Commission's decision, but that the Council could accept the recommendation of the Commission to deny or could alter it by reducing the area to be rezoned, if it chose to do so. He said that a report will be before the Council at its next meeting, on Tuesday. If an application were made for a zone variance and denied by the Zoning Committee, then the property owners could appeal the decision, there being a difference in procedures. The Director, speaking about the matter of speedy action, said that if the zone were changed, it would take a legal proceeding on an ordinance whereon the Council would be required to conduct a hearing after regular notice had been given.

Once again the Vice Mayor said that there is nothing officially before the Council, and attempted to close the "hearing". However, others continued to speak.

Asked how quickly a zone variance could be accomplished, the Planning Director said that it would take about 3 weeks.

Councilman Wincote urged a "straw vote" of the Council, and said that if such a poll were taken and it indicated that all the necessary variances would not be granted that there would be no use in proceeding further in matter.

Councilman Schneider said he would object to the taking of a "straw vote" at this time before the Council has all the evidence before it, and before all the affected and interested property owners have had an opportunity to be heard. He said that full evidence might result in a different vote from a "straw vote" taken at this time.

No action in the matter was taken.

There being no further business to come before the Council, the meeting was adjourned on motion of Councilman Dail, seconded by Councilman Schneider, at the hour of 10:45 o'clock A.M.

George Kerrigan
Vice Mayor of The City of San Diego, California

ATTEST:
FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING
Chamber of the Council of The City of San Diego, California,
Tuesday, July 11, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:06 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey.
Absent---Mayor Knox
Clerk-----Fred W. Sick

In the absence of Mayor Knox from the City, Vice Mayor George Kerrigan acted as Chairman.

The Vice Mayor invited those present at the meeting to avail themselves of copies of the agenda.

The Vice Mayor referred to the hearings in connection with the 1911 public

improvement proceedings. He asked that those who had any questions to ask, or who wished to enter protests or appeals to meet with the City Engineer in the office adjoining the Council Chambers, so that the Engineer might be able to answer them.

The Minutes of the Regular Meeting of Wednesday, July 5, 1950, and the Regular Meeting of Thursday, July 6, 1950, were presented to the Council by the Clerk, and on motion of Councilman Dail, seconded by Councilman Schneider, were approved without reading after which they were signed by the Vice Mayor.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed furnishing of electric current for the lighting of the street lamps on bracket arms attached to the poles in Mission Beach Lighting District, together with the maintenance of said bracket arms, wires and lamps, within the limits as set forth in Resolution of Intention No. 97694, for a period of one year from and including May 15, 1950, to-wit: to and including May 14, 1951, the clerk reported that no written protests had been received.

Thereupon, the Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 98587, recorded on Microfilm Roll No. 30, confirming the Engineer's Report and Assessment for Mission Beach Lighting District No. 1, for the furnishing of electric current for the lighting of the street lamps together with the maintenance of bracket arms, wires and lamps, for a period of one year from and including May 15, 1950, to and including May 14, 1951, and adopting the same as a whole, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on appeal of Horton M. Ealy, 300 San Gorgio Street, from the Zoning Committee's decision in denying by its Resolution No. 4765 his application No. 8222 for variance to permit construction of a fourth living unit on the rear of Lot 18 Block 109 University Heights, on Utah Street north of El Cajon Boulevard, Mr. Ealy appeared and spoke.

The Zoning Engineer's report was presented and read.

The Planning Director reported, verbally, and showed a plat of the property under discussion. He pointed out that the construction of another unit (other than above the garage) parking space for cars would be eliminated.

Mr. Ealy said that nothing had been said to him at the Zoning Committee's hearing about the parking.

Edgar Hastings spoke, and said that there would not be room enough for a stairway to the living unit above the garage.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was referred back to the Zoning Committee.

The City Engineer had returned to the Council Chambers, so the Vice Mayor asked that the regularly scheduled improvement proceedings hearings be held at this time.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed paving and otherwise improving of the Alley in Block 5 Alhambra Park, within the limits and as particularly described in Resolution of Intention No. 98194, the clerk reported that no written protests had been received.

The Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

Lillie H. Fuerst spoke, for herself, and for Anna L. Hahn, joint owners of property, and asked various questions which were answered by the City Engineer. She entered no protest, and no written protests were presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, within the limits and as particularly described in Resolution of Intention No. 98195, the clerk reported that written protests had been received from Alta M. Rector, as Guardian of the Estate of Mary G. Rector, an incompetent person; Mrs. Leona Jones and C. Herbert Jones, Mrs. E. Lightner, Henry P. Zickgraf, Mr. and Mrs. Kenneth R. Neer, James C. and Helen I. McBaine, Charles H. Mathis, Arthur, Arthur Hugenberger, Wm. J. and Clara Hamilton, Mr. and Mrs. George L. Clark, Morris N. Whilldin, Ralph R. Torrey, Mrs. T. Pazdrayowicz, William A. Schearing, Sr., Mr. and Mrs. Henry P. Zickgraf, Mrs. Ethyl Powell, Mrs. Louisa S. Wright, which protests were presented to the Council.

The Vice Mayor inquired if any interested affected property owners were present who desired to be heard.

Henry P. Zickgraf made a verbal protest.

George W. Parks spoke in favor of having the work done.

The City Engineer recommended, verbally, that the project be abandoned. Asked why, the Engineer replied that the percentage in opposition is too close to the majority in favor of the work.

RESOLUTION NO. 98588, recorded on Microfilm Roll No. 30, sustaining the protests against the proposed paving and otherwise improving of the Alley in Block 65 Resubdivision of Blocks 39 and 56 Normal Heights, within the limits and as particularly described in Resolution of Intention No. 98195, abandoning proceedings therefor, was on motion of Councilman Schneider, seconded by Councilman Daio, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution of Intention No. 98196, the clerk reported that no written protests had been received.

The Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed paving and otherwise improving of Pyncheon Street, within the limits and as particularly described in Resolution of Intention No. 98197, the clerk reported that no written protests had been received.

The Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed paving and otherwise improving of Yosemite Street, within the limits and as particularly described in Resolution of Intention No. 98198, the clerk reported that no written protests had been received.

The Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the proposed paving and otherwise improving of Worden Street and Udall Street, the clerk reported that written protest had been received from Milton W. Lancaster, which protest was presented, also from R. I. and Mona E. Bedford.

The Vice Mayor did not inquire if any interested affected property owners were present who desired to be heard, in view of a verbal statement from the City Engineer that he believed the project should be abandoned. The Engineer said that his recommendation was not based upon the 16.3% protest, but rather upon the fact that there will have to be a re-alignment of Wabaska Drive in connection with the construction of the Sunset Cliffs Boulevard Bridge.

Councilman Dail asked how long it would be before the re-alignment and construction of Wabaska Drive would be made. The answer was not forthcoming, apparently no one being able to foretell. Mr. Dail felt that if it would be a matter of some five years, before that work would be done and the property owners were willing to pay for the improvement under consideration regardless of its use for only a limited time that they should be permitted to express themselves before abandonment.

Councilman Wincote moved to abandon the proceedings, but there was no second. RESOLUTION NO. 98589, recorded on Microfilm Roll No. 30, continuing the hearing on the proposed paving and otherwise improving of Worden Street and Udall Street, within the limits and as particularly described in Resolution of Intention No. 98199, until the hour of 10:00 o'clock A.M. of Tuesday, July 18, 1950, and directing the City Clerk to notify property owners thereof, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

The City Engineer's Office notified the City Clerk that the City Engineer will mail the notices together with letter of explanation and questionnaire.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98252 of Preliminary Determination for the paving and otherwise improving of Vallecitos, Camino del Oro, De la Ribera, and Camino del Sol, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

The Vice Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98590, recorded on Microfilm Roll No. 30, determining that the proposed improvement of Vallecitos, Camino del Oro, De la Ribera, and Camino del Sol, within the limits and as particularly described in Resolution No. 98252 of Preliminary Determination is feasible and that the lands to be assessed will be able to carry the burden of such proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Councilman Schneider requested that the next item be brought up for consideration at this time, out of order, due to a large group of interested persons being present at the meeting.

Communication signed by the City Planning Director, reporting that the City Planning Commission had held a public hearing on the petition to re-zone 16 lots in

the vicinity of Wightman Street, between Ray Street and Herman Avenue, from the existing R-4 Zone to C Zone, and recommended by a vote of 5 to 0 that the Council deny the request on the basis that it would be contrary to public interest, was presented and read.

Councilman Schneider filed two petitions, which had been handed to him just prior to the meeting, from "property owners in the vicinity of Grim and Wightman Streets requesting the Council to grant permission for a post office and only a post office to be erected on Lots 1 and 2 Block 7 Hartleys North Park on the southeast corner of Grim and Wightman". Said petitions favoring a variance were presented and read.

Mrs. A. P. Anderson, 3750 Grim Avenue, suggested that action be taken by the Council upon the re-zoning matter at this time, that the possible zone variance be considered later.

The City Attorney spoke. He said that the Council could instruct him to prepare an ordinance to re-zone two lots into "C" Zone if it desired, but said that if the Post Office were not built or if it were abandoned that the property could then be used for any "C" Zone purpose. He said that it would be better, from the property owners' stand point for an application to be made for a zone variance.

The matter then came up about the "dead line" referred to at the meeting of Thursday, July 6, 1950, which was said to have been the latest time when the Post Office Department would consider the location of the Post Office at Grim and Wightman.

Mrs. Anderson spoke up and said that the "dead line" had been passed.

The Vice Mayor recognized Paul Hartley, and asked him what he knew about the "dead line". Mr. Hartley said that it had passed last week, but that the Post Master is considering 3 sites, and believed that the Grim Avenue site is still a possibility.

Councilman Dail said that the Council should dispose of the re-zoning matter, and consider the zone variance separately.

The City Attorney and the City Planning Director said that no public hearing need be held for a zone variance.

Councilman Godfrey asked for a vote on the re-zoning, before the Council.

The Vice Mayor explained that the matter before the Council was only for the proposed re-zoning of 16 lots. He said that if the property in question should be re-zoned it would have to be after a formal hearing set upon an ordinance.

The question then arose about the weight of protests against re-zoning.

The City Planning Director said that the re-zoning protest is purely advisory, and re-zoning is a legislative act, and the Council's discretion.

W. J. Tapper, Grim and Wightman, spoke. He said that he is interested only in a post office at that location.

The Vice Mayor left the chair at this point, to take a long distance telephone call, whereupon Councilman Vincent T. Godfrey took the Chair.

Mr. Godfrey said he wished to clarify the issue, and stressed the point that only the re-zoning issue was involved. He asked how many of those present were in favor of re-zoning the 16 lots. Three persons raised their hands. He asked how many opposed re-zoning of the 16 lots. The hands of 10 persons were raised.

Mrs. Roy Smith, who said she "was directly East", spoke for a post office.

It appeared to some members of the Council that confusion existed in the matter, so Mr. Godfrey asked those in favor of re-zoning the 16 lots to arise and give their names and addresses. The following six persons arose:

Mrs. Laura Elliott, 3794 Grim Street; (perhaps "Loren");

Fred Patz, 3793 - 31st Street;

Mrs. L. E. Narren, 3776 - 31st Street;

Myrna M. Magill, 3784 - 31st Street

(Although six persons arose at first, only those listed gave their names; the others apparently not wishing to join them).

Mr. Godfrey then asked how many opposed the re-zoning of the 16 lots. Ten persons stood, but only eight of them gave their names, as follows: (It was pointed out later than two of the women who stood were wives whose husbands identified themselves)

Allen Ellis, 3121 - 31st Street;

Mrs. A. P. Anderson, 3750 Grim Avenue;

Marguerite Butler, 3078 Herman;

Mrs. P. C. Clark, 3790 Herman Avenue;

Jean Foreman, 3783 Grim Avenue;

Mr. (no initials) Paxton, 3703 - 31st Street;

Mrs. Charles Hartley, 3111 - 31st Street;

Mrs. Marian L. McElhose, 3738 - 31st Street.

Vice Mayor Kerrigan returned to the meeting at this point, but did not take the Chair.

Mr. Miller spoke. (The speaker did not give his name, but members of the Council called him "Mr. Miller"; and he did not give his address). Mr. Miller spoke about the effect upon various properties on Wightman Street.

The Planning Director, answering Mr. Miller, explained the effect of various individuals in zoning matters. He told about weight that was given to property owner against property owner, particularly in relation to property values.

Vice Mayor Kerrigan resumed the duties of Chairman at this time.

Mr. Miller spoke about a new proposed "C-P" zone. However, he did not dwell upon that subject, it being explained that it had no place in the hearing being conducted.

Councilman Schneider asked for consideration on a showing by those who want a post office only, under a zone variance, rather than by re-zoning. His request was not fulfilled at this point.

RESOLUTION NO. 98591, recorded on Microfilm Roll No. denying petition for the re-zoning from the existing R-4 Zone to C Zone of Lots 25 through 28 Block 8, Lots 1 through 4 and Lots 25 through 28 Block 7, Lots 1 through 4 Block 6 all in Hartley's North Park, being on the south side of Wightman Street between Ray and 31st Streets, was on motion of Councilman Godfrey, seconded by Councilman Wincote adopted, by the following vote to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Coun-

cilmen None. Absent---Mayor Knox

of the post office

The Vice Mayor asked all those who favor the establishment/on two lots only to stand. Twenty persons arose.

Asked how many opposed the post office, eight persons stood.

Petition of residents for abatement of the nuisance caused by burning of waste products near the Chollas Reservoir, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the petition was referred to the City Manager.

The claim of Mrs. Alida Beken, Room 1436 Hotel Hayward, Los Angeles 14, California, in the sum of \$5.15 for damage to clothing based upon an unstated injury at First Avenue and Fir Street, was presented.

RESOLUTION NO. 98592, recorded on Microfilm Roll No. 30, referring claim of Mrs. Alida Beken to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

The claim of Mrs. Pat Garwood, 2435 K Street, in an unstated amount, for injuries received for fall into hole at intersection of Wightman Street and Herman Avenue, was presented.

RESOLUTION NO. 98593, recorded on Microfilm Roll No. 30, referring claim of Mrs. Pat Garwood to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Claim of Virginia Karns (Mrs. Norman Milton Karns), 3768 Front Street, in the sum of \$7.78, for damage to parked car by a City-owned car, was presented.

RESOLUTION NO. 98594, recorded on Microfilm Roll No. 30, referring claim of Virginia Karns to the Percy H. Goodwin Company, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for sale of houses in the Flood Control Channel area, and stating that no bids had been received on some of the sub-standard houses which have been demolished, and moneys received from sale have been deposited to the proper accounts, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of approximately 20,000 board feet of Douglas fir timbers for use by the Harbor Department, recommending award to San Pedro Lumber Company, the low bidder, was presented.

RESOLUTION NO. 98595, recorded on Microfilm Roll No. 30, accepting bid of San Pedro Lumber Company for the furnishing of approximately 20,000 board feet of Douglas fir timbers, awarding contract and authorizing a majority of the members of the Harbor Commission to execute the same, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, reporting on bids for the furnishing of Magazine and Newspaper Subscriptions for the City Library, for a period of one year beginning September 1, 1950, and recommending award to National Publications Company, the sole bidder, was presented.

RESOLUTION NO. 98596, recorded on Microfilm Roll No. 30, accepting bid of National Publications Company for the furnishing of Magazine and Newspaper Subscriptions for the period of one year commencing September 1, 1950, awarding contract and authorizing the City Manager to execute the same, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98597, recorded on Microfilm Roll No. 30, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the cleaning and cement mortar lining of Bonita Pipe Line, authorizing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing thirty tons copper sulphate (bluestone) for the Water Department, was presented.

RESOLUTION NO. 98598, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing thirty tons of Copper Sulphate (Bluestone); was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing the Department of Public Works with 16 tons of Palm Fiber and 8 tons of Broom Wire, was presented.

RESOLUTION NO. 98599, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to advertise for sealed proposals or bids for furnishing 16 tons of Palm Fiber and 8 tons of Broom Wire, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

Communication from the City Manager recommending granting excess-width driveway to B. B. Moore on Curlew Street north of Laurel Street, was presented.

RESOLUTION NO. 98600, recorded on Microfilm Roll No. 30, granting permission to B. B. Moore, 815 Balboa Court, to install a 50-foot driveway on the east side of Curlew Street north of Laurel Street, adjacent to the entire frontage of Lot F Block 291 Horton's Addition, in connection with construction of garages at the northeast corner of Laurel and Curlew, was on motion of Councilman Swan, seconded by Councilman Godfrey, adopted.

Communication from the City Manager reporting upon Clairemont Land Company request for acceptance and dedication of an 80-foot right of way for an access road in connection with the development of Clairemont Subdivision, stating that the request has had the favorable recommendations of the Water and Public Works Departments, and that the City Engineer and Planning Department recommend approval provided the width is increased to 90 feet and is graded to official grades established by the City Engineer prior to acceptance which the subdivider has agreed to do, was presented.

RESOLUTION NO. 98601, accepting offer of Clairemont Land Company, by E. L. Freeland, for acceptance and dedication of a right of way for an excess road in connection with development of Clairemont Subdivision, requesting the Property Division of the Purchasing Department to secure an easement for a 90-foot right of way in accordance with the City Manager's recommendation under Document No. 420007, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending the installation of 600 c.p. overhead street lights at 3 locations, was presented.

RESOLUTION NO. 98602, recorded on Microfilm Roll No. 30, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Conde Street at Congress Street;

33rd Street at Palm Street;

Taylor Street at Calhoun Street;

was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending denial of application of Charles William Snodgrass, Jr. for certificate of necessity to operate 3 taxicabs, under the name of the Red Dot Cab Company, was presented.

RESOLUTION NO. 98603, recorded on Microfilm Roll No. 30, denying application of Charles William Snodgrass, Jr., 7332 Wellington Street, San Diego 11, for Certificate of Necessity to operate 3 taxicabs under the name of Red Dot Cab Co., was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the City Manager reporting on communication from Morticians' Service Bureau protesting burial and removal permit fee, proposed, and submitting copy of his reply to the Bureau which advises that the City Manager plans to present the matter to the Council at this meeting, was presented.

On motion of Councilman Wincote, seconded by Councilman Godfrey, the City Manager's communication and the matter upon which it reported, were ordered filed.

(The matter was not presented at this meeting, as stated in the report - and a communication from the Bureau requesting a hearing on the proposal is being presented to the Council at its next meeting).

Communication from the City Manager reporting that he has reappointed Walter Trepte, Stanley Burne, F. F. Evenson to the Board of Appeals for the Building Code, in accordance with Section 16 of Ordinance 3674 (NS), appointments effective July 1, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication from the City Manager reporting that he has reappointed A. W. Myers, J. W. Salveyers, Austin Johnson, C. B. Callahan to the Board of Electrical Examiners and Appeals, was presented. Appointments were for terms of 3 years, effective June 1, 1950.

On motion of Councilman Schneider, seconded by Councilman Swan, the communication was ordered filed.

Councilman Wincote requested the City Manager to report the current personnel of the City's boards and Commissions, to the Council. The City Manager said that he

would do so. The Vice Mayor asked if Mr. Wincote would like to put the request into a motion, thereby making it an official action.

RESOLUTION NO. 98604, recorded on Microfilm Roll No. 30, requesting the City Manager to furnish the members of the Council with an up to date list of all City Boards and Commissions, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager making another report upon the San Diego Apartment House Association petition for alteration to the boundaries of the inner fire zone (matter having been referred back to the Manager, following his first report in the matter) was presented. The report states that the question has been discussed with the Fire Chief, Building Inspector and a Pacific Fire Rating Bureau representative, and pointing out that that a revision as requested would increase fire insurance rates, resulting in opposition to the request and recommendation that the present boundaries be retained. The report indicates that copies thereof have been sent to the San Diego Apartment House Assn. president and to the Chamber of Commerce Fire Prevention Committee.

RESOLUTION NO. 98605 (See page 466 of these Minutes)

Communication from the Planning Commission, signed by the City Planning Director, recommending the granting of 8 suspensions to the Subdivision Ordinance in connection with the Tentative Map of Plumosa Manor Unit No. 2, was presented.

RESOLUTION NO. 98606, recorded on Microfilm Roll No. 30, suspending Sections 3A and 3E1, 3G1 and 2, 3E4, 3I2, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Plumosa Manor Unit No. 2, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending approval of Tentative Map of Plumosa Manor Unit No. 2, a subdivision of portions of Lots 1, 2, 5, 6, 7 and 8 in Pueblo Lot 120 into 141 lots, located between Plumosa Park and the Frontier Housing Project, subject to 11 conditions, was presented.

RESOLUTION NO. 98607, recorded on Microfilm Roll No. 30, approving the Tentative Map of Plumosa Manor Unit No. 2, subject to 11 conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of Plumosa Manor, subject to the posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 98608, recorded on Microfilm Roll No. 30, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Anderson Homes Incorporated, a corporation, for the installation and completion of the unfinished improvements and the setting of monuments required for Plumosa Manor, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98609, recorded on Microfilm Roll No. 30, adopting Map of Plumosa Manor, accepting Amaryllis Drive, Nipoma Street, Nipoma Place, portions of alleys and unnamed easements shown on said map for public purposes, declaring said streets, portions of alleys and unnamed easements to be public streets and easements for the public use, authorizing and directing the City Clerk to endorse upon said map as and for the act of the Council that said streets and easements are accepted on behalf of the public, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the Planning Director, recommending approval of the Final Map of Collwood Park Unit No. 3, subject to the posting of an adequate bond to insure the required improvements, was presented.

RESOLUTION NO. 98610, recorded on Microfilm Roll No. 30, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Arthur H. McKee and Dorothy J. McKee, for the installation and completion of the unfinished improvements and the setting of monuments required for Collwood Park Unit No. 3, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98611, recorded on Microfilm Roll No. 30, adopting Map of Collwood Park Unit No. 3, accepting Mesita Drive, Art Street, 64th Street and portions of 63rd Street and Catocin Drive and unnamed easements shown thereon for public purposes, declaring said streets, portions of streets and unnamed easements to be public streets and easements, and dedicated to the public use, authorizing and directing the City Clerk to endorse upon said map as and for the act of the Council that said streets and easements are accepted on behalf of the public, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Godfrey, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending suspension of 4 sections of the Subdivision Ordinance in connection with the Tentative Map of El Cerrito Terrace, was presented.

RESOLUTION NO. 98612, recorded on Microfilm Roll No. 30, suspending Sections 3J6, 3E5, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of El Cerrito Terrace Units 1 and 2, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending approval of the Tentative Map of El Cerrito Terrace Units 1 and 2, a subdivision of Lot 7 La Mesa Colony into 46 lots, located easterly of Colleve Avenue and contiguous to it south of El Cajon Boulevard, subject to 11 conditions more particularly set forth therein, was presented.

RESOLUTION NO. 98613, recorded on Microfilm Roll No. 30, approving the Tentative Map of El Cerrito Terrace Units 1 and 2, subject to 11 conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending suspension of 11 sections of the Subdivision Ordinance in connection with the Tentative Map of Fleetridge Unit No. 2, was presented.

RESOLUTION NO. 98614, recorded on Microfilm Roll No. 30, suspending Sections 3C, 3E2, 3E5, 3J6, 3G1 and 2, 3J2, 3I3 and 3J8, 4A8 and 6 of the Subdivision Ordinance in connection with the Tentative Map of Fleetridge Unit No. 2, was on motion of Councilman Godfrey, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending approval of the Tentative Map of Fleetridge No. 2, a subdivision of 106 lots, located on Chatsworth Boulevard westerly of Dana Junior High School, subject to 9 conditions, was presented.

RESOLUTION NO. 98615, recorded on Microfilm Roll No. 30, approving the Tentative Map of Fleetridge No. 2, subject to 9 conditions set forth in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending granting petition of O. D. Arnold for change in the name of "Shepard Park", in connection with proposed subdivision of a portion of Lot 14 Horton's Purchase, to "Arnold's Park", was presented.

RESOLUTION NO. 98616, recorded on Microfilm Roll No. 30, granting petition of O. D. Arnold requesting permission to change the name of a proposed subdivision presently known as Shepard Park to Arnold's Park, as recommended by the City Planning Director, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication from the Planning Commission, signed by the Planning Director, forwarding plan for proposed zoning of recently-annexed North 1/2 of Quarter Section 53 Rancho de la Nacion, southeast of Encanto, into Zone R-1A, stating that hearing had been held by the Planning Commission on July 5 at which time no protests were received, recommending that the City Attorney be instructed to prepare the necessary ordinance for consideration by the Council after a public hearing is held, was presented.

On motion of Councilman Godfrey, seconded by Councilman Dail, the matter was referred to the City Attorney for preparation and presentation of the necessary Ordinance.

Communication from McKinley Civic Association, signed by Robert J. McPherson, President, 2644 Teresita Street, San Diego 4, being a Resolution adopted by the Association June 29, urging the San Diego County Water Authority invite the Ocean Water Committee of San Diego to meet with them and other interested parties and work out a program which can result in the use of present day proven equipment already in existence to act as standby plants in case of emergency and to work further to improve the efficiency of said equipment, was present.

Richard Robinson, asked to be heard. Mr. Robinson, representing Sea Water Corporation, 4535 Niagara Avenue, told about such systems now in use, and spoke particularly for the use of the same type of equipment now used by the United States Navy. He said that water from sea water could fill the "necessary" supply, but not for use by the entire city.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the matter was referred to the City Manager, with an amendment added for report to an early Council Conference.

RESOLUTION NO. 98617, recorded on Microfilm Roll No. 30, referring communication from McKinley Civic Association, by Robert J. McPherson, president, regarding usage of ocean water to relieve the City of dependence upon the Colorado River in case of an emergency, to the City Manager for an early report to Council Conference, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from San Diego Seat Advertising Company, 3231 Ketter Boulevard, Post Office Box 82, San Diego 1, signed by B. J. Primmer, dated July 10, requesting renewal of contract, with modifications, which contract expires Sept. 19, 1950, was presented.

On motion of Councilman Schneider, seconded by Councilman Swan, the communication was referred to the City Manager.

Communication from Mrs. Claria Mellum, 4250 Central Avenue, protesting "ruling which would prohibit the sale of raw milk", was presented.

Asked by members of the Council about the matter, the City Manager said he had heard nothing of it, and that the protest had apparently been based upon rumor. He said, however, that he would be glad to investigate the matter and report back to the Council.

On motion of Councilman Godfrey, seconded by Councilman Schneider, the communication was referred to the City Manager.

Communication from King S. Heath, 2226 Illion Street, San Diego 10, dated July 6, 1950, referring to low rental, repairs made by him on his apartments, and advocating decontrol of rent, was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

Communication from San Diego County Theatrical Federation, P.O. Box 761 Escondido, Calif., dated July 3, 1950, being an unsigned carbon copy of letter addressed to San Diego California Club, requesting the employment of its members in the production of any local motion pictures, referring to a film made by the Harbor Department's Business Administrator which "deprived our members of employment they rightfully claim", was presented.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the communication was ordered filed.

Resolution adopted by the Board of Supervisors of the County of San Diego, on the 3rd day of July, 1950, urging and soliciting cooperation of civic organizations, governmental bodies and the press of San Diego County to request all citizens who were not enumerated in the 1950 decennial census enumeration to send to P.O. Box 666 San Diego 12, their names, addresses and number of persons in their families so that the information can be forwarded to the Census Bureau in Washington, was presented.

The City Manager recommended endorsement of the project.

On motion of Councilman Schneider, seconded by Councilman Godfrey, the matter was referred to the City Attorney for preparation and presentation of a similar Resolution for Council adoption.

Communication from Percy H. Goodwin Company, signed by F. W. Beachler, Loss Service Department, dated July 7, 1950, announcing payment of claim of Mrs. A. Southern, in the sum of \$17.11, for damage to her fence done by a City-owned trash truck, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, the communication was ordered filed.

RESOLUTION NO. 98618, recorded on Microfilm Roll No. 30, approving plans, drawings, typical cross-sections, profiles and specifications for the paving and otherwise improving of the Alley in Block 1 Montemar Vista, approving Plat No. 2165 showing the exterior boundaries of the district to be included in the assessment for the work and improvement, directing the City Clerk to file said plat in the office of the City Engineer upon passage of the Resolution of Intention, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98619, recorded on Microfilm Roll No. 30, approving plans, drawings, typical cross-sections, profiles and specifications for the installation of sewer mains in Euclid Avenue, 51st Street, Geneva Avenue, Roswell Street, Winston Drive, Hilltop Drive, Melrose Place, Creston Drive, Hanover Street, Derby Street, Market Street, Beverly Street, Public Rights of Way, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF AWARD NO. 98620, recorded on Microfilm Roll No. 30, accepting bid of V. R. Dennis, an individual doing business under the firm name and style of V. R. Dennis Construction Company, for the paving and otherwise improving of Evergreen Street and Dickens Street, within the limits and as particularly described in Resolution of Intention No. 97693, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

The City Engineer reported in writing that the low bid was 6.8% below his estimate.

7/11/50
RESOLUTION OF AWARD NO. 98621, recorded on Microfilm Roll No. 30, accepting the bid of T. B. Penick & Sons, a co-partnership, for the paving and otherwise improving of G Street and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 97765, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98622, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Hornblend Street, Dawes Street, Reed Avenue, Oliver Avenue, Alley in Block 2 Braemar, Haines Street, and Pacific Beach Drive, within the limits and as particularly described in Resolution of Intention No. 98042, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98623, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 187 City Heights, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98624, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 3 Ocean Beach Park, within the limits and as particularly described in Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98625, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Columbia Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98626, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Dwight Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION OF INTENTION NO. 98627, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Plum Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98628, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 1 Monte Mar Vista, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98629, recorded on Microfilm Roll No. 30, for the installation of sewer mains, connections, fittings and appurtenances, etc., in Euclid Avenue, 51st Street, Geneva Avenue, Roswell Street, Winston Drive, Hilltop Drive, Melrose Place, Selma Place, Creston Drive, Hanover Street, Derby Street, Market Street, Beverly Street and Public Rights, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98630, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 52 Fairmount Addition to City Heights, and Polk Avenue, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98631, recorded on Microfilm Roll No. 30, ascertaining and declaring the wage scale for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park and Block 94 Ocean Bay Beach, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98632, recorded on Microfilm Roll No. 30, directing the City Engineer to furnish a diagram of the property affected and benefited by the work and improvement on the paving and otherwise improving of Promontory Street, within the limits and as particularly described in Resolution of Intention No. 97186, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98633, recorded on Microfilm Roll No. 30, authorizing and directing the City Engineer to combine into one assessment district the assessment districts heretofore ordered by Resolutions numbered 94013 and 92025 for the improvement of portions of Cabrillo Avenue and Olivet Street, in accordance with the recommendation of said City Engineer, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98634, recorded on Microfilm Roll No. 30, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of Brooklyn Avenue, 63rd Street, 64th Street, Broadway, rescinding Resolution No. 87986 adopted December 30, 1947 and abandoning all proceedings thereunder, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98635, recorded on Microfilm Roll No. 30, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of Keating Street, and Linwood Street, rescinding Resolution No. 94588 adopted August 2, 1949 and abandoning all proceedings thereunder, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98636, recorded on Microfilm Roll No. 30, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of the paving and otherwise improving of Maple Street, Vancouver Street, and Kalmia Street, rescinding Resolution No. 92022 adopted December 14, 1948, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98637, recorded on Microfilm Roll No. 30, granting petition for the paving and otherwise improving of Lamont Street, directing the City Engineer to furnish a description of the assessment district, and a plat showing the exterior boundaries of the district or lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses thereof, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98638, recorded on Microfilm Roll No. 30, rescinding Resolution No. 92601 adopted on February 1, 1949, and abandoning all proceedings thereunder, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

(The Resolution does not name the improvement project, which was for the paving and otherwise improving of Fenelon Street, Garrison Street and Scott Street - the improvement having been done by private contract).

RESOLUTION ORDERING IMPROVEMENT NO. 98639, recorded on Microfilm Roll No. 30, for the furnishing of electric current for the lighting of the ornamental street lights located in Kensington Manor Lighting District No. 1, for a period of one year from and including May 1, 1950, to and including April 30, 1951, in accordance with Engineer's Report and Assessment therefor filed May 19, 1950, in the office of the City Clerk, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98640, recorded on Microfilm Roll No. 30, granting request of Daley Corporation for an extension of time for a period of 90 days from and after the 8th day of June, 1950, in which to complete the improvement of Lowell Street, from Harbor Drive to Rosecrans Street, under contract therefor under Document No. 414552 on file in the office of the City Clerk which contract provides for the completion thereof on or before June 8, 1950, said extension being needed in order to give the Telephone Company sufficient time to remove poles that are in the way of the proposed construction and to make previously authorized changes in said work, as recommended by the City Manager and the City Engineer, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98641, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the installation, as a part of the Kearny Mesa Pipe Line, of a 12-inch cast iron pipe line, from Balboa Avenue to the Kearny Mesa Pipe Line, by appropriate City forces, in accordance with recommendation of the City Manager who has submitted estimates that said work can be done by the City forces more economically than if let by contract, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98642, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the installation of 1500 lineal feet of 20-inch steel concrete lined and coated pipe on the Midway Drive Bridge over the San Diego River Flood Channel, and 630 feet of 16-inch cast iron pipe northerly

by appropriate City forces, in accordance with recommendation of the City Manager who has submitted estimates that the work can be done by City forces more economically than if let by contract, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98643, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the construction of boat float and buildings on the boat float, to provide docking facilities for boats when San Vicente Reservoir is open to fishing by boats, by appropriate City forces, in accordance with recommendation of the City Manager who has submitted estimates that the work can be done by City forces more economically than if let by contract, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98644, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the sawing and piling for burning of floating trees around the shore line of the San Vicente Reservoir, by appropriate City forces, in accordance with recommendation of the City Manager who has submitted estimates that the work can be done by City forces more economically than if let by contract, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98645, recorded on Microfilm Roll No. 30, authorizing James E. Reading, Traffic Engineer, to attend the annual meeting of the Institute of Traffic Engineers, to be held in New York City September 24 to 27, 1950, authorizing the incurring of all necessary expenses in connection with said trip, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Petition of Blake Moffitt & Town, 820 West Ash St., San Diego 1, for permission to install a 4" cast iron sewer line between the property line and the sidewalk, to serve property located at 1929 Hancock Street, was presented, together with recommendation for approval from Dep't Public Health.

RESOLUTION NO. 98646, recorded on Microfilm Roll No. 30, granting permission to Blake Moffitt & Town, Lynn C. Oviatt, Div. Mgr., 820 West Ash Street, San Diego 1, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed 1 foot outside the property line and run in a northerly direction, parallel to the north line of portions of Lots 1, 2, 3 and all of Lots 10, 11, 12 Block 199 Middletown Subdivision, to point of intersection with public sewer, to serve property at 1929 Hancock Street, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Petition of Sherman Grey, Inc., 2311 Kettner Blvd., San Diego, for permission to install a 4" cast iron sewer line between the property line and the sidewalk, to serve property located at 4262 Niagara Avenue, was presented, together with recommendation for approval from Dep't Public Health.

RESOLUTION NO. 98647, recorded on Microfilm Roll No. 30, granting permission to Sherman Gray, Inc., Robert E. Roberts, Vice President, 2311 Kettner Boulevard, San Diego, to install a four inch cast iron sewer line between the property line and the sidewalk, to be placed three feet outside the property line and run in a northwesterly direction, parallel to the westerly line of Lot B of the westerly portion of Lot 18 Point Loma Heights Subdivision, to point of intersection with public sewer, to serve property at 4262 Niagara Avenue, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98648, recorded on Microfilm Roll No. 30, authorizing and empowering the Vice Mayor and the City Clerk to execute for and on behalf of the City, a quitclaim deed to Jack W. Brem and Helen M. Brem, portion of Pueblo Lot 300, more particularly described in said Resolution, also a portion of Lot 299 of the Pueblo Lands, authorizing delivery of said deed to the City Attorney for delivery to the title company for ultimate delivery to said Jack W. Brem and Helen M. Brem, in connection with compromise of suit in eminent domain No. 130137, City v. Brem wherein the City secured judgment declaring the City's rights, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

RESOLUTION NO. 98649, recorded on Microfilm Roll No. 30, authorizing and empowering the Mayor and City Clerk to execute, for and on behalf of the City, a quitclaim deed to Eleanor E. Myers, portions of Lots 46, 47, 48, 49, 50, 51, 52 Block 103 Ocean Bay Beach, authorizing and directing the City Clerk to deliver said quitclaim deed to the Right of Way Agent with instructions that the same be delivered to Eleanor E. Myers upon receipt by the City of a deed granting to the City portions of Lots 52, 53, 54, 55, 56, 59 Block 103 Ocean Bay Beach, required by the City for the opening of Bacon Street, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

ORDINANCE NO. 4466 (New Series), recorded on Microfilm Roll No. 30, amending Ordinance No. 2423 (New Series), the Traffic Ordinance adopted April 21, 1942, by adding thereto a new section to be known as Section 11 a, to read as follows:

"Section 11a. It shall be unlawful for the driver of any tank truck or tank truck trailer or tank truck and trailer carrying liquefied petroleum gas to drive or park the same at any time in the San Diego Inner Fire District as that District

is described and defined in section 201a of Ordinance No. 3674 (New Series).

(1) Provided however, that this regulation shall not apply to any vehicle powered by liquefied petroleum gas when the fuel tanks of said vehicle do not have a capacity greater than 100 gallon volumetric water capacity and which vehicle does not have more than two such tanks.

(2) Provided further, that this regulation shall not apply to any vehicle transporting liquefied petroleum gas through The City of San Diego over Pacific Highway from Date Street south to Harbor Drive, thence east on Harbor Drive to the intersection of 16th Street and Harbor Drive, nor to any vehicle traveling in the opposite direction along the same route but in no event shall said vehicle be permitted to park along either Harbor Drive or Pacific Highway where said Harbor Drive and Pacific Highway are within the San Diego Inner Fire District, as said District is defined in section 201a of Ordinance No. 3674 (New Series), and no deliveries of liquefied petroleum gas shall be made within the said San Diego Inner Fire District at any time.

(3) Provided further that this regulation shall not apply to any vehicle transporting liquefied petroleum gas when said vehicle is brought into the described San Diego Inner Fire District, for the purpose of bona fide repairs in which event the vehicle may be brought into the said San Diego Inner Fire District, subject to such safety precautions as may be prescribed by the Fire Chief or the Fire Marshal of the Fire Department of The City of San Diego."

was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

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

Accompanying Ordinance No. 4466 (New Series), was communication signed by G. E. Courser, Fire Chief, addressed to the City Manager, dated May 23, 1950, and transmitted to the Council with the City Manager's stamp of approval.

A Proposed Ordinance adopting an amendment to the "Master Plan for The City of San Diego" as adopted by Ordinance No. 13116 approved January 26, 1931, particularly affecting additions to and deletions from the Major Street and Highway Plan, was presented.

A motion was made to adopt the Ordinance, but the Council's attention was called to the need for public hearing thereon.

On motion of Councilman Dail, seconded by Councilman Godfrey, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., on Tuesday, July 25, 1950.

ORDINANCE NO. 4467 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$14,200.00 from the Capital Outlay Fund for the purpose of providing funds for the completion of the reconstruction of a sewer outfall at the Sewage Treatment Plant, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey. Nays---Councilmen None. Absent---Mayor Knox.

The final reading of such Ordinance was in full.

On motion of Councilman Dail, seconded by Councilman Wincote, the Council took a recess until the hour of 2:00 o'clock P.M. this date, at the hour of 11:47 o'clock A.M.

Upon re-assembling, at the hour of 4:00 o'clock P.M., the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Godfrey
Absent---Councilman Dail, Mayor Knox
Clerk-----Fred W. Sick

RESOLUTION NO. 98650, recorded on Microfilm Roll No. 30, authorizing the City Manager to attend Governor Warren's Disaster Council Meeting, to be held in Sacramento, California, beginning July 12th; and to attend the simulated atomic attack exercises to be held in Seattle, Washington, conducted by the Atomic Energy Commission of the United States from August 17 to August 21st, 1950; authorizing the incurring of the necessary expenses in connection with said trips, was on motion of Councilman Schneider, seconded by Councilman Godfrey, adopted.

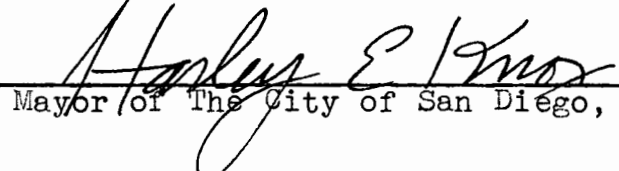
RESOLUTION NO. 98651, recorded on Microfilm Roll No. 30, authorizing the City Attorney to employ, on behalf of the City, Messrs. J. K. Stickney and Edward Strop, Attorneys at Law, or either, or both of them, to aid and assist the City Attorney in the defense of any actions at law before the Courts of the State of California in any matters in which The City of San Diego has a legal interest, provided that such employment shall be without cost to The City of San Diego, and provided, further, that such employment shall not continue beyond the fiscal year 1950-1951, was on motion of Councilman Swan, seconded by Councilman Wincote, adopted.

The City Attorney made a verbal explanation, pointing out that there is no cost in connection with said employment, and that it is a technical matter involving a claim or claims against the City.

RESOLUTION NO. 98605, recorded on Microfilm Roll No. 30, adopting the recommendation of the City Manager that the present boundaries of the inner fire zone be not changed, and that the San Diego Apartment House Association for alteration of the boundaries thereof be not granted, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

(This Resolution was adopted in the morning meeting, by Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, with Mayor Knox absent - but listed at this point).

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Godfrey, seconded by Councilman Schneider, at the hour of 4:02 o'clock P.M.


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,
Thursday, July 13, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Vice Mayor at the hour of 10:04 o'clock A.M.

Present--Councilmen Swan, Wincote, Schneider, Kerrigan, Dail
Absent---Councilman Godfrey, Mayor Knox
Clerk----Fred W. Sick

In the absence of Mayor Knox from the City, Vice Mayor George Kerrigan acted as Chairman.

Petition of Mortician's Service Bureau, Suite 604 New California Building, signed by S. V. Wiemer, Mgr., dated July 7, 1950, stating that information had been received from the City Manager that he expected to present to the Council for the meeting of July 11, 1950, an ordinance establishing a fee of \$1.00 for the issuance of burial and removal permits by the Health Department, and requesting that a date for a public hearing thereon, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, a hearing was set for the hour of 10:00 o'clock A.M., Thursday, July 27, 1950, and the City Clerk was directed to give notification thereof.

Petition of San Diego Trust and Savings Bank, signed by D. N. Millan, Vice President, dated July 6, 1950, for permission in the installation of off-sidewalk banking windows on Sixth Avenue north of Broadway and to cap three parking meters in front of said proposed banking windows between the hours of 9:30 A.M. and 3:00 P.M. on week days

and from 9:30 A.M. to 12:00 Noon on Saturdays, a uniformed employee to be maintained on the sidewalk to facilitate use of the spaces for customers while making a deposit, presenting statements of advantages and submitting letters from other cities where such arrangements are in force, was presented.

On motion of Councilman Wincote, seconded by Councilman Schneider, said petition was referred to the City Manager.

Petition of Windansea Surfing Club, signed by William H. Isenhouer, president, requesting permission to have beach fires during the night and day of August 5 for its annual Luau, to be held between Belvedere and Palomar Streets in La Jolla, assuming the entire responsibility for maintenance and cleaning of the beach on that date, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the petition was referred to the City Manager.

Claim of Casino Theatre, by William D. Russo, Treas.-Mgr., for damage to Neon display on June 3, 1950 (the second time the display has been damaged by rubbish crew in less than a month), was presented.

RESOLUTION NO. 98652, recorded on Microfilm Roll No. 30, referring claim of Casino Theatre, Inc., 643 Fifth Avenue, to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Claim of Blanche H. Mercer, for damage to new residence under construction at 2811 Juniper Street, for "at least \$500.00", based on damage from water due to broken water pipe, was presented.

RESOLUTION NO. 98653, recorded on Microfilm Roll No. 30, referring claim of Blanche H. Mercer to the Percy H. Goodwin Company, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98654, recorded on Microfilm Roll No. 30, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of storm drain extensions in Mission Boulevard between Rockaway Court and Seagirt Court, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager recommending denial of petition of Property Owners for the closing of a portion of Witherby Street easterly of La Jolla Avenue, was presented. The report states: "Because of the advantage to the City in providing right of way for widening of La Jolla Avenue and improvement of the Witherby Street intersection, a considerable effort has been made to work out a compromise that would meet with the approval of all of the property owners affected. This we have been unable to accomplish. One property owner, with frontage on Witherby Street between La Jolla and West California Streets is unwilling to withdraw his protest. For this reason it is recommended that the closing be denied". Accompanying the report was the petition signed by Fred S. Bunker, Wm. A. Milligan, Jas. A. Milligan, E. T. Stewart, C. M. Rodefer, dated June 20, 1949, filed in the office of the City Clerk on June 30, 1949; attached to said petition a letter signed by James A. Milligan, dated May 4, 1950; also a letter signed by Jas. A. Milligan, dated July 7, 1950, relative to the proposed closing and stating what improvements he plans making and referring to the widening of La Jolla Avenue north and south of Witherby Street.

RESOLUTION NO. 98655, recorded on Microfilm Roll No. 30, denying petition requesting the closing of a portion of Witherby Street easterly of La Jolla Avenue, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the City Manager reporting on offer of James A. Milligan to dedicate to the City the corner cut-off on lots 1 and 2 Block 226 Middletown and deed to the City 7-1/2 feet along the easterly side of La Jolla Avenue between Witherby and Hortensia Streets, subject to closing portion of Witherby Street easterly of La Jolla Avenue, stating "Because of protests the closing of Witherby Street is being recommended for denial. It is therefore recommended that this offer of dedication be filed". Also, a communication was attached to the file forwarding Mr. Milligan's proposal, dated May 29, 1950, which recommended acceptance of the offer and the acquisition of the easements. The offer from James A. Milligan, dated May 4, 1950, was made a part of the file.

On motion of Councilman Schneider, seconded by Councilman Wincote, the matter was ordered filed.

Communication from the City Manager reporting on Council Resolution No. 98459 referring the question of pedestrian crossings along Sixth Avenue back to his office for further study, was presented. A count of pedestrians crossing at Juniper, Laurel, Redwood, Spruce Streets, was submitted, together with recommendation that pedestrian refuge islands be constructed at those points, also at Elm and Upas Streets where counts were not made.

The Assistant City Manager reported on the traffic count made at the four intersections, and said that it is proposed to construct "tear drop" islands, and the prohibiting of parking for 100 feet on each side thereof.

RESOLUTION NO. 98656, recorded on Microfilm Roll No. 30, adopting the recom-

Recommendation for the construction of pedestrian crossings along Sixth Avenue between Date Street and Upas Street, at points designated therein, was on motion of Councilman Schneider seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending approval of the Final Map of Hubner Estates, subject to elimination of Mina Street between Stream View Drive and Lea Street, and subject to posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 98657, recorded on Microfilm Roll No. 30, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Hubner Building Company, a corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Hubner Estates, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98658, recorded on Microfilm Roll No. 30, adopting Map of Hubner Estates, accepting Lea Street, Mina Street, Chollas Road, Streamview Drive, and Chollas Parkway, including any and all abutter's rights and access rights in and to said parkway, subject to access only at such points as may be established by public authority, portion of 54th Street, unnamed easements shown thereon for public purposes, declaring said streets parkway, portion of a street and unnamed easements to be public streets, parkway, and easements and dedicated to the public use, authorizing and directing the Clerk of the City of San Diego to endorse upon said map, as and for the act of the Council, that all said streets, parkway and easements are accepted on behalf of the public as hereinbefore stated, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from the Planning Commission, signed by the City Planning Director, recommending approval of the Final Map of Medina Terrace, subject to posting of an adequate bond to insure the installation of the required improvements, was presented.

RESOLUTION NO. 98659, recorded on Microfilm Roll No. 30, authorizing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Cape Cottage Homes, Inc., a corporation, for the installation and completion of the unfinished improvements and the setting of the monuments required for Medina Terrace, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98660, recorded on Microfilm Roll No. 30, adopting Map of Medina Terrace, accepting John Street, Talbot Street, Tarento Drive, Temple Street and portions of Hill Street and Catalina Boulevard and unnamed easements shown thereon for public purposes, authorizing the Clerk of the City of San Diego to endorse upon said map, as and for the act of the Council, that all said streets and easements are accepted on behalf of the public as hereinbefore stated, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the Planning Commission, signed by the City Planning Director, through the City Manager and bearing the City Manager's stamp of approval, favoring the suggestion of the Water Department that a strip 50 feet wide be dedicated for a public street between Country Club Drive and P.L. 1263, being City-owned property referred to as "Road Outlet to La Jolla Golf Club", in portion of P.L. 1284, was presented.

The City Planning Director made a verbal report to the Council in the matter, recommending the dedication.

On motion of Councilman Dail, seconded by Councilman Schneider, the matter was referred to the City Attorney for preparation and presentation of the necessary papers.

Communication from the City Planning Director, addressed to the City Manager and transmitted with the City Manager's stamp of approval, reporting on bids received June 22, 1950, for the leasing of an area in Mission Bay for a small boat headquarters, and stating that out of the ten bids the Mission Bay Advisory Committee, by the process of elimination got down to three bidders: Dale Watts; Sikes, O'Brian & Rogers; Marine Sales, Inc. (Ed Groenendyke). The report said, also, that although the Committee is of the opinion that any one of the three bidders would make a suitable tenant for the City, it decided that the bid of Sikes, O'Brian and Rogers should be the number one recommendation, and further recommendations, and recommending that the City Attorney's Office be instructed to prepare the lease, was presented.

The City Planning Director made a verbal report, along the same lines as the written report. In connection with the recommendation for the leasing to Sikes O'Brian & Rogers, the Director said that they would be ready for operation by next Summer's season.

On motion of Councilman Wincote, seconded by Councilman Schneider, the recommendation was referred to the City Attorney for preparation and presentation of the necessary Resolution to authorize the entering into of a lease with Sikes, O'Brian & Rogers on an area in the Mission Bay Recreation area development known as Quivera Basin.

Communication from Mrs. Leon Hall Fish, 628 S. Pickering, Whittier, California, (formerly of San Diego) forwarding a clipping from an out-of-town newspaper advocating the development of Mission Bay area through the holding of the 1953 Exposition there, rather than in Balboa Park, was presented.

On motion of Councilman Schneider, seconded by Councilman Dail, the communication was ordered filed.

Communication from Great American Indemnity Company, signed by Max H. Seeger, representative, dated July 10, 1950, recommending denial of claim of Horace Herbert Lewis, 1320 W. Washington Place, San Diego, arising out of injury occurring on April 28, 1950, filed 6/16/50 in the sum of \$20,000.00, was presented.

RESOLUTION NO. 98661, recorded on Microfilm Roll No. 30, denying claim of Horace Herbert Lewis, 1320 W. Washington Place, in the sum of \$20,000.00, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Vice Mayor Kerrigan presented to Dr. Olive B. Cordua, Director of Child Hygiene in the Department of Public Health, who has completed twenty five years of service with the Department, a 25-year service award pin.

Dr. Cordua responded, expressing her appreciation to the City for her many years "of employment", and told of her pleasure in her work.

J. B. Askew, M.D. Director of Public Health for the City and County of San Diego, lauded Dr. Cordua's work, and said that she has contributed more than any other person to the public health of the community, and told of the tremendous numbers of children who had come under her direction during her association with the City of San Diego.

Councilman Schneider asked for, and was granted, unanimous consent to present the following matter not listed on the Council's agenda:

Councilman Schneider moved that the City Attorney be directed to prepare necessary papers and deliver them to the City Clerk in such time to allow him to do the required advertising for a public hearing, August 1, 1950, at the hour of 2:00 o'clock P.M., on decontrol of rentals in San Diego, the motion was seconded by Councilman Wincote.

The Vice Mayor said that the information necessary in connection with shortage of rentals should be available to the Council before a hearing is set.

Councilman Dail said that the City Manager had advised that six weeks would be required to get the necessary information for such a hearing.

The City Manager replied that he could get "all the indicative information" available for August 1, but would take some time to get in order "something to stand on" would take quite a lot of effort, for evidence that cannot be attacked". He said that field work can be done in three days or a week, but that much additional work for compilation of material and maps would take three or four weeks. He said that possibly the complete story could be obtained from the Census. He referred to the Long Beach quick job, where 132 people were used to check, and said that would cost \$6,000.00 or \$7,000.00.

The Vice Mayor said that Los Angeles had set up \$25,999.00 (or some such figure, he added) and hired a group to make a survey, and that a hearing has been set. He wanted to have the opportunity to call Representative McKinnon in Washington, D.C., as directed by the Council, for securing certain undisclosed information.

Councilman Schneider pointed out that the Vice Mayor had had sufficient time to put in the Washington call, but had not done so. That, he said, was his reason for bringing up the matter at this time and pressing for a hearing on August 1.

The Vice Mayor replied that he was unfamiliar with the routine of getting a call through to Mr. McKinnon, and that he had advised the Mayor's secretary that he wished to have the call made so he could talk to the Congressman after this morning's meeting.

Councilman Wincote said that evidence under the new law is all that is necessary, and that quantities of evidence need not be gathered.

The Vice Mayor wanted to change the date of the hearing to August 17. He said that a finding that there is no further control needed would have to be made.

The City Attorney told the Council of the various methods now set up in the new law for the decontrol of rent.

Councilman Wincote said he believed that the evidence needed could be ready by August 1, 1950. He said that it looks like there would be a 3-2 vote at this meeting on a question to call a hearing for a decontrol proceeding, and that it takes 4 votes to pass any motion. He wondered if it would not be better to consider the matter at a later time.

Councilman Dail said he wanted the hearing date whenever the City Manager can have evidence ready. Also, he said, he wants unbiased evidence, obtained by the City.

Councilman Schneider referred to the many advertisements now appearing in the papers for rentals, and said that the City Manager could check every advertisement and rental agency by telephone regarding vacancies in 3 to 5 days. He referred, also, to the many homes under construction and not finished, which will be available for occupancy soon, thereby adding to the number of vacancies and thereby also decreasing the need for rent controls.

Councilman Wincote proposed that a compromise hearing date be set for August 8, 1950.

The Vice Mayor said that he was sorry he had not made the call to Congressman McKinnon. He said that the Apartment House Association, who had signed the petition asking for another decontrol hearing, had told him that it would be smart to get information from the Census Bureau (apparently the subject of the proposed conversation with the Congressman).

Councilman Wincote suggested taking a recess, that the Council then return and set hearing on the possible dates of August 1, 8, 15, after the call to Mr. McKinnon.

No action was taken at this time, and the Council proceeded to the order of business as outlined on the agenda. (The matter will be shown again later in these Minutes for today's meeting).

RESOLUTION NO. 98662, recorded on Microfilm Roll No. 30, authorizing the City Manager to execute and forward to the Division of Public Works of the State of California the "Second Supplemental" agreement, dated June 30, 1950, covering expenditure of funds for the maintenance of State Highways within the City, as set forth in Document No. 420100 on file in the office of the City Clerk, authorizing and directing the City Clerk to

forward a certified copy of said Resolution to the Secretary of the California Highway Commission of The State of California, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98663, recorded on Microfilm Roll No. 30, authorizing the City Manager to execute, for and on behalf of the City of San Diego, a lease with Chas. A. Judson, Rt. 1, Box 913, Escondido, California, 350 acres of land immediately south of the San Dieguito River and westerly of the Fenton property (heretofore leased to said Judson for stock grazing and agriculture, but operated as a dairy farm for the past 20 years or more), for a period of five years commencing August 1, 1950, at a rental of \$1,000.00 per year payable quarterly in advance, in the form of lease filed in the office of the City Clerk under Document No. 420098, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98664, recorded on Microfilm Roll No. 30, granting permission to San Diego Gas & Electric Company to construct, install, operate, repair, replace, maintain and use a power distribution line over and across City-owned land in Camp Callan, to extend northerly along the easterly line of the roadway across a portion of said Camp between Pueblo Lots 1313 and 1314, from an existing line, at the place as shown and designated in said Company's application and drawing No. L-608A filed in the office of the City Clerk, on a revocable basis, and upon conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

Communication from the City Manager recommending the installation of 600 candle power overhead street lights at 5 locations, was presented.

RESOLUTION NO. 98665, recorded on Microfilm Roll No. 30, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

McKinley Street at Redwood Street;
Boundary Street at Nutmeg Street;
Catalina Boulevard at Talbot Street, Pole #JP1010;
Catalina Boulevard at Pt. Loma Avenue (Pole at SW corner);
Santa Barbara Street at Del Mar Avenue;

was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98666, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the installation of a water main to connect the Kearny Mesa Pipe Line, Section II, with the Bayview Connecting Pipe Line, by appropriate City forces, in accordance with recommendation of the City Manager and estimates submitted indicating that the same can be done by the City forces more economically than if let by contract, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98667, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with moving present partitions and installing new partition in the Division of Water Accounting Office, by appropriate City forces, in accordance with the recommendation of the City Manager and estimates submitted indicating that the same can be done by the City forces more economically than if let by contract, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98668, recorded on Microfilm Roll No. 30, accepting subordination agreement executed by La Jolla Federal Savings and Loan Association, beneficiary, and Security Trust and Savings Bank of San Diego, trustee, bearing date June 23, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 1 Block 1 F. T. Scripps' Addition, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to transmit said subordination agreement to the City Properties Department, together with a certified copy of said Resolution, for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98669, recorded on Microfilm Roll No. 30, accepting deed of Erns Conrad, bearing date July 6, 1950, conveying an easement and right of way for street purposes in a portion of Lot 28 Horton's Purchase of Ex-Mission Land of San Diego, setting aside and dedicating the same to the public use, and naming the same "A" Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98670, recorded on Microfilm Roll No. 30, accepting deed of Lucy K. Curtis, bearing date July 7, 1950, conveying a portion of El Camino Del Norte, lying between Lot 5 in Block 1 and Lot 1 Block 4 Rancho Santa Fe, as vacated by action of the County Board of Supervisors June 5, 1950, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98671, recorded on Microfilm Roll No. 30, accepting deed of Alpheus J. Gillette and Esther E. Gillette, bearing date July 3, 1950, conveying an easement and right of way for street purposes in portion of Lot A Kensington Heights Unit No. 1, setting aside and dedicating the same to the public use as and for a public street, and naming the same Hempstead Place, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98672, recorded on Microfilm Roll No. 30, accepting deed of Frederic C. Evans and Gladys D. Evans, bearing date June 16, 1950, conveying an easement and right of way for street purposes in portion of Lot 1 Block 1 F. T. Scripps' Addition, setting aside and dedicating the same to the public use as and for a public street, and naming the same La Jolla Boulevard, authorizing and directing the City Clerk to submit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98673, recorded on Microfilm Roll No. 30, accepting deed of J. D. Wier and Esther L. Wier, bearing date July 3, 1950, conveying an easement and right of way for street purposes in portion of Lot 13 Block 11 New Roseville, setting aside and dedicating the same to the public use as and for a public street, and naming the same Talbot Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98674, recorded on Microfilm Roll No. 30, accepting deed of Odell E. Martin, Lena L. Martin and Lena L. Cox, bearing date June 17, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 10 Block 54 Normal Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder of San Diego County, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98675, recorded on Microfilm Roll No. 30, accepting deed of Richard E. Senn, Sylvia M. Senn, William W. Goodman and Florence A. Goodman, executed in favor of the City of San Diego, bearing date June 29, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 1297, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98676, recorded on Microfilm Roll No. 30, accepting deed of Alex Wise and Elizabeth Wise, bearing date July 5, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 74 Point Loma Villas, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98677, recorded on Microfilm Roll No. 30, accepting deed of Alpheus J. Gillette and Esther E. Gillette, bearing date July 3, 1950, conveying an easement and right of way for storm drain purposes in portion of Lot A Kensington Heights Unit No. 1, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

The Vice Mayor said that the City Manager wants to talk to the Council, in Conference today, between 11:00 o'clock and 12:00 o'clock Noon.

On motion of Councilman Schneider, seconded by Councilman Wincote, the Council took a recess, shortly before the hour of 11:00 until the hour of 11:50 A.M., this date.

Upon re-convening, at the hour of 12:00 o'clock Noon, the roll call showed the following:

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail.
Absent---Councilman Godfrey, Mayor Knox
Clerk-----Fred W. Sick

RESOLUTION NO. 98678, recorded on Microfilm Roll No. 30, setting the hour of 2:00 o'clock P.M., on Tuesday, the 15th day of August, 1950, in the Council Chamber of the City and County Administration Building as the time and place for the holding of a hearing in the matter of rent decontrol, directing the City Attorney to prepare and present the necessary papers in connection therewith, directing the City Manager to immediately begin making a canvass to gather information in connection therewith, was on motion of Councilman Dail, seconded by Councilman Swan, adopted.

(There was no discussion in the matter, heretofore referred to on Page 469 of these Minutes).

There being no further business to come before the Council, the meeting was adjourned, immediately, upon motion of Councilman Schneider, seconded by Councilman Swan.

Harley E. Knox
Mayor of The City of San Diego, California

ATTEST:

FRED W. SICK, City Clerk

By *August M. Hadstrom*
Deputy

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Tuesday, July 18, 1950

A Regular Meeting of the Council of The City of San Diego, California, was held this date, and was called to order by the Mayor at the hour of 10:05 o'clock A.M.

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,
Mayor Knox.
Absent----Councilmen None
Clerk-----Fred W. Sick

The Minutes of the Regular Meeting of Tuesday, July 11, 1950, and the Regular Meeting of Thursday, July 13, 1950, were presented to the Council by the Clerk, and on motion of Councilman Schneider, seconded by Councilman Wincote, were approved without reading, after which they were signed by the Mayor.

At this time Mayor Knox presented 25-year service pins to the following two City employees:

Albert E. Dennison, who has had continuous service with the City Water Department since July 22, 1925, is a Conduit Patrolman in the Division of Water Impounding at the San Vicente Dam and Reservoir, for many years Assistant Keeper at Morena Boulevard.

Charles J. Rauner, who has been continuously employed in the City Treasurer's Office since July 8, 1925, and is Assistant Cashier.

In making the awards, the Mayor paid personal tribute to both the recipients of the service pins.

The hour of 10:00 o'clock A.M. having arrived, the time to which the hearing for the proposed paving and otherwise improving of Worden Street and Udall Street had been continued, the City Engineer made a verbal report. He read the form letter he had sent to the affected property owners, re proceeding or abandoning the improvement, particularly as it related to the future re-alignment of Wabaska Drive in connection with the construction of the Sunset Cliffs Boulevard Bridge. He recommended abandonment of the proceedings.

RESOLUTION NO. 98679, recorded on Microfilm Roll No. 30, sustaining protests of Milton W. Lancaster and R. I. Bedford, against the proposed paving and otherwise improving of Worden Street and Udall Street, within the limits and as particularly described in

Resolution of Intention No. 420041, sustaining all other protests, abandoning proceedings, was on motion of Councilman Schneider, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of Dwight Street, Lantana Drive, Euclid Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 98254, the clerk reported that written protests had been received from Luberco, Ltd., and from Ole A. Victel, which protests were presented to the Council.

The City Engineer made a verbal report stating that the written protests amounted to 8% of the property affected.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

Salvatore Rizzuto, 4779 Dwight Street spoke. He said that he had recently acquired property within the district, and that while his name does not appear on the petition, he favors the work being done.

RESOLUTION NO. 98680, recorded on Microfilm Roll No. 30, overruling and denying the protests of Luberco, Ltd. and Ole A. Victel, and overruling and denying all other protests against the paving and otherwise improving of Dwight Street, Lantana Drive, Euclid Avenue and Public Right of Way, within the limits and as particularly described in Resolution of Intention No. 98254, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of the Alley lying easterly of and contiguous to Block B South La Jolla, North Lane, Westbourne Street, and Public Rights of Way, within the limits and as particularly described in Resolution of Intention No. 98255, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Wincote, seconded by Councilman Swan, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of Ampudia Street, within the limits and as particularly described in Resolution of Intention No. 98256, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

On motion of Councilman Kerrigan, seconded by Councilman Schneider, the proceedings were referred to the City Attorney for preparation and presentation of the next step.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98348 of Preliminary Determination for the paving and otherwise improving of the Alleys in Blocks 52 and 71 University Heights, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98681, recorded on Microfilm Roll No. 30, determining that the paving and otherwise improving of the Alleys in Blocks 52 and 71 University Heights, within the limits and as particularly provided for in Resolution No. 98348 of Preliminary Determination is feasible and that the lands to be assessed will be able to carry the burden of proposed assessment, also finding and determining that public convenience and necessity require the proposed improvements and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on Resolution No. 98349 of Preliminary Determination for the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157, within the limits and as particularly described in said Resolution, the clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard.

No one appeared to be heard, verbally, and no written protests were presented.

RESOLUTION NO. 98682, recorded on Microfilm Roll No. 30, determining that the paving and otherwise improving of the Alley in Block 179 Mannasse and Schiller Subdivision of Pueblo Lot 1157 within the limits and as particularly described in Resolution No. 98349 of Preliminary Determination is feasible and that the lands to be assessed will be able to carry the burden of proposed assessment, also finding and determining that public convenience and necessity require the proposed improvements and that the Special Assessment

Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of the Alley in Block 53 Ocean Beach, within the limits and as particularly described in Resolution No. 98350 of Preliminary Determination, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 98683, recorded on Microfilm Roll No. 30, determining that the paving and otherwise improving of the Alley in Block 53 Ocean Beach, within the limits and as particularly described in Resolution of Preliminary Determination No. 98350 is feasible and that the lands to be assessed will be able to carry the burden of proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, within the limits and as particularly described in Resolution No. 98351 of Preliminary Determination, the Clerk reported that no written protests had been received.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, and no written protests were presented.

RESOLUTION NO. 98684, recorded on Microfilm Roll No. 30, determining that the paving and otherwise improving of the Alley in Block 13 Ocean Beach Park, within the limits and as particularly described in Resolution of Preliminary Determination No. 98351 is feasible and that the lands to be assessed will be able to carry the burden of proposed assessment, and finding and determining that public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the appeal of Paul W. Farrar and Alice A. Farrar, 4611 Newport Avenue, from the Zoning Committee's decision in granting by its Resolution No. 4750 the application of A. F. Chapman, under Application No. 8250, for variance to the provisions of Ordinance No. 12793 to permit construction of four duplexes on Lots 29 through 32 in Block 25 Ocean Beach Subdivision in the 4600 block on Santa Monica, the Mayor presented three letters which had been received by him from Mr. and Mrs. M. E. Coombs, 4612 Santa Monica Avenue; Harold J. Hollinger, 4586 Santa Monica; Helen Bruening, 4592 Santa Monica Ave.; all of which opposed the variance. Said letters were read to the Council, as was a letter from Flora W. Morgan and Kathryn Shannon, 4854 Muir Street, also protesting the variance.

Report of the Zoning Engineer, dated July 11, 1950, was presented and read.

The Zoning Engineer showed a sketch of the property in question, and sketch showing property owners favoring and protesting the variance.

Thereupon, the Mayor invited protestants to speak.

Paul Farrar, 4611 Newport Avenue, spoke in favor of "family residences", and opposed rental type properties as proposed by Mr. Chapman.

Asked if there were other rental properties in the vicinity, the Zoning Engineer reported on rental unit across the street from the Chapman property.

M. J. Torbett, 4626 Newport, owner of property across the alley, said that all the properties have not more than 2 houses on 2 lots, and that there are only 3 rentals in the entire block. He said that the surrounding houses are "nice", that the proposed development would make 8 families on 100 feet.

The City Attorney said that in an R-2 zone a multiple unit can be built on a 25-foot lot. He said he could not see why a building cannot be constructed across lot lines with the same number of units.

A. F. Chapman spoke, showing models based upon his zone variance and upon the type of construction he could do without a variance.

Mr. Torbet said that he preferred the permitted use rather than that proposed by Mr. Chapman.

Frank W. Claspill opposed the variance. He said that he wants single-family units, and said that construction under the variance would spoil the neighborhood.

G. V. Turskey, owner of a vacant lot in the vicinity, said that Mr. Chapman wants to shut off the view of nearby property owners' properties.

The Mayor had observed Col. Shaw shaking his head, and asked him to speak. Col. Shaw (who does not own property in the affected area) said that one cannot cross lot lines without variance. This led to a free-for-all discussion on the point.

LeRoy Bonham, 4574 Newport Avenue, said that a similar denial had been made to another property owner. The Mayor asked the name of the property owner, and Mr. Bonham said that he was also named Bonham, although not a relative. Mr. Bonham said it would be unfair, then, to grant this variance. He said he does not want the City to set a precedent, and that if it were granted all would be open to the same consideration. He said that he opposed crowding. He said that if request is granted, the Council will have ruined the neighborhood.

The Zoning Engineer spoke, and said that the variances was granted for 2 duplexes on 2 lots for "Bonham". However, he had not built in accordance with the variance; instead two single-family dwellings had been constructed.

The Mayor asked Mr. Chapman if he wished to make a presentation. Mr. Chapman, 4979 West Point Loma Boulevard, introduced Lee Champion, his attorney, who spoke for the variance. Mr. Champion said that the view will not be lost by the variance as proposed.

He showed photographs of the neighborhood to substantiate his point. He said that a better class of tenant could be obtained for the property under the variance as requested. He expressed the belief that the neighbors are afraid of an assessment for possible alley paving resulting from the development of the property. (There were boos from the audience, with the Mayor rapping for order and calling for courtesy to the speaker). Mr. Champion said that Mr. Chapman is president of the Pt. Loma Civic Association and that he "would not dare to permit the property to run down", as some of his opponents had charged.

Mr. Chapman spoke and said that loans will be made on either of the plans, and exhibited a letter stating that a loan would be granted on the proposed development without variance (2 houses on each of the 4 lots), after a charge had been made that he could not finance the plan which would not call for the variance. He also pointed out that Mr. Bonham, one of the strongest objectors, has a rental unit on top of his garage.

Mrs. Alice A. Farras came forward and was recognized by the Mayor, although it was the appellant's time to be heard. She said that Mr. Chapman had telephoned her and had said he would sell the property if not granted the variance, or that he would rent to colored people, and that he had also threatened court action for the opposition.

The Mayor declared the hearing closed, but Annie H. Hutchins, 4632 Santa Monica Street, arose and insisted upon being heard. She said that she faces the property in question, and favors the variance on the basis that it would enhance the value of her property.

The Mayor declared the hearing closed, stating that enough evidence had been heard by the Council for its action upon the appeal.

RESOLUTION NO. 98685, recorded on Microfilm Roll No. 30, overruling and denying the appeal of Paul W. Farrar and Alice A. Farrar, 4611 Newport Avenue, from the decision of the Zoning Committee in granting by its Resolution No. 4750 the application of A. F. Chapman under Application No. 8250, for variance to the provisions of Ordinance No. 12793 to permit construction of four duplexes on Lots 29 through 32 in Block 25 Ocean Beach Subdivision (2 duplex on Lots 29 and 30; 2 duplex on Lots 31 and 32 - in accordance with plans submitted to the Planning Department), sustaining the action of the Zoning Committee, was on motion of Councilman Dail, seconded by Councilman Wincote, adopted.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing on the proposed Ordinance incorporating Lots 4, 5, 8 and 9 Block 10 Roseville into a "C" Zone, the clerk reported that no written protests had been presented.

Thereupon, the Mayor inquired if any interested affected property owners were present who desired to be heard. No one appeared to be heard, verbally, and no written protests were presented.

ORDINANCE NO. 4468 (New Series), recorded on Microfilm Roll No. 30, incorporating Lots 4, 5, 8, 9, Block 10 Roseville into a "C" Zone (lying northwesterly of and adjoining tidelands, between Addison and Byron Street), as defined by Ordinance No. 8924 and amendments therefor, repealing Ordinance No. 32 (New Series) adopted September 6, 1932, insofar as the same conflicts, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

Petition of Mrs. Cora L. Creel, 6105 Peck Place, requesting reconsideration of the proposal to improve Peck Place extension and turn-around, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

Petition of Sullivan Hardwood Lumber Company, F Street and Kettner Blvd., signed by Robert J. Sullivan, for permission to extend wires across Kettner Boulevard, F Street and G Street, from main office to north yard and south yard, was presented.

On motion of Councilman Godfrey, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

The claim of George E. Dull and Helen Della Dull, 9432 Fuerto Drive, Grossmont, in the sum of \$860.29, resulting from traffic accident on Euclid Avenue, for personal injury, doctor bills, car damage, loss of use of car, was presented.

RESOLUTION NO. 98686, recorded on Microfilm Roll No. 30, referring claim of George E. Dull and Helen Della Dull to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

The claim of Mrs. Esther Hidde, 5355 Collier Avenue, in the sum of \$4500.00 for personal injury resulting from the accident on Euclid Avenue (under the George E. and Helen Della Dull claim), was presented.

RESOLUTION NO. 98687, recorded on Microfilm Roll No. 30, referring claim of Mrs. Esther Hidde to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

The claim of Harry A. Remington, 3068 Howard Street, in the sum of \$400.56, resulting from collision with a City-owned car, for damage to car and loss of its use, was presented.

RESOLUTION NO. 98688, recorded on Microfilm Roll No. 30, referring claim of Harry A. Remington to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

The claim of Anna Jane Wolf, c/o Frederick P. Backer, 2601 S. Figueroa Street, in the sum of \$27.01, resulting from collision with a City-owned dump truck, for damage to car, was presented.

RESOLUTION NO. 98689, recorded on Microfilm Roll No. 30, referring claim of Anna Jane Wolf to the Percy H. Goodwin Company, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

RESOLUTION NO. 98690, recorded on Microfilm Roll No. 30, ratifying, confirming and approving tidelands lease with James Ward, for space in Harbor Building, 1060 Harbor Drive, for preparation and sale of food, for a 5-year term commencing July 1, 1950, upon the terms and conditions contained in form of lease a copy of which is on file in the Office of the City Clerk under Document No. 420346, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, recommending return of bids for landscaping at Montgomery Field, advertised to be opened July 19, unopened, upon request from the Civil Aeronautics Administration that opening of bids be delayed for 30 days, was presented.

RESOLUTION NO. 98691, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to return unopened any and all bids received by him for landscaping Montgomery Field, and authorizing readvertising for bids for said landscaping, said bids to be opened approximately 30 days from and after July 19, 1950 (the original date set for opening), was on motion of Councilman Kerrigan, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing the Purchasing Agent to advertise for bids for furnishing Douglas fir, hardwood lumber and plywood for the Public Works and Water Departments, in accordance with specifications on file in the office of the City Clerk bearing Document No. 420369, was presented.

RESOLUTION NO. 98692, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Douglas fir, hardwood lumber and plywood, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing the Purchasing Agent to advertise for bids for furnishing metal office furniture and equipment for Alvarado Filtration Plant, in accordance with specifications on file in the office of the City Clerk bearing Document No. 420362, was presented.

RESOLUTION NO. 98693, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of metal office furniture and equipment, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, submitting Resolution authorizing the Purchasing Agent to advertise for bids for furnishing 660 tons of quicklime for Alvarado Filtration Plant, in accordance with specifications on file in the office of the City Clerk bearing Document No. 420365, was presented.

RESOLUTION NO. 98694, recorded on Microfilm Roll No. 30, authorizing and directing the Purchasing Agent to advertise for sealed proposals or bids for furnishing the City with approximately 660 tons of quicklime, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Purchasing Agent, bearing the Assistant City Manager's stamp of approval, recommending purchase without advertising for bids of parts for repairing pump at the Sewage Treatment Plant, stating that it is in the City's interest to make such purchase and that he believes lower price cannot be obtained under bids, was presented.

RESOLUTION NO. 98695, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to purchase from the Consolidated Pump Company of San Diego, without advertising for bids, for parts necessary for the repair of the Fairbanks Morse pump at the Sewage Treatment Plant, more particularly set forth in said Resolution, for a total price, including freight and tax, of \$1087.24, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98696, recorded on Microfilm Roll No. 30, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the construction of traffic signal systems and safety lighting at Lowell Street and Rosecrans Street and at Lowell Street and Harbor Drive, in accordance with Document No. 420360 on file in the office of the City

Clerk, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Communication from the City Manager notifying the Council of the appointment of Gerald C. Crary to fill the vacancy on the Park Commission created by the resignation of Dr. Howard B. Bard, for a term of five years effective July 1, 1950, was presented.

A motion was made that the appointment be approved, but it was pointed out that the Manager's appointment needed no Council approval or confirmation.

Nevertheless, inasmuch as Mr. Crary (a former member of the City Council) happened to be in the Council Chambers, Councilman Wincote approved that the appointment be "approved, and ordered filed", which motion was seconded by Councilman Swan, and the matter ordered filed.

Communication from the Superintendent of Streets, bearing the signed approval of the Director of Public Works and the City Manager's stamp of approval, reporting on petition from the San Diego Urban Company, requesting the closing of portions of Field and Stough Streets in conjunction with a resubdivision of the area, stating that the area is undeveloped and the new streets proposed for dedication will serve adequately, recommending said closing, was presented.

RESOLUTION NO. 98697, recorded on Microfilm Roll No. 30, granting petition contained in Document No. 420049, for the closing Field Street and Stough Avenue, as described in said petition, and as recommended by the Superintendent of Streets, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of said closing, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Superintendent of Streets, bearing the signed approval of the Director of Public Works and the City Manager's stamp of approval, reporting on petition requesting the closing of the easterly 20' of Ibis Street, contiguous to Block 406 Horton's Addition, recommending denial although a 60' width would be sufficient for the street, the full 80' width will be required to support necessary fills in the event the street is ever brought to official grade and improved, was presented.

RESOLUTION NO. 98698, recorded on Microfilm Roll No. 30, denying petition for the closing of portion of Ibis Street, contiguous to Block 406 Horton's Addition, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

Communication from the Superintendent of Streets, bearing the signed approval of the Director of Public Works and the City Manager's stamp of approval, referring to recommended closing of portions of Radio Station Road and Chollas Road, granted by Resolution No. 98423, stating that a revised subdivision map presented since makes the closing as affected, undesirable, was presented. The communication recommended that only that part of the petition requesting closing of Radio Station Road from the westerly line of 54th Street to the southerly line of Lemon Villa Tract be granted, and the denial of the closing of Chollas Road, and the rescinding of Resolution No. 98243.

Said communication was read to the Council.

The Planning Director was asked to make a verbal report, which he did, saying that he was "not sure we should go ahead with this; the Water Department is having trouble" getting water to the proposed subdivision.

RESOLUTION NO. 98699, recorded on Microfilm Roll No. 30, adopting the recommendation of the Superintendent of Streets for the granting of petition for the closing of Radio Station Road from the westerly line of 54th Street to the southerly line of Lemon Villa Tract, denying the closing of Chollas Road, repealing Resolution No. 98243 adopted June 13, 1950, directing the City Engineer to furnish a description of the lands to be affected and benefited by and to be assessed to pay the costs, damages and expenses of closing said portion of Radio Station Road, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the Planning Director, in behalf of the Mission Bay Advisory Committee, recommending sale of one million dollars worth of bonds, for use regarding Gleason Point, De Anza Point and Quivera Basin, and for bridges across the San Diego River Floodway, was presented.

The City Attorney made a verbal recommendation that the matter be referred to the City Attorney and to the City Manager.

The Planning Director also made a verbal report. Asked about under whose direction the expenditure comes, the Director stated that the recommendation comes from the City Planning Commission (also Mission Bay Advisory Committee), and from the City Manager, but that the City Council takes the final action.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was referred to the City Manager and to the City Attorney.

Communication from the Planning Director, in behalf of the Mission Bay Advisory Committee, expressing the opinion that the Council should be urged to, wherever possible, designate that revenues derived from Mission Bay leases be made available for the development of the Bay as long as it is needed, was presented.

The Mayor said he would oppose such a move, inasmuch as it might mean diverting funds to the point that the City would have to appropriate other funds for operation of the City.

Gerald C. Crary, member of the Mission Bay Advisory Committee, who was pres-

ent at the meeting, spoke for such action. The Mayor replied to Mr. Crary, that such action on the part of the Council could be only upon an amendment to the Charter. Mr. Crary agreed. Mr. Crary said that it would be advisable for members of the Mission Bay Advisory Committee to sit in with the Council before final action is taken.

RESOLUTION NO. 98700, recorded on Microfilm Roll No. 30, referring the communication from the City Planning Director, in behalf of the Mission Bay Advisory Committee, urging use of revenues from Mission Bay leases for the development of the Bay whenever possible, to Council Conference, was on motion of Councilman Dail, seconded by Councilman Schneider, adopted.

Communication signed by the Zoning Engineer, stating that the Zoning Committee had considered the revised plans of Challenge Cream & Butter Association for signs on its plant in Mission Valley at its last meeting, was presented. The Committee recommended approval by the Council of the revised plan for signs as set out in said communication.

RESOLUTION NO. 98701, recorded on Microfilm Roll No. 30, sustaining the appeal of Challenge Cream & Butter Association, in connection with signs on its plant in Mission Valley, and granting revised request to maintain the existing sign on the north side of the plant; to reduce the sign on the west side of the building to 4' x 42', an area of 168 square feet; to reduce the sign on the south side of the plant to 5' x 27', an area of 135 square feet, as recommended by the Zoning Committee in communication signed by the Zoning Engineer under date of July 13, 1950, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from Mrs. Ada Evernham, 1847 "F" Street, San Diego 2, opposing increased fares by the San Diego Transit Company, and complaining of the present service offered to its patrons, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was ordered filed.

Communication from Ward Ellison, 4120 Udall Street, San Diego, opposing increased fares by the San Diego Transit Company, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the communication was ordered filed.

The City Attorney, referring to the Evernham and Ellison communications, said that no application has been made by the San Diego Transit Company for increases in fares, to the Public Utility Commission, and indicated that the Council had no action to take other than to file them.

Mrs. Mabel Hall, 291 So. 39th Street, San Diego 13, complaining of the condition of the newly-laid paving on portion of 39th Street, was presented.

On motion of Councilman Wincote, seconded by Councilman Dail, the communication was referred to the City Manager.

Communication from Jessie Ghant, Chairman, Independent Progressive Party, San Diego, bearing date July 12, 1950, as follows: "In view of the present unemployment situation and lack of moderately priced rental units, we feel it is ridiculous to even consider the lifting of rent controls. We suggest constructive action and urge you to extend controls to June 1, 1951," was presented.

On motion of Councilman Wincote, seconded by Councilman Wincote, was on motion of Councilman Wincote, seconded by Councilman Schneider, ordered filed.

Communication from Mrs. Fred Robinson, 1009 Sumner Avenue, El Cajon, California, opposing "proposed ordinance" to prohibit the sale of raw milk in San Diego, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed, and the City Clerk directed to notify the writer that the City has no such ordinance under consideration.

(A telephone call from the Assistant City Manager to the City Clerk asked that the letter be sent to him for reply, inasmuch as he has learned that the Health Department has such a matter scheduled for consideration in the near future. The City Clerk did not, therefore, reply and sent the letter to the Assistant City Manager in accordance with his request).

Communication from Percy H. Goodwin Company, dated July 11, 1950, signed by F. W. Beachler, Loss Service Dept., recommending denial of claim of Mrs. Sam Blake, was presented.

RESOLUTION NO. 98702, recorded on Microfilm Roll No. 30, denying the claim of Mrs. Sam Blake, 3414 Dells Drive, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98703, recorded on Microfilm Roll No. 30, directing notice of filing of assessment and of the time and place of hearing thereof for the paving and otherwise improving of the Alley in Blocks 172, 171, 174, 175, 176, 180, 179, 178 Mission

Beach, being the Street Superintendent's Assessment No. 1948, within the limits and as particularly described in Resolution of Intention No. 95085, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98703^{1/2}, recorded on Microfilm Roll No. 30, approving plans and plat of the assessment district for the paving and otherwise improving of Brooklyn Avenue, 63rd Street, 64th Street, Broadway, Public Rights of Way, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98704, recorded on Microfilm Roll No. 30, approving plans and plat of the assessment district for the paving and otherwise improving of Dalbergia Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98705, recorded on Microfilm Roll No. 30, approving plans and plat of the assessment district for the paving and otherwise improving of Linwood Street and Keating Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98706, recorded on Microfilm Roll No. 30, approving plans and plat of the assessment district for the paving and otherwise improving of Maple Street, Vancouver Avenue, Kalmia Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98707, recorded on Microfilm Roll No. 30, directing notice inviting sealed proposals for the lighting of the ornamental street lights located in Kensington Manor Lighting District No. 1, for a period of one year from and including May 1, 1950, to and including April 30, 1951, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98708, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 5 Alhambra Park, within the limits and as particularly described in Resolution of Intention No. 98194, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98709, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Emerald Street, within the limits and as particularly described in Resolution of Intention No. 98196, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98710, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Pynchon Street, within the limits and as particularly described in Resolution of Intention No. 98197, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING WORK NO. 98711, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Yosemite Street, within the limits and as particularly described in Resolution of Intention No. 98198, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION ORDERING IMPROVEMENT NO. 98712, recorded on Microfilm Roll No. 30, for the furnishing of electric current for the lighting of the street lamps on bracket arms attached to the poles in Mission Beach Lighting District No. 1 and the maintenance of of said bracket arms, wires and lamps, within the limits and as particularly set forth in the Engineer's Report and Assessment filed June 9, 1950, in the office of the City Clerk, for a period of one year from and including May 15, 1950, to and including May 14, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 98713, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 52 Fairmount Addition to City Heights, and Polk Avenue, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF INTENTION NO. 98714, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of the Alley in Block 11 Ocean Beach Park, and Block 94 Ocean Bay Beach, within the limits and as particularly described in said Resolution, was

on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98715, recorded on Microfilm Roll No. 30, appointing time and place for hearing protests, and directing notice of said hearing, for the furnishing of electric current for the lighting of the ornamental street lights located in College Park Lighting District No. 1, for a period of one year from and including June 1, 1950, to and including May 31, 1951, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98716, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Brooklyn Avenue, 63rd Street, 64th Street, Broadway, and Public Rights of Way in Lot 8 Block 1 and Lots 21 and 22 Block 9 Encanto Heights, in Lot 1 Tract 1385 and in Lot 41 Encanto, within the limits and as particularly described in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98717, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of portion of Dalbergia Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98718, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Linwood Street and Keating Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION OF PRELIMINARY DETERMINATION NO. 98719, recorded on Microfilm Roll No. 30, for the paving and otherwise improving of Maple Street, Vancouver Avenue and Kalmia Street, within the limits and as particularly described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98720, recorded on Microfilm Roll No. 30, ascertaining and declaring the Wage Scale for the paving and otherwise improving of Vallecitos, Camino del Oro, De la Ribera, and Camino del Sol, as described in said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98721, recorded on Microfilm Roll No. 30, directing the City Engineer to furnish a plat for the change of grade on Redwood Street, between the west line of 31st Street and the east line of Bancroft Street, in accordance with his recommendation on file in the office of the City Clerk under Document No. 420185, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98722, recorded on Microfilm Roll No. 30, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the Alley in Block 54 Fairmount Addition to City Heights, within the limits and as particularly described in said Resolution, directing the City Clerk at the same time of said approval, to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Godfrey, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98723, recorded on Microfilm Roll No. 30, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of the Alley in Block 62 Ocean Beach, within the limits and as particularly described in said Resolution, directing the City Clerk at the same time of said approval, to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98724, recorded on Microfilm Roll No. 30, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Capistrano Street, Mendota Street and the Alley in Block 14 Point Loma Heights, within the limits and as particularly described in said Resolution, directing the City Clerk at the same time of said approval, to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98725, recorded on Microfilm Roll No. 30, approving the diagram of the property affected or benefited by the work of improvement to be done on the paving and otherwise improving of Orange Avenue, within the limits and as particularly described in said Resolution, directing the City Clerk at the same time of said approval, to certify the fact and date thereof, and to immediately deliver said diagram so certified to the Superintendent of Streets, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

RESOLUTION NO. 98726, recorded on Microfilm Roll No. 30, urging and soliciting the cooperation of civic organizations, governmental bodies and the press of San Diego County to request of all citizens who were not enumerated in the 1950 decennial census to send to P.O. Box 666 San Diego 12, California, their names, addresses and number of persons in their families, so that the information can be forwarded to the Census Bureau in Washington, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Said resolution recites the belief that community business and governmental leaders feel that said census enumeration has a substantial percentage of error, that commercial allocation of merchandise and supplies as well as State gasoline and other tax funds are computed on the official census figures, that the census will have a direct bearing on any re-apportionment of the City Councilman District, Supervisorial Districts, and State Legislative and Congressional representation, and noting that a number of citizens of the county have already written letters to various agencies claiming that they were not enumerated.

RESOLUTION NO. 98727, recorded on Microfilm Roll No. 30, 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 Gas Tax Allocation for Major City Streets", 1951 fiscal year, covering the expenditure of funds upon certain major City streets, as set forth in Document No. 420354 on file in the office of the City Clerk, authorizing and directing the City Clerk to forward a certified copy of said Resolution to the Secretary of the California Highway Commission of the State of California, was on motion of Councilman Schneider, seconded by Councilman Dail, adopted.

Petition of F. W. Woolworth Co., for approval for indirect floor drains for air conditioning equipment room, for its new store to be located at 1040 Sixth Avenue, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan, was presented.

RESOLUTION NO. 98728, recorded on Microfilm Roll No. 30, granting permission to Fred Heilbron & Sons, San Diego, to install at F. W. Woolworth Co., 1040 Sixth Avenue, indirect floor drains to be used in Air Conditioning Equipment Room, on conditions set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Petition of Dors A. Dunlap and Anna Rossman for permission to connect two houses located on Lots 27 and 28 Block 29 Fairmount Addition to City Heights, and known as 4114 and 4116 Winona Street, to the sewer line located in the alley at the rear of said property, by one main soil line and through one sewer connection, was presented, together with recommendation for approval from San Diego Dep't Public Health, signed by Floyd Strachan, and bearing the City Manager's stamp of approval, was presented.

RESOLUTION NO. 98729, recorded on Microfilm Roll No. 30, granting permission to Doris A. Dunlap and Anna Rossman, owners of 4114 Winona Avenue and 4116 Winona Avenue, San Diego, to connect the two houses to a sewer line located in the 20 foot alley to the rear of the properties by one main soil line and through one sewer connection, to serve properties located at said addresses, being Lots 27 and 28 Block 29 Fairmount Addition to City Heights, on condition set forth in said Resolution, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Communication from the City Manager recommending installation of 5 overhead street lights, at the locations set forth therein, was presented.

RESOLUTION NO. 98730, recorded on Microfilm Roll No. 30, authorizing and directing the San Diego Gas & Electric Company to install a 600 candle power overhead street light at each of the following locations:

Tennyson Street, between Sterne Street and Plum Street, Pole #3503;

Palermo Drive at Zola Street;

Locust Street at Hugo Street;

Wells Street at Tennyson Street;

47th Street, south of Monroe Avenue, on Pole #4460,

was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

Proposed Ordinance incorporating the north one-half of Quarter Section 53 Rancho de la Nacion into a "R-1A" Zone as defined by Ordinance No. 8924 and amendments thereto, was presented.

On motion of Councilman Wincote, seconded by Councilman Swan, a hearing was set on said proposed Ordinance for the hour of 10:00 o'clock A.M., on Tuesday, August 1, 1950.

Said proposed zoning would be as recommended by the Planning Commission

on property recently annexed to the City of San Diego, adjoining property now in the same the same zone, proceedings therefor having been instituted by the Commission.

Councilman Wincote requested, and was granted, unanimous consent to present the next-mentioned item not listed on the Council's agenda:

Communication, signed by Jim Lyon, dated July 15, 1950, and addressed to Mr. Wincote, on stationery of Lyon Rural Electric Company, complaining of conditions ~~complain-
ing of conditions~~ existing at the Humane Society's property, referring to overcrowding of dogs, fights among the dogs, the stench and filth, resulting in general annoyance to surrounding residents and workers, stating that the welfare of San Diego city, its inhabitants and that of the Society itself demands that the organization be moved without delay to a suitable location outside the City limits, was presented and read. The communication says that nothing short of removal will permanently solve the problem, and that the present situation is intolerable.

On motion of Councilman Wincote, seconded by Councilman Kerrigan, the communication was referred to the City Attorney for answer and for advice as to what the complainants can do.

The Assistant City Manager requested, and was granted, unanimous consent to present the next two items not listed on the Council's agenda:

A communication signed by the City Planning Director, in behalf of the Mission Bay Advisory Committee, recommending the entering into of a lease, as proposed in communication attached, with Edward A. Dorman and Nora L. Dorman for operation of the City-owned restaurant building and snack bar located on Santa Clara Point in Mission Bay, was presented.

The Assistant City Manager explained the matter to the Council.

On motion of Councilman Godfrey, seconded by Councilman Wincote, the matter was referred to the City Attorney for the necessary Resolution authorizing and directing the entering into of a lease, by the City Manager, as recommended.

RESOLUTION NO. 98731, recorded on Microfilm Roll No. 30, approving plans and specifications for the furnishing of all labor, services, equipment, material, supplies, transportation and other expense necessary or incidental for the improvement of La Jolla Boulevard and Marine Street, bearing Document No. 420400, authorizing and directing the Purchasing Agent to publish notice to contractors calling for bids therefor, was on motion of Councilman Wincote, seconded by Councilman Godfrey, adopted.

The Assistant City Manager explained the matter, saying that it would cost approximately \$12,000.00, and would be paid from Gas Tax funds.

There being no further business to come before the Council, the meeting was adjourned, on motion of Councilman Wincote, seconded by Councilman Dail, at the hour of 11:42 o'clock A.M.

ATTEST:

FRED W. SICK, City Clerk

By

August M. Hadstrom
Deputy

George Kerrigan
Vice Mayor of the City of San Diego, California

REGULAR MEETING

Chamber of the Council of The City of San Diego, California,
Thursday, July 20, 1950

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

Mayor Knox

Present---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey,

Absent----Councilmen None

Clerk-----Fred W. Sick

The hour of 10:00 o'clock A.M. having arrived, the hour set for hearing the appeal of E. B. Broderick from the Zoning Committee in denying application for modification to existing zone variance to increase the area covered in connection with operation of convalescent hospital to accommodate 12 additional patients, at 3025 Reynard Way, in Zone R-4, a letter was presented, from Morey Levenson asking for continuance until July 27, 1950.

The Mayor asked if anyone was present to be heard.

Mr. Broderick appeared, and asked that the hearing be continued, as requested by Mr. Levenson, his attorney.

Thereupon, Mayor Knox inquired if there were any protestants present who desired to be heard. No one responded.

On motion of Councilman Kerrigan, seconded by Councilman Dail, the hearing was continued until the hour of 10:00 o'clock A.M., Thursday, July 27, 1950.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Earl J. Cornwall from the Zoning Committee in incorporating conditions into the variance granted for construction of a garage with no side yard on Lots 33 and 34 Block 4 South Gurwell Heights, at 3034-3036 Quince Street, in Zone R-2, the Mayor asked if any was present to be heard.

No one appeared.

Councilman Schneider made a verbal report, saying that he had looked at the property, and thinks the variance would be all right. He said that the next door neighbor had the same thing.

The matter was held up, temporarily, awaiting arrival of the appellant.

The hour of 10:00 o'clock A.M. having arrived, the time set for hearing the appeal of Jesse and Donnalee Samuel from the Zoning Committee in denying permission to construct a 3-unit apartment on Lot 1 Block 16 Hoitt's Addition, at 3021 J Street, the Mayor asked if any one was present to be heard.

No one appeared.

The report from the Zoning Engineer was read.

The matter was held up, temporarily, awaiting arrival of the appellant.

Petition of Aubrey M. Davis, on behalf of Sears Roebuck for vacating easements for drainage purposes in Block 186 University Heights, lying between Lincoln Avenue and Hendricks Street, Vermont and Richmond Streets, was presented.

On motion of Councilman Schneider, seconded by Councilman Kerrigan, the petition was referred to the City Manager.

San Diego Commercial Fishing Boat Owners, Inc., signed by Chas. L. White, President, for maintenance of a fire boat in the commercial boat basin at Roseville, was presented.

On motion of Councilman Kerrigan, seconded by Councilman Wincote, the petition was referred to the City Manager.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for the furnishing of one 36" high speed motor band saw for the Harbor Department, recommending award to the Craft Shop, San Diego, the low bidder, was presented.

RESOLUTION NO. 98732, recorded on Microfilm Roll No. 30, accepting bid of The Craft Shop for the furnishing of one 36" high speed motor driven band saw, awarding contract and authorizing a majority of the members of the Harbor Commission to enter into and execute a contract therefor, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, reporting on bids for the furnishing of 12" and 36" reinforced concrete pipe for the Harbor Department, recommending award to American Pipe and Construction Co., the sole bidder, was presented.

RESOLUTION NO. 98733, recorded on Microfilm Roll No. 30, accepting bid of the American Pipe and Construction Company for the furnishing of 160 feet of 12" and 200 feet of 36" reinforced concrete pipe, awarding contract, and authorizing a majority of the members of the Harbor Commission to enter into and execute a contract therefor, was on motion of Councilman Kerrigan, seconded by Councilman Swan, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, submitting Resolution authorizing bids for furnishing Fire Hydrants and Valves for Storeroom stock, was presented.

The City Clerk told the Council that the Purchasing Agent had requested that the Fire Hydrants be deleted from the Resolution, whereupon they were stricken out of said proposed Resolution.

RESOLUTION NO. 98734, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Valves, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk under Document No. 420474, was on motion of Councilman Kerrigan, seconded by Councilman Schneider, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of Pipe and appurtenances for Midway Drive Bridge Pipe Line, Water Department, was presented.

RESOLUTION NO. 98735, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of Pipe and appurtenances, for the Midway Drive Bridge Pipe Line, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk under Document No. 420477, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Purchasing Agent, bearing the Acting City Manager's stamp of approval, submitting Resolution authorizing bids for the furnishing of 2 Tractor Loaders and 2 Motor Graders for the Public Works Department, was presented.

Asked for details on the proposed purchase, the Assistant City Manager (Acting City Manager) explained what types and their proposed use, to the Council.

RESOLUTION NO. 98736, recorded on Microfilm Roll No. 30, authorizing the Purchasing Agent to advertise for sealed proposals or bids for the furnishing of one 5/8 cubic yard and one 3/4 cubic yard Tractor Loader, and two Motor Graders, in accordance with Notice to Bidders, Specifications, Bidding Instructions and Requirements, on file in the office of the City Clerk under Document No. 420480, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Communication from the Acting City Manager, reporting on petition of the Windansea Surfing Club, bearing signatures of adjacent residents sanctioning the request, for exemption of the Ordinance, numbered 4355, Section 8, to permit beach fire during the day and night of August 5, 1959, on the occasion of its annual Luau, was presented. The report says that fires are prohibited by said Ordinance, and exemption to or waiving is not possible, that the only way the request could be granted would be to repeal the Section of the Ordinance, which action is not considered desirable for the regular use of the beach. The communication also recommended that no action be taken by the Council in the matter.

The Assistant City Manager (Acting City Manager) made a brief verbal report in addition to his written report, which was not read.

On motion of Councilman Kerrigan, seconded by Councilman Godfrey, the matter was ordered filed.

Communication from the City Attorney, bearing his signature, dated July 17, 1950, reporting on the matter of proposed increase in telephone rates under application filed by the Pacific Telephone and Telegraph Company with the Public Utilities Commission of the State of California, the initial hearing being set for September 27, 28, 29, in the State Building, San Francisco, setting how in dollars and cents for the increase for consumers in San Diego, and going into the matter in considerable detail, was presented.

The City Attorney made a verbal report, explaining contents of his letter, and he suggested reading portion thereof on page 2. The report, or any portion thereof was not read, however. He said that he "thinks" the League of California Municipalities "may" join in opposition.

Councilman Dail suggested that contact be made with the League of Municipalities, and the City Attorney replied that he would.

The City Attorney said that if the City is going to do anything in the matter, determination should be made to start right away.

The Mayor said that if other cities are not joining in the protests, it is getting late for the City to do anything. He said, also, that he does not know what the City of San Diego can do, in view of the well-built case by the Company's experts over a long period of time.

RESOLUTION NO. 98737, recorded on Microfilm Roll No. 30, requesting the City Attorney to find out what other cities in California are planning to do in the matter

of opposing the Pacific Telephone and Telegraph Company's application for increase in rates, made to the Public Utilities Commission of the State of California, upon which initial hearing has been set for September 27, 28, 29, if they plan to join in opposition, and if so to what extent and how they would share in the expense, and requesting to make a report thereon at the earliest possible date, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Earl J. Cornwall having put in an appearance in the Council Chambers, the Mayor directed that the hearing in the matter of his appeal be conducted at this time.

Mr. Cornwall spoke in favor of granting his appeal. He said that he wants the same rights as his adjoining property owner. Mr. Cornwall showed photographs, and said that he wants to be right on the side lot line with his garage.

The Zoning Engineer showed maps of the property.

Mrs. T. C. Cook, 3040 Quince Street, owner with her husband (who did not speak because he could not hear the Councilmen's questions), spoke about the proposed zone variance. She said she and her husband own the adjoining property, and protested, saying that Mr. Cornwall wants to cover their bedroom window.

The Zoning Engineer said that the garage wall would be within 3 feet of the Cooks' window.

Councilman Schneider said that Mr. Cornwall was asking for only the same thing as the Cooks have, saying he had been out to look at the property.

Mrs. Cook said that she has no objection to construction of the garage if Mr. Cornwall keeps it back of their bedroom window.

Councilman Wincote moved to sustain the appeal, if the front of the Cornwall garage is "back of the Cooks' bedroom window". There was no second at this time.

O. J. Matheny, who owns property on the other side of Mr. Cornwall, said he thinks the request should not be granted. Although it was pointed out that such construction would have no effect upon his property, Mr. Matheny said that as a property owner in the vicinity he still protested. He made remarks about Mr. Cornwall as an individual and about his activities in the neighborhood.

Mrs. Cook also referred to Mr. Cornwall's several acts causing them worry.

The Mayor said that the Council is not interested in a neighborhood quarrel, nor does it wish to enter into it, but that the Council has to act only upon the merits of the question before it.

Councilman Wincote deplored the feeling that existed between the neighbors, and hoped that the City could do something to alleviate the situation.

Mr. Matheny said that the garage would be in the middle of the window.

Councilman Wincote again moved to sustain the appeal, and to permit construction of the garage, if placed to rear of the Cooks' window, and overruling the Zoning Committee's decision regarding condition for a setback of 26 feet from the front property line.

Asked if she had any objection to such an arrangement, Mrs. Cook said she didn't care where Mr. Cornwall placed the garage, just so he did not cover the window.

At this point Mr. Cornwall said that if he did not get what he wanted he would build a six foot wall across the window, and defied the City to stop him. That comment brought forth the indication from Councilman Wincote, who had been trying to give Mr. Cornwall a variance but at the same time assist the adjoining neighbors, the statement that he felt he should have no variance.

Mr. Cornwall then referred to a duplex which he had built, and to a retaining wall which he said Mr. Matheny had used and ruined. He said he wants the same encroachments that his adjoining neighbors have.

Councilman Wincote repeated his motion, which was seconded by Councilman Kerrigan, resulting in

RESOLUTION NO. 98738, recorded on Microfilm Roll No. 30, sustaining the appeal of Earl J. Cornwall, 4057 Mississippi Street, from the Zoning Committee's decision in granting permission to erect a garage with no sideyard, but maintaining a 26-foot set back from the front of the property line, on Lots 33 and 34 Block 4 South Gurwell Heights, at 3034-3036 Quince Street in Zone R-4 with signature to be obtained of the owner of the property adjoining to the east, overruling said decision, and granting a variance to the provisions of Ordinance No. 8924 Section 8a for construction of said garage with no sideyard on condition that it be set to the rear of the bedroom window of the residence of Mr. and Mrs. T. C. Cook which adjoins the Cornwall property, was on motion of Councilman Wincote, seconded by Councilman Kerrigan, adopted.

Jesse Samuel having arrived in the Council Chambers, was invited by the Mayor to be heard in connection with his appeal from the Zoning Committee's denial of his zone variance at 3021 J Street.

Mr. Samuel spoke in favor of the granting of his appeal.

The Zoning Engineer said that a 3-unit construction would obscure the access court, and said that the premises are now and would be a fire menace, and said also that the Building Inspector had said that the lumber stored upon the premises cannot be used for construction of the proposed units.

Councilman Dail said that Mr. Samuel should have the opportunity to do the work as requested.

Photographs showing the unsightly condition of the premises were passed around by the Zoning Engineer. Mr. Samuel said that although the pictures were taken 3 days ago, the site has now been cleaned up. He admitted that the lumber referred to remained, and invited members of the Council out to inspect the premises.

RESOLUTION NO. 98739, recorded on Microfilm Roll No. 30, sustaining the appeal of Jesse and Dinah Lee Samuels, 3021 J Street from the decision of the Zoning Committee in denying by its Resolution No. 4773 variance to Ordinance No. 8924 Section 8a to permit construction of a 3-unit apartment on Lot 1 Block 101 of Frink & Wilde's Addition and Lot 1 Block 16 Hoitt's Addition, at 3021 "J" Street, and overruling said decision, was on motion of Councilman Godfrey, seconded by Councilman Schneider, adopted.

Councilman asked, after the resolution had been adopted, that Mr. Samuels clean up the unsightly condition of the property. Mr. Samuels said that it has been done.

Communication from the Planning Commission, signed by the Asst. Planning Director, recommending approval of the Final Map of La Jolla Lomas, subject to the posting of an adequate bond to insure required improvements, was presented.

RESOLUTION NO. 98740, recorded on Microfilm Roll No. 30, authorizing and directing the City Manager to execute, for and on behalf of The City of San Diego, a contract with Muirlands, Inc., a corporation, Carlos J. Tavares, and Harold J. Muir and Charlotte J. Muir, husband and wife, for the installation and completion of the unfinished improvements for La Jolla Lomas, directing the City Engineer to present an ordinance establishing the official grades of all streets within said subdivision, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

RESOLUTION NO. 98741, recorded on Microfilm Roll No. 30, adopting Map of La Jolla Lomas, accepting Muirlands Vista Way and unnamed easements shown thereon for public purposes, dedicating said street and unnamed easements to be a public street and unnamed easements, authorizing and directing the Clerk of the City of San Diego to endorse upon said map, as and for the act of the Council, that said street and easements are accepted on behalf of the public, directing the City Clerk to transmit said Map to the Clerk of the Board of Supervisors of the County of San Diego, was on motion of Councilman Schneider, seconded by Councilman Kerrigan, adopted.

Councilmen Godfrey and Kerrigan brought up the matter of incompleated improvements in subdivisions approved by the Council, and thought that further study should be given.

RESOLUTION NO. 98742, recorded on Microfilm Roll No. 30, referring to Council Conference the matter of subdivision map improvements, relating to their completion, and the matter of approving said maps before the required improvements have been installed, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

Communication from the Zoning Committee, signed by the Zoning Engineer, reporting back in the matter of Zone Variance and appeal of C. Kelvin Savell, heretofore granted by the Council, which had subsequently been referred to said Committee for further recommendations on the variance already granted, was presented and read.

Said communication stated that the Zoning Committee recommends that the Council attach the following conditions to Resolution No. 98007 granting zone variance to C. Kelvin Savell:

1. That the shop be conducted on the lower floor of a two-story building with apartment above, the building to be 25 ft. by 35 ft. in dimensions;
2. That the hours of operation be limited to those between 8:00 A.M. and 5:00 P.M.;
3. That there be no employees other than the owner;
4. That no advertising signs be permitted on the property, other than as permitted in R-4 Zone;
5. That the maximum power available in the shop be limited to 4 H.P.;
6. That the building be sound-proofed by not less than 1 inch of Celotex or equal sound-proofing material, on all walls and ceiling.

It was generally agreed by the Council that said Resolution should be amended to include the above-mentioned conditions. Councilman Wincote, however, pointed out that there could be work done, such a wood carving, after the hours specified which would create no disturbing noises and that he should not be prevented from such activities.

Councilman Wincote moved that condition No. 2 be changed to provide that the hours of operation be limited to those between 8:00 A.M. and 5:00 P.M. for all machinery operation and noise making operation, which motion was adopted.

RESOLUTION NO. 98743, recorded on Microfilm Roll No. 30, amending Resolution No. 98007 adopted May 23, 1950, granting a zone variance to C. Kelvin Savell and Audrey M. Savell to permit a custom-made furniture shop with some refinishing and repairing, in a building to be constructed on the rear of Lots 29 and 30 in Block 220 Pacific Beach, at 1344 Hornblend Street, in Zone R-4, and overruling the Zoning Committee decision in connection therewith, by adding thereto the following conditions:

1. That the shop be conducted on the lower floor of a two-story building with apartment above, the building to be 25 ft. by 35 ft. in dimensions;
2. That the hours of operation be limited to those between 8:00 A.M. and 5:00 P.M. for all machinery operation and noise-making operation;
3. That there be no employees other than the owner;
4. That no advertising signs be permitted on the property, other than as permitted in R-4 Zone;
5. That the maximum power available in the shop be limited to 4 H.P.;
6. That the building be sound-proofed by not less than 1 inch of Celotex or equal sound-proofing material, on all walls and ceiling;

was on motion of Councilman Wincote, seconded by Councilman Swan, adopted.

Communication from Mrs. Thor Nielsen, 3206 Bancroft Street, objecting to proposed raise in bus fares, was presented.

On motion of Councilman Schneider, seconded by Councilman Wincote, the communication was ordered filed.

Communication signed by Charles F. and Helen I. Wilson, 4711 Panorama Drive, and others, dated July 17, 1950, complaining of five compost and one large fertilizer bins which have been built in their neighborhood within a few feet of other dwellings, resulting in the infestation of flies and that they are a health menace, was presented and read. The communication states that complaints have been made to the Health Department but

that department has advised it has no jurisdiction although it has sponsored a "Fly" ordinance which has cleared the City Attorney. It was requested, in the letter, that said ordinance be brought before the Council immediately for consideration.

Mrs. Wilson spoke of the conditions complained of, stating that in addition to the 5 compost bins, there is about a ton of fertilizer stored on the 100' x 150' lot in question. Although there are only a few rows of berries, Mrs. Wilson said, there is enough fertilizer on the premises to cover 10 acres.

Mr. Wilson spoke along the same lines as his wife, repeating her objections. Reference was made to the "Fly" ordinance, which Mrs. Wilson said a member of the Health Department has said was before the Council at one time and that if it would be adopted the Department would have some authority to act.

The Mayor asked who, in the Health Department, had made the statement, and Mrs. Wilson replied that it was Mr. Beale. The Mayor said that it was ridiculous to infer that the Health Department could take no action for lack of a "Fly" control ordinance; he said that the Department has all the power it needs to order the cleaning up of any unsanitary condition.

Mrs. Wilson said that the owner of the fertilizer bin had stripped the seams, covered the knot holes with tin and put a cover over it, but that when it is opened "thousands of flies escape, and since they have not been trained to return to the bin they immediately swarm over the neighborhood. She said, also, that the odor comes into their bedroom windows and through their house, causing looks of surprise from her guests.

Councilman Schneider asked about the "Fly" ordinance, and he was informed by a member of the City Clerk's office that the proposed ordinances making the maintenance of breeding places for flies a misdemeanor and the regulating of the storage of fertilizer had been before the Council in January and February of this year, but had been referred back to the City Manager because he had stated that the ordinances had not been drafted in accordance with the Health Director's wishes. (Said ordinances have never been re-presented to the Council for action or consideration).

RESOLUTION NO. 98744, recorded on Microfilm Roll No. 30, referring to the City Manager for drafting and presentation to the Council, the necessary Ordinance in connection with the "Fly" nuisance, was on motion of Councilman Wincote, seconded by Councilman Dail, adopted.

The Assistant City Manager (Acting City Manager) asked that the letter be referred to his office, so the Council directed, also, that the City Manager report back to the Council on the Wilson, et al, complaint.

RESOLUTION NO. 98745, recorded on Microfilm Roll No. 30, determining that another hearing should be held and additional evidence received upon the question of whether or not there exists such a shortage in rental housing accommodations in The City of San Diego as to require rent control in the City, fixing a hearing thereon for the 15th day of August, 1950, at the hour of 2 o'clock P.M., in the Council Chamber in the Civic Center, directing the City Clerk to publish notice thereof and mail copies of the notice of hearing to the Director of San Diego Regional Rent Control Office, Chairman of the Board of Supervisors of the County of San Diego, the Mayors of the Cities of La Mesa, El Cajon, National City, and Chula Vista, was on motion of Councilman Wincote, seconded by Councilman Schneider, adopted.

RESOLUTION NO. 98746, recorded on Microfilm Roll No. 30, authorizing and empowering the City Manager to do all the work in connection with the salvaging or abandonment of 670 feet of six-inch C.I. water main, and the installation of 670 feet of eight-inch water main, in Dupont Street, between Silvergate Avenue and Bow Avenue, by appropriate City forces, was on motion of Councilman Schneider, seconded by Councilman Wincote, adopted.

Said resolution recites that the City Manager has submitted estimates for said work and has indicated that the same can be done by the City forces more economically than if let by contract.

RESOLUTION NO. 98747, recorded on Microfilm Roll No. 30, accepting subordination agreement executed by Bank of America National Trust and Savings Association, beneficiary, and Corporation of America, trustee, bearing date July 7, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Lot 68 Ex-Mission Lands of San Diego, also known as Horton's Purchase, to the right of way and easement for street purposes heretofore conveyed to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98748, recorded on Microfilm Roll No. 30, accepting subordination agreement executed by Dell Thurber and Katherine E. Thurber, beneficiaries, and The First National Trust and Savings Bank of San Diego, Trustee, bearing date July 3, 1950, wherein said parties subordinate all their right, title and interest in and to a portion of Guy Street, closed by Resolution No. 43631 dated November 11, 1927, to the right of way and easement for storm drain purposes heretofore granted to The City of San Diego, authorizing and directing the City Clerk to file said subordination agreement of record in the office of the County Recorder, together with a copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98749, recorded on Microfilm Roll No. 30, accepting deed of Robert Holmes and Robert Burns Holmes, bearing date May 8, 1950, conveying an easement and right of way for alley purposes through, along and across a portion of Lot 68 Ex-Mission Lands of San Diego, also known as Horton's Purchase, authorizing and directing the City

Clerk of said City to file said deed of record in the Office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98750, recorded on Microfilm Roll No. 30, accepting deed of Jacob Fitzel, Nora Fitzel, Roy Lee Fitzel, Geraldine E. Fitzel and Vern J. Fitzel, bearing date June 23, 1950, conveying an easement and right of way for street purposes in portion of Lot 68 Ex-Mission Lands of San Diego, also known as Horton's Purchase, setting aside and dedicating the same to the public use as and for a public street, and naming the same 42nd Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98751, recorded on Microfilm Roll No. 30, accepting deed of Robert Holmes and Robert Burns Holmes, bearing date May 8, 1950, conveying an easement and right of way for street purposes in portion of Lot 68 Ex-Mission Lands of San Diego, also known as Horton's Purchase, setting aside and dedicating the same to the public use as and for a public street, and naming the same 42nd Street, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98752, recorded on Microfilm Roll No. 30, accepting deed of Nathan Benjamin and Eva J. Benjamin, bearing date June 16, 1950, conveying Lot 11 Block 33 Wetmore and Sanborn's Addition, setting aside and dedicating the same to the public use as for a public street, and naming the same Wabash Boulevard, authorizing and directing the City Clerk to transmit said deed, together with a certified copy of said Resolution, to the City Properties Department for recording when escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98753, recorded on Microfilm Roll No. 30, accepting deed of Rosa Gongora, bearing date June 20, 1950, conveying Lots 37 and 38 City Gardens, authorizing and directing the City Clerk to forward said deed to the Union Title Insurance and Trust Company with directions that the same be filed for record in the office of the County Recorder, after all escrow instructions have been complied with, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98754, recorded on Microfilm Roll No. 30, accepting grant deed of Russell C. Stohlman, bearing date June 16, 1950, conveying Lots 14 and 18 Block 8 Electric Line Addition, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98755, recorded on Microfilm Roll No. 30, accepting deed of Robert Holmes and Robert Burns Holmes, bearing date May 8, 1950, conveying a portion of Lot 68 Ex-Mission Lands of San Diego, also known as Horton's Purchase, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98756, recorded on Microfilm Roll No. 30, accepting deed of Clemens H. Freres and Helen W. Freres, bearing date July 11, 1950, conveying an easement and right of way for sewer purposes in portion of Lot 18 Loma Heights, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98757, recorded on Microfilm Roll No. 30, accepting deed of Alan C. Moffitt and Agnes L. Moffitt, bearing date July 7, 1950, conveying an easement and right of way for sewer purposes in portion of Block 3 Block 3 E. T. Scripps' Addition to La Jolla Park, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98758, recorded on Microfilm Roll No. 30, accepting deed of Byrl D. Phelps and Devereux M. Phelps, bearing date July 11, 1950, conveying an easement and right of way for sewer purposes in portion of northwest quarter of Section 34 Township 16 South, Range 2 West, S.B.B.M., authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98759, recorded on Microfilm Roll No. 30, accepting deed of Security Trust & Savings Bank of San Diego, bearing date June 20, 1950, conveying an easement and right of way for sewer purposes in portion of Pueblo Lot 211, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, together with a certified copy of said Resolution, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

RESOLUTION NO. 98760, recorded on Microfilm Roll No. 30, accepting deed of Dean J. Meador and Patricia N. Meador, bearing date June 12, 1950, conveying an easement and right of way in portion of Guy Street, closed by Resolution No. 43631 dated November 11, 1927, authorizing and directing the City Clerk to file said deed of record in the office of the County Recorder, was on motion of Councilman Godfrey, seconded by Councilman Wincote, adopted.

ORDINANCE NO. 4469 (New Series), recorded on Microfilm Roll No. 30, appropriating the sum of \$5,000.00 from the Traffic Safety Fund, in payment of the City's share of the costs and expenses of improving Dalbergia Street, between the southeasterly line of Thor Street and the southeasterly line of Una Street, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Godfrey, seconded by Councilman Wincote, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4470 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alley in Block K Montecello, between the south line of Monroe Avenue and the northerly line of El Cajon Boulevard, was on motion of Councilman Godfrey, seconded by Councilman Wincote, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Wincote, seconded by Councilman Schneider, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4471 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alley in Block 317 Reed and Daley's Addition, between the east line of 28th Street and the west line of 29th Street, was on motion of Councilman Godfrey, seconded by Councilman Schneider, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

ORDINANCE NO. 4472 (New Series), recorded on Microfilm Roll No. 30, establishing the grade of the Alley in Block 281 San Diego Land and Town Company's Addition, between the southeasterly line of Sampson Street and the west line of 28th Street, was on motion of Councilman Schneider, seconded by Councilman Godfrey, placed on its final passage at its first reading, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

Thereupon, on motion of Councilman Schneider, seconded by Councilman Godfrey, said Ordinance was adopted, by the following vote, to-wit: Yeas---Councilmen Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey, Mayor Knox. Nays---Councilmen None. Absent---Councilmen None.

The final reading of such Ordinance was in full.

There being no further business to come before the Council, the meeting was, on motion of Councilman Schneider, seconded by Councilman Kerrigan, adjourned at the hour of 11:25 o'clock A.M.

ATTEST:
FRED W. SICK, City Clerk

By August M. Hadstein
Deputy

George Kerrigan
Vice Mayor of The City of San Diego, California

per.